

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES July 24, 19⁷⁹

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

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1207 The Invocation was offered by Chairman Walker.

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

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The Agenda was adopted with two addition, on motion of Supervisor Johnson, seconded by Supervisor Flynn, and unanimously carried by those present.

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The Minutes of July 17, 1979, were approved as submitted, on motion of Supervisor Johnson, seconded by Supervisor Flynn, and unanimously carried by those present.

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

60-1 The Community Action Council Claims were approved and allowed for payment.

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298A The Board approved Assessment Roll Changes numbered: 8488; 8489; and 8490.

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151-13 RESOLUTION NO. 161-79 was adopted Authorizing an Action for the Recovery of County Funds Paid Out for the following departments: Welfare, Probation; Public Defender; Library; Ambulance; and Lake Tahoe Ambulance. RESOLUTION NO. 162-79 was adopted Authorizing an Action for the Recovery of County Funds Paid Out for the Mental Health Department.

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151 RESOLUTION NOS. 163-79; 164-79; 165-79; and 166-79 were adopted Discharging Unpaid County Welfare Accounts.

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312 RESOLUTION NO. 168-79 was adopted authorizing the closure of a 300-foot section of North Alley at Pleasant Valley Road in Diamond Springs on September 3, 1979, between 6:00 a.m. and 5:00 p.m., for the Diamond Springs Fire Protection District's Annual Bazaar and Breakfast.

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30-13 At the recommendation of the Airports Director, the Chairman was authorized to sign a five-year Land Use Lease with James C. Hutton to erect a portable hangar at the Placerville Airport.

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423 Ridgeview Village #10 Board approved the Director of Public Works' request for reduction of Subdivision Improvement Letter of Credit for Ridgeview Village Unit No. 10 in the amount of \$66,008.75, leaving a balance of \$107,991.25.

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114-7 At the recommendation of the Director of Public Works, the Board awarded the bid for a rotary lawnmower to sole bidder, Clusiau's Rental Center, in the amount of \$339.20.

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421-1 At the recommendation of the Director of Public Works, the Board approved request of Luther J. Carter for a variance to Encroachment Permit No. 78-518, for Lot No. 181, Gold Didge Forest Unit No. 2. (For driveway)

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423 Royal Heights Subdivision At the recommendation of the Assistant Director of Public Works, the Board approved the extension of the completion date for improvements in Royal Heights Townhouses Subdivision, to October 15, 1979.

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354 At the recommendation of the Director of Health Services, the Board authorized the Chairman to sign Agreement for Fiscal Year 1979-80 with the State of California for funds for the "409" Drug Abuse Services in the amount of \$14,141.00, and RESOLUTION NO. 169-79 was adopted accordingly.

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714 At the recommendation of the Chief Probation Officer, the Board adopted RESOLUTION NO. 169A-79 authorizing the Chairman to sign contract renewal with the California Youth Authority for case diagnostic services at a cost of \$1,690.00 per month.

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(50-8) 50-2 At the recommendation of the Executive Director, Community Action Council, the Chairman was authorized to sign Contract Amendment No. 1 with the California State Office of Economic Opportunity for Community Services Administration Emergency Energy Conservation Fiscal Year 1978 Program funds, extending the contract term from August 31, 1979, to December 31, 1979.

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(296-7) 229 At the recommendation of the Deputy County Counsel, the Board authorized the County Surveyor, by RESOLUTION NO. 173-79, to execute on behalf of the Board of Supervisors, Agreements for Road Improvement Fees as a condition of subdivision approval.

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22-6
Board authorized the Chairman to sign Addendum to Contract with Lake Tahoe Humane Society to bring the existing contract into conformity with Board policy requiring annual renewal. (Referred 7/3/79)

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6-11-79
Board appointed Chairman W. P. Walker to the El Dorado Service Task Force, with Vice Chairman N. Arliene Todd, as Alternate, as requested by the State Department of Aging.

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57
On motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried by those present, the Board authorized the El Dorado County Fair Association to proceed with a parcel map separating that certain five acres on the southern portion of the existing Fair site, at no expense to the County.

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26-3-79
On motion of Supervisor Stewart, seconded by Supervisor Johnson, and unanimously carried by those present, the Board approved as submitted this date by Architects Nopp, Zeiner, Atchinson, the Plans and Specifications for the Superior Court Facility at South Lake Tahoe, and authorized advertising for bids to be received at 3:00 p.m. on August 24, 1979, with award by the Board on August 28, 1979.

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11-7
Chief Probation Officer submitted letter requesting the following: that the Board accept the approved Law Enforcement Assistance Administration (L.E.A.A.) Grant for expansion of our Juvenile Hall in the amount of \$180,000.00, to be matched by 10% County funds; that this grant be supplemented in the amount sufficient to complete the project; and that the application for a cash advance on the grant in the amount of \$30,000.00 be approved -- the total cost being approximately \$526,000.00 for the Juvenile Hall Expansion.

On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried by those present, the requests were approved as submitted.

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132
Principal Analyst submitted letter requesting waiver of formal bidding procedures and authorization to purchase previously approved 4-wheel drive pickup truck for the Building Department at South Lake Tahoe, from Patterson Motors of Placerville in the amount of \$7,272.00; the lowest quote received from eight dealers contacted.

On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried by those present, the Board referred the matter back to the Building Department for reconsideration as to the necessity for a 4-wheel drive vehicle.

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246
On motion of Supervisor Johnson, seconded by Supervisor Flynn, and unanimously carried by those present, the Board set a Policy Review Session for August 2, 1979, at 4:00 p.m. with the Public Guardian's Office.

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1803
18-5
On motion of Supervisor Walker, seconded by Supervisor Flynn, and carried by the following vote: Ayes: Supervisors Flynn, Stewart, and Walker; No: Supervisor Johnson, the Board directed that the request of El Dorado Irrigation District urging the Board to convene a full day seminar for all units of Government in the County with the retiring Grand Jury, as well as the 1979-80 Grand Jury, be placed on the August 14, 1979, Agenda for consideration.

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420
(4223)
Mr. Don DeVere of Mund, McLaurin & Co. of San Francisco, the County's insurance analysts, was present and advised the Board that the County's Liability Policy expires July 25, 1979, and offered alternatives for liability insurance coverage, and levels of Self-Insurance for 1979-80; he also apprised the Board that the Automobile Physical Damage Policy is expiring and offering a quotation of \$5,880.00 from Travelers.

After consideration, on motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried by those present, the Board approved the Analysts' recommendation to accept the quotation from Transcontinental in the amount of \$9,800,000 excess \$200,000 self-insured retention for the premium amount of \$132,500; England bringing up limit to \$20,000,000. (County increased self-insured retention from \$100,000 to \$200,000).

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115
(115)
(115)
M.K.
82-72
(82)
On motion of Supervisor Johnson, seconded by Supervisor Flynn, and unanimously carried by those present, the Board adopted RESOLUTION NO. 170-79 setting salaries of Appointive and Elective County Officers for Fiscal Year 1979-80; RESOLUTION NO. 171-79 was adopted Amending, and updating from the past year, the Authorized Personnel Resolution; and the Board adopted the Memorandum of Understanding between the County of El Dorado and Robert A. Laurie, Deputy County Counsel, for Fiscal Years 1979-80 and 1980-81.

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82-72
On motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried by those present, the Board adopted RESOLUTION NO. 167-79 establishing a permanent Department Heads Committee for Fiscal Planning.

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113
On motion of Supervisor Stewart, seconded by Supervisor Flynn, and carried by the following vote: Ayes: Supervisor Flynn, Stewart, and Walker; No: Supervisor Johnson, the Board adopted the Job Specifications, including the new title change, for the Chief Administrative Officer (formerly Assistant to the Board): RESOLUTION NO. 172-79 was adopted accordingly.

On motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried by those present, the Board adopted the recommendations of the Applicant-Screening Committee that the salary of the Chief Administrative Officer should be left open; that the County advertise widely in various publications; and that the Board take its time
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in selecting the right person for the position.

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Director of Public Works submitted requests for Variances to Encroachment Permits for the following:

421
Dominick LaRosa - to allow a 20-25% grade for his driveway instead of 10% as required by the Permit

On motion of Supervisor Stewart, seconded by Supervisor Flynn, and carried by the following vote: Ayes: Supervisors Johnson, Flynn, and Stewart; No: Supervisor Walker, the request was denied, as recommended by Public Works.

Milton A. Wilson - to allow a 20% grade for his driveway instead of as required by the Permit

On motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried by those present, the request was denied, as recommended by Public Works.

Lillian Anderson - to allow a variance in location of her driveway as presented in the plot plan

On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried by those present, the request for variance was approved, pursuant to the revised plot plan, as recommended by Public Works.

Peter A. Croucher - to allow a variance to grade and drainage requirements for an existing driveway

On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried by those present, the request was denied, as recommended by Public Works.

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221
Rescue Union School District submitted letter requesting continuation of impaction fees for 1979-80 as provided under Section 10806 of the County Ordinance Code.

On motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried by those present, the request was approved, subject to the receipt of the Minutes of the Rescue Union School District Board.

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SPECIAL ORDERS

PLANNING MATTERS

255-4-17
370-90
Hearing was held as duly advertised to consider rezoning of lands in the Meyers area from Commercial to Single Family Residential zone, consisting of Lots 221, 222, 223, 224, 225, 226, and 227 in Tahoe Paradise Addition No. 2, petitioned by the El Dorado County Planning Commission. Planning Commission recommended approval, and the Planning Director enumerated the following findings of the Commission:

1. The zone change from C. Commercial to R-1, One Family Residential District is in compliance with the El Dorado County General Plan;
2. California Tahoe Regional Planning Agency has identified the subject properties as Low Density Residential resulting in a conflict with County zoning;
3. Because of this conflict, this property is not usable.

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The Planning Director advised that Mr. Richard Tobey owns Parcels 33-678-14 and 33-678-15 (Lots 221 and 222 in said Subdivision); said parcels having been zoned Commercial, but which will not be used as Commercial property -- and upon which Mr. Tobey now desires to build a residence. The Board was also advised that the Planning Department Staff concluded that it would be well to rezone the balance of that property which had been zoned Commercial (Lots 223, 224, 225, 226, and 227) to R-1.

There were no protests, and the Hearing was closed.

On motion of Supervisor Stewart, seconded by Supervisor Johnson, and unanimously carried by those present, the Board concurred with the Planning Commission's findings, but only insofar as Lots 221 and 222: Parcels 33-678-14 and 15, were concerned; the rezoning was found to be in conformity with the General Plan; the Negative Declaration was accepted, and the rezoning for Lots 221 and 222 only was approved and ORDINANCE NO. 2013 was adopted accordingly.

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Hearing was held as duly noticed to consider the Appeal filed by Robert N. Baker on the Planning Commission's denial of his request for waiver of an encroachment Permit relating to Parcel Map P79-173.

7-1-5-79
Mr. Baker was present and explained that the requirement of the Planning Commission that he improve the access road which connects with Lotus Road and is approximately two miles from his 20-acre parcel was economically unfeasible for him to accomplish. He further stated that the access road had been in the same condition for many years, and that there were several parcel splits prior to his, and this requirement was not imposed then.

The following owner-residents were also present and spoke in opposition to the requirement that the access road be improved; the gist of most of the comments being that they did not want an entrance so improved that it would be inviting to every sight-seeing motorist; motorcycle enthusiast; or whatever to traverse down their private road: Ralph Fleo; Kathleen Tyler; and Tom House.

There being no further comments, the Hearing was closed.

The motion of Supervisor Flynn, seconded by Supervisor Stewart, to waive the encroachment standards based on the findings that there is a written application; that there are special conditions and circumstances which justify this waiver, primarily relating to the cost and the private land involved; the inability of the applicant to secure the right-of-way; it would impose an unnecessary hardship on the applicant; and, it is not injurious to the neighbors, nor to the public, failed to pass by reason of the following vote: Ayes: Supervisors Flynn and Walker; Noes: Supervisors Johnson and Stewart; Absent: Supervisor Todd.

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GENERAL ORDERS

233-6
At the recommendation of the Principal Analyst, on motion of Supervisor Johnson, seconded by Supervisor Flynn, and unanimously carried by those present, the Chairman was authorized to sign a revised Agreement with Laboratory Medical Consultants for pathology services in the Lake Tahoe area on a 5-day week basis, as stipulated in their bid, rather than a 6-day week basis, as advertised in County Specifications.

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(71)
Board considered a Proposed Ordinance to restructure traffic regulations under County Ordinance Section 7622, "Speed Restrictions", and Section 7651, "Through Highways"; rewording said sections to better identify subject roads and limits of the traffic control.

11
On motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried by those present, the Ordinance was introduced, the reading thereof was waived, and it was referred back to the Public Works Department for their reaction to reducing the speed limits in each case by 10 MPH for Section 7622 (ah), (ai), and (aj).

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(82)
210
Board considered Ordinance amending Section 4208 of the County Ordinance Code, regarding Dismissal, Suspension, and Demotion as it relates to the imposition of disciplinary action of 10 days or less for County employees. (Introduced 7/3/79; Continued 7/10/79 and 7/17/79)

On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried by those present, ORDINANCE NO. 2012 relating to Dismissal, Suspension, and Demotion was adopted.

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68
Communication was received from California Tahoe Regional Planning Agency requesting the Board of Supervisors reconsider their adoption of Resolution No. 132-79, opposing the present membership makeup of CTRPA, and its ordinances, and withdrawing its delegate to CTRPA.

On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried by those present, the Assistant to the Board was instructed to prepare a proposed letter in response to CTRPA's request.

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134
Mr. David DelRio submitted a letter requesting that the Board extend the time limit requirement between the time he submitted his plans and the time he must apply for a building permit, for a period of one year so that he will not lose his plan check fees.

The motion of Supervisor Walker, seconded by Supervisor Stewart, to authorize the Building Department to extend the plans for six months and if there is any need for checking or reissuing the plans for a permit, that Mr. DelRio be charged the actual cost to the Building Department, was not carried by reason of the following vote: Ayes: Supervisor Walker; Noes: Supervisors Johnson, Flynn, and Stewart; Absent: Supervisor Todd.

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There being no further business, the Board adjourned to Tuesday, July 31, 1979, at 10:00 a.m.

APPROVED: W.P. Walker
W. P. Walker, Chairman

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

By: Jan L. Macy
Deputy