

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES July 31 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. Dixie L. Foote, Assistant Board of Supervisors Clerk, was also present. Chairman Walker presided.

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12-7 The Invocation was offered by Pastor Dick Cain, First Christian Church.

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

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The Agenda was adopted on motion of Supervisor Todd, seconded by Supervisor Flynn, and unanimously carried.

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The Minutes of July 24, 1979, were approved as submitted on motion of Supervisor Flynn, seconded by Supervisor Walker, and carried by the following vote: Ayes: Supervisors Johnson, Flynn, Stewart, and Walker; Noes: None; Abstain: Supervisor Todd.

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

40-1 The Community Action Council Claims were approved and allowed for payment.

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151-13 RESOLUTION NO. 174-79 was adopted Authorizing an Action for the Recovery of County Funds Paid Out for Western Slope Ambulance (County Service Area No. 7); Library; Welfare; Building; and Health Departments.

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247 The Chairman was authorized to execute a Release of Lien, discharging all property encumbered by the Agreement to Reimburse the County for Public Assistance, as recorded in the Official Records of El Dorado County as follows: Porfirio Medina, Volume 902, Page 446.

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30-12 At the recommendation of the Airports Director, the Chairman was authorized to sign a five-year Land Use Lease with Fast Draw Graphics, Inc. to erect a portable hangar at the Placerville Airport.

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21-8
Airports Director was authorized to re-negotiate the Lease for the Sky Room Restaurant at the Lake Tahoe Airport, to be contingent upon the actual sale of the restaurant.

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421-1
At the recommendation of the Director of Public Works, the Board approved the request of Mr. Marc Harris for a variance to his encroachment permit; said variance pertaining to the grading requirements of Mr. Harris' driveway.

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421-1
At the recommendation of the Director of Public Works, the Board approved Mr. Geoffrey Thomas' request for a variance to his encroachment permit to allow a 10% grade in the first 10 feet of his driveway.

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22-7
At the request of the Director of Health Services, the Chairman was authorized to sign an Agreement with Charles A. Eubanks, M. D., in the maximum amount of \$10,000.00 at \$32.00 per hour, for psychiatric services, during recruitment for the vacant position of psychiatrist in Placerville, to County's Mental Health Program.

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7
At the request of the Fair Association, the Board sanctioned the Maid of El Dorado County to represent the County in the Maid of California Pageant at the 1979 California State Fair.

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424A
424
423: Ridgeview Village #3
At the recommendation of the County Surveyor, the Board approved the requests of Ivan Nolan and Stanley E. Johnson and authorized the Chairman to sign Certificates of Compliance as road improvements have been completed for their parcel maps.

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423: Ridgeview Village #3
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423: Ridgeview Village #3
At the recommendation of the County Surveyor, the Board approved release of \$1,000 Subdivision Monument Bonds to Pacific States Development Corporation, for Ridgeview Village Unit No. 3 Subdivision, and Prim Investments, Inc., for Waters Edge No. 2 Subdivision.

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74-9
Assistant to the Board was instructed to proceed with soliciting proposals for preparation of Plans and Specifications for the Juvenile Hall Expansion project. in Placerville.

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201
Board awarded the contract for performance of the 1978-79 County Audit to the firm of Bartig, Bassler & Ray of Sacramento, in the amount of \$16,150.00, as said firm was the low bidder.

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58
At the recommendation of County Counsel, the Board denied the claim of Steven Gilbert, in the amount of \$1,000,000.00, for personal injury.

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46-199
At the recommendation of Deputy County Counsel, the Chairman was authorized to sign an Addendum to the Williamson Act Contract for the Agricultural Preserve No. 199 of Prentiss and Josephine Moore; said Addendum reflecting changes in the property description as approved by the Board on May 29, 1979.

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22
Marion MacAdams was appointed as Alternate to Normadene Carpenter on the County Health Task Force.

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246-4
247-4
248-4
On motion of Supervisor Flynn, seconded by Supervisor Todd, and unanimously carried, the Chairman was authorized to sign Contract Change Order No. 2 on the Latrobe Road Project, increasing the Contract by \$1,446.50, at the recommendation of the Director of Public Works.

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74-26
At the request of Mr. Dick Zeiner, Architect, the Board authorized the Assistant to the Board to negotiate a contract with Mr. Theodore Jensen for inspection services during the construction of the Superior Court Building at South Lake Tahoe; said contract to be effective August 28, 1979, and in the amount of \$1400 per month plus any such insurance the County may require, on motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried.

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(12)
141
113
The Board designated the first and third Mondays of every month, at 9:00 a.m., to meet with the Assistant to the Board and County Counsel to discuss County matters with the first such meeting to be held on August 6, 1979, on motion of Supervisor Flynn, seconded by Supervisor Todd, and unanimously carried.

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326
On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried, the Board expressed its support of Senate Bill 894, relating to Local General Plan Elements of Counties and Cities, and directed that letters stating same be forwarded to members of the Assembly Local Government Committee and Mr. Les Cohen.

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50-42
On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried, the Board approved the request of the El Dorado County Alcoholism Advisory Board for authorization to support legislation to establish an additional excise tax on alcoholic beverages for alcoholism education, recovery and rehabilitation programs in California.

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(115)
82
403
(12-2)
At the recommendation of the Personnel Officer, and on motion of Supervisor Flynn, seconded by Supervisor Todd, and unanimously carried, the Board approved the filling of an Account Clerk II position allocated to the County Training Programs and assigned to the Auditor-Controller's Office; and adopted the revised Salary Schedule to implement the terms of the Memorandum of Agreement effective July 1, 1979.

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132
On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried, the Board waived formal bidding procedures and authorized purchase of a 1979 Chevrolet 4-wheel drive pickup truck for the Building Department at South Lake Tahoe at a cost of \$7,272 including sales tax.

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165
The District Attorney was authorized to effect a one-week shut down of the Family Support Unit's contact with the public to devote full attention to reclassifying files and to reprioritize the cases that can be worked; and the matter of staffing requirements was deferred to the time of budget hearings, on motion of Supervisor Stewart, seconded by Supervisor Flynn, and carried by the following vote: Ayes: Supervisors Todd, Flynn, Stewart, and Walker; Noes: Supervisor Johnson.

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296-4
Bedford
The Director of Public Works advised that no bids were received for the Bedford Street Improvement Project, and the Board continued consideration of the matter until August 7, 1979, on motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried.

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124
(119)
At the recommendation of the Public Works Department, after several engineering and traffic surveys, an Ordinance to amend Section 7651 of the County Ordinance Code, "Through Highways", was introduced, reading thereof waived, and it was continued to August 7, 1979 for adoption, on motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried.

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The Director of Public Works submitted proposed amendments to the following Ordinance Code Sections: (1) Section 10,232 of the Building Code relating to driveway construction prior to inspection approvals; and (2) Section 11,241 of the Encroachment Ordinance to allow steeper driveways serving private homes on local interest roads. At the recommendation of the Assistant Building Official, and on motion of Supervisor Todd, seconded by Supervisor Johnson, and unanimously carried, the Board referred the matter back to the Director of Public Works to take to the Builders Exchange for its review and input, and bring back to the Board for introduction at a later date.

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With much regret, the Board accepted the resignation of Mrs. Normadene Carpenter from the El Dorado County Alcoholism Advisory Board and directed that a Certificate of Appreciation be forwarded to Mrs. Carpenter, on motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried.

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On motion of Supervisor Johnson, seconded by Supervisor Flynn, and unanimously carried, the Board continued consideration of the appointment of Cathy Campbell to the El Dorado County Alcoholism Advisory Board for District II until August 7, 1979, and appointed Margaret Chatterton to said Board representing District III, for a term ending July 1, 1982.

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RESOLUTION NO. 175-79 was adopted authorizing the consolidation of a Special Election to elect a Placerville City Councilman with the General County Election to be held on November 6, 1979, on motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried.

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At the recommendation of County Counsel, the following Resolutions were adopted relating to the Rosebud, Buena Vista, and Hilton Drive Assessment District; on motion of Supervisor Johnson, seconded by Supervisor Flynn, and unanimously carried:

- 1. RESOLUTION NO. 176-79 - a Resolution of Intention to Make Acquisitions and Improvements in the Rosebud, Buena Vista, and Hilton Drive Assessment District;
- 2. RESOLUTION NO. 177-79 - a Resolution Appointing Morton and Pitalo as Engineer of Work and the law firm of Jones Hall Hill & White as attorneys for said proceedings; and
- 3. RESOLUTION NO. 178-79 - a Resolution of Preliminary Determination and Directing Preparation of Report Under Division 4 of the Streets and Highways Code.

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Hearing was held as duly advertised to consider application of Zipporah Worth to annex 2.18 acres of land to the City of Placerville and detach same from the Placerville Perimeter Fire Protection District.

There were no verbal protests, and the Hearing was closed.

The aforementioned application was approved, on motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried; and RESOLUTION NO. 174A-79 was adopted accordingly.

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PLANNING MATTERS

Hearing was held as duly advertised to consider an Amendment to the County General Plan in the Cameron Park area from Medium Density Residential (1 to 5 dwelling units per acre) to Commercial, consisting of 5.84 acres, petitioned by Ironwood Development Company, Inc. (Continued from March 14, 1979) The Planning Commission recommended denial, and the Planning Director enumerated the following findings of the Commission:

1. The project is adjacent to a developed low density residential area;
2. The access is over private subdivision roads;
3. The proposal is detrimental to the neighborhood as testified by area residents;
4. The amendment is not necessary at the present time.

In response to the Board's request of March 14, 1979, the Planning Department Staff made the following additional determinations in this matter:

1. Strolling Hills Road is a private road, not maintained by the County; however, the first 475 feet of said road (east of Flying "C" Road) is maintained by the County.
2. The CC&R's for Cameron Park Unit No. 1 specifically exempt those other lands owned by Dorado Estates or acquired by them in the future; and the records make no reference to the CC&R's for the parcel in question.

Mr. Bob Rodriguez, Agent, was present and spoke on behalf of the applicant.

One letter of opposition was received from Gale C. and Karen B. Guthrie, residents of Cameron Estates, in which they reference the petition submitted at the hearing of March 14, 1979; said petition bearing the signatures of 86 property owners opposed to the requested amendment.

Supervisor Todd advised that she had received a telephone call from Mr. Darrell Stewart, President of the Cameron Park Property Owners Association, stating that said Association is opposed to the requested amendment.

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There were no verbal protests, and the Hearing was closed.

The motion by Supervisor Todd, seconded by Supervisor Johnson, to uphold the recommendation and findings of the Planning Commission and deny the request for an Amendment to the County General Plan, failed by the following vote: Ayes: Supervisors Todd and Johnson; Noes: Supervisors Flynn, Stewart, and Walker.

A motion by Supervisor Stewart, seconded by Supervisor Flynn, to approve the request for an Amendment to the County General Plan and accept the Negative Declaration based on the finding that the present General Plan Designation and Zoning would be more detrimental to the neighborhood if it is developed to its full impact -- 10 to 20 individual residential lots -- and with the understanding that if the Board adopts the proposed Planned Use Development Zone, said zoning could be applied to the parcel in question to limit the environmental impact and congestion which could take place with a commercial development, failed by the following vote: Ayes: Supervisors Flynn and Stewart; Noes: Supervisors Todd, Johnson, and Walker.

On motion of Supervisor Walker, seconded by Supervisor Flynn, and carried by the following vote: Ayes: Supervisors Johnson, Flynn, Stewart, and Walker; Noes: Supervisor Todd, the Board continued it's decision in this matter until September 4, 1979.

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Hearing was held as duly advertised to consider an Amendment to the County General Plan in the Rescue area from Residential Agricultural Ten Acre to Residential Agricultural Five Acre, consisting of 40 acres, petitioned by U. S. Marketing Corporation (said acreage a portion of the proposed Kanaka Valley Subdivision). The Planning Commission recommended approval, and also recommended that the land be removed from the Rescue Plan Area and added to the Salmon Falls Area Plan; and the Planning Director enumerated the following findings of the Commission:

1. It is contrary to good planning to leave a 40 acre parcel, out of a 1,351 acre ownership, in the Rescue Area Plan while the balance is within the Salmon Falls Area Plan;
2. The 40 acre parcel should not have been included in the Rescue Area Plan as it does not relate to the Rescue Area and would be detrimental to the owner when planning the proper use of the entire holding;
3. Adequate services can be provided as follows: Water -- wells; Sewage Disposal -- septic tanks; and Fire Protection -- Annexation to the Rescue Fire Protection District.

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Mr. Jack Sweeney, Agent, was present on behalf of the petitioner.

There were no verbal protests, and the Hearing was closed.

On motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried, the Board denied the request for an Amendment to the County General Plan based on the finding that said request appears to be in conflict with the Rescue Area Plan Policy 2(c).

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Hearing was held as duly advertised to consider adoption of an Ordinance enacting a Planned Use Development Zone District and Procedures.

(57) There were no verbal protests and the Hearing was closed.

3909 On motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried, ORDINANCE NO. 2014 was adopted enacting a Planned Use Development Zone District and Procedures, and the Negative Declaration was accepted.

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There being no further business to be conducted this date, the meeting was continued to Wednesday, August 1, 1979, at 10:00 a.m. to consider additional requests for Amendments to the County General Plan.

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APPROVED:

W. P. Walker
W. P. WALKER, Chairman

ATTEST:
DOLORES BREDESON, County Clerk
and ex officio Clerk of the Board

By Dorise L. Foote
Deputy Clerk