

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES August 21 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 Robert Wheatley, Camino Community 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 Johnson, seconded by Supervisor Flynn, and unanimously carried.

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The Minutes of August 14, 1979, were approved as submitted, on motion of Supervisor Flynn, seconded by Supervisor Stewart, 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 Flynn, 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.

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151-13 RESOLUTION NO. 192-79 was adopted Authorizing an Action for the Recovery of County Funds Paid Out for the Library, Welfare, Public Defender, and Health Departments.

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151 RESOLUTION NO. 193-79 was adopted Discharging Unpaid County Welfare Accounts.

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297 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 & Susan Walker	1266	775
Susan Walker	1305	655

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2980 The Board approved Assessment Roll Change numbered 7736.

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120 Property Transfer Request No. 515 was approved, transferring microfische and microfische equipment from the County Administrator's Service Unit to the County Recorder.

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178-1 RESOLUTION NO. 194-79 adopted consolidating elections of the following school districts with the Special Statewide election to be held November 6, 1979: Black Oak Mine Unified, Buckeye Union, Camino Union, Gold Oak Union, Gold Trail Union, Indian Diggings, Lake Tahoe Community College, Lake Tahoe Unified, Latrobe, Mother Lode Union, Pioneer, Placerville Union, Pollock Pines, Rescue Union, Silver Fork, El Dorado Union High, El Dorado County Board of Education, Los Rios Community College, Tahoe-Truckee Unified, Sierra Community College and Placer County Board of Education.

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31-9 At the recommendation of the Airports Director, the Board extended the auto rental concessionaire contracts with Hertz, Avis, Budget, National, and Sierra Executive companies, at the Lake Tahoe Airport, for a period of six months, to March 31, 1980.

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31-82 RESOLUTION NO. 195-79 was adopted authorizing the Airports Director to increase advertising space fees at the Lake Tahoe Airport from \$40.00 to \$50.00 per square foot per year, with an additional \$5.00 per square foot if the sign is lighted.

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30-7 Airports Director was authorized to negotiate a long-term land use Lease with Hangtown Flyers, Inc., to permit construction of two permanent hangars for operation of aviation oriented businesses.

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31-3 RESOLUTION NO. 196-79 was adopted approving the Federal Aviation Administration's Grant Offer, in the amount of \$119,242.00, for preparation of the Lake Tahoe Master Plan and Airport Noise Control/Land Use Compatibility Study.

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(129-3) 83-2 At the recommendation of the Director of Public Works, the Chairman was authorized to sign a Rental Agreement with American Linen Service to provide three changes of coveralls per week for the Slurry Seal Crew at a cost of \$1.00 per change.

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At the recommendation of the Assistant Director of Public Works, the Board approved the following requests for variances to driveway encroachment permits, to allow a 10% grade in the first ten feet instead of the first twenty feet as required:

- 421-1
1. Greg Smith, Encroachment Permit No. 78-822
 2. Robert Puscas, Encroachment Permit No. 79-325
 3. Philip W. Harvey, Encroachment Permit No. 78-835
 4. June Jean, Encroachment Permit No. 78-833
 5. Mary Saba, Encroachment Permit No. 78-834
 6. Ruth E. Samford, Encroachment Permit No. 78-807
 7. Ann Sherman, Encroachment Permit No. 79-711
 8. Margaret Devereaux, Encroachment Permit No. 78-836

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(314-1)
420-4

RESOLUTION NO. 197A-79 adopted, at the request of the Chief Probation Officer, approving Workers Compensation Insurance Coverage for minors assigned to the Probation Department's Juvenile Community Services Program.

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250
(50-2)

RESOLUTION NO. 198A-79 adopted, at the request of the Director of Community Programs, approving revisions to the Title V Grant to be submitted to the California Department of Aging to comply with its regulations regarding use of the Pioneer facility for Older Americans Act Programs.

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At the request of the Executive Director of the Community Action Council, the Board approved the Council's action to grant Council employees the same salary and fringe benefit increases as El Dorado County employees.

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50-7
50-1-05
(50-8)

At the recommendation of the Executive Director of the Community Action Council, the Chairman was authorized to sign a contract with the State Office of Economic Opportunity for the Department of Energy's Low Income Weatherization Program Round III funds, in the amount of \$34,600.00. Supervisor Johnson stated his opposition to this item, on constitutional grounds.

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(46 #5)
247

At the recommendation of Deputy County Counsel, the Chairman was authorized to sign a Release of Lien on property owned by Richard Snider, as fees in the amount of \$6,500.00, for cancellation of Mr. Snider's Agricultural Preserve (No. 5), have been paid.

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(247) ✓
229
296
Karnal
RESOLUTION NO. 199A-79 was adopted, at the recommendation of Deputy County Counsel, authorizing the County Surveyor to release those liens imposed by the County pursuant to the provisions of the Interim Road Fee Ordinance.

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114-7
At the recommendation of the Principal Analyst, the Board approved an adjustment in the janitorial fee for the Mental Health Offices at South Lake Tahoe, from \$90.00 per month to \$170.00 per month, effective August 1, 1979, due to increased floor space in the new office facilities.

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74-86
The Board continued to August 28, 1979, the Principal Analyst's request that the Chairman be authorized to sign a two-year Lease Renewal for the Superior Court facilities at 1029 Takela, South Lake Tahoe.

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74-86
Chairman was authorized to sign a contract with Ted Jensen, to perform as resident inspector on the Superior Court Building at South Lake Tahoe, at a cost of \$63.64 per day, commencing August 28, 1979.

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(74-86)
23
At the request of Mr. Jack Nopp, Architect, the Board directed that the City of South Lake Tahoe be requested to allocate 22 sewer units to the Superior Court Project at South Lake Tahoe: 15 units as originally allocated; 5 from the Library-Museum Project as they were not needed; and 2 that were returned from Barton Memorial Hospital, on motion of Supervisor Stewart, seconded by Supervisor Johnson, and unanimously carried.

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74-86
At the recommendation of Mr. Jack Nopp, Architect, and on motion of Supervisor Stewart, seconded by Supervisor Johnson, and unanimously carried, the Board authorized the expenditure of \$14,876.26 for construction permit fees for the Superior Court Project at South Lake Tahoe.

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326
At the recommendation of Sheriff Pacileo, and on motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried, the Board stated its opposition to Assembly Bill 2, which deals with the creation of a new pretrial release system for persons arrested on misdemeanor offenses, and directed that a letter stating same be forwarded to the Senate Finance Committee which will hold a hearing on the Bill on August 23, 1979; also, the Board authorized Sheriff Pacileo to express the Board's opposition when he appears at said hearing.

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115
At the recommendation of the Personnel Officer, and on motion of Supervisor Flynn, seconded by Supervisor Johnson, and unanimously carried, the Board adopted a Job Specification for a General Trainee Class and established the salary for the Class equal to the minimum wage; waived the hiring freeze to permit hiring Extra-help Group Counselor I's for Juvenile Hall; waived the hiring freeze to allow the Community Action Programs Director to file a vacant Program Director position for the Senior Nutrition Program; and waived the hiring freeze to permit filling a vacant Building Maintenance Worker II position in the Public Works Department at South Lake Tahoe.

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350-2
Upon the advice of the Data Processing Manager, the Data Processing Committee, and County Counsel, the Chairman was authorized to sign a contract with Sperry Univac for the purchase and maintenance of computer hardware and software, at a cost of \$538,000.00, on motion of Supervisor Johnson, seconded by Supervisor Flynn, and unanimously carried.

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(74-16)
23
On motion of Supervisor Todd, seconded by Supervisor Johnson, and unanimously carried, the Board accepted the City of South Lake Tahoe's determination that a value of \$1.00 be assigned to the rights for County construction of the new Superior Court facilities at the Branch Center site at South Lake Tahoe, as transmitted in a letter from the City, signed by City Manager Richard Milbrodt, dated August 16, 1979, and confirmed by Dennis Crabb, City Attorney of South Lake Tahoe, in his conversation with the Assistant to the Board of Supervisors, and also confirmed by Mayor Norman Woods in his conversation with the Board Chairman.

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44-2
(57-9)
57
At the request of Charles F. Gierau, General Manager of the Georgetown Divide Public Utility District, the Board directed the Planning Department to issue a Special Use Permit to allow a security mobile-home for said District's office and maintenance facility, on motion of Supervisor Flynn, seconded by Supervisor Todd, and unanimously carried.

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82-4
On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried, the Board authorized the El Dorado County Federal Credit Union to remain in its present office space until October 15, 1979, while its new office facility is being completed.

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101
After reviewing correspondence from the Mono County Board of Supervisors and noting its action, the Board adopted RESOLUTION NO. 197-79 expressing concern with the State litigation concerning RARE II, and directing that copies of same be forwarded to Assemblyman Waters, the Regional Council of Rural Counties (RCRC), and the Mono County Board of Supervisors, on motion of Supervisor Flynn, seconded by Supervisor Johnson, and unanimously carried.

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87
At the request of the Placer County Board of Supervisors, and on motion of Supervisor Todd, seconded by Supervisor Johnson, and unanimously carried, the Board expressed its support of Supervisor Terry Cook, of Placer County, for Second Vice President of the County Supervisors Association of California (CSAC).

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298a
The Board considered the Appeal of William C. McCallister (Bernice J. Meeker) on Assessment Roll Change No. 7732 regarding cancellation with penalties and interest of the homeowners property tax exemption for Assessment Parcel No. 327-210-34. Mr. and Mrs. McCallister were present to speak on their own behalf. On motion of Supervisor Stewart, seconded by Supervisor Todd, and unanimously carried, the Board upheld the Appeal, waived payment of penalties and interest, and approved placement of the exemption on the secured roll.

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298a
The Board considered the Appeal of Mrs. Arline N. Wade on Assessment Roll Change No. 7733 regarding cancellation with penalties and interest of the homeowners property tax exemption for Assessment Parcel No. 058-650-5910. Mrs. Wade was present to speak on her own behalf. On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried, the Board upheld the findings of the Assessor's Office and the Appeal was denied.

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SPECIAL ORDERS

PLANNING MATTERS

269
On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried, the Board introduced an Ordinance to effect a comprehensive house numbering system in El Dorado County, at the recommendation of the Planning Director, the reading thereof was waived, and the Ordinance was continued to August 28, 1979 for adoption.

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Hearing was held as duly advertised to consider rezoning of lands in the Rescue area from Estate Residential Ten Acre zone to Estate Residential Five Acre zone, consisting of 10.43 acres, petitioned by Eric H. Aschow. Planning Commission recommended approval, and the Planning Director enumerated the following findings of the Commission:

1. Such approval would be consistent with Goals and Policies established with the Rescue General Plan. As this amendment would be retaining the presence of the rural/agricultural atmosphere and low density population - 5 to 10 acre parcels preferred;
2. Access is established by means of recorded easements and road systems providing access to other land in the area;
3. This amendment would encourage one more building site in the area which would not be significant;
4. Services: Water - wells, Sewage - septic tanks, Fire Protection - Rescue Fire Protection District.

At its Hearing held on July 30, 1979, the Board denied Mr. Aschow's request for an amendment to the County General Plan in the Rescue area to allow the aforementioned rezoning, based upon the fact that the Rescue Area Plan Policy 2(c) states, "Expansion areas for single family residential subdivisions are provided for in the General Plan Map. No additional areas should be considered without a complete restudy of the Plan area."

There were no comments from the audience, and the Hearing was closed.

On motion of Supervisor Johnson, seconded by Supervisor Flynn, and unanimously carried, the Board denied the rezoning, based upon the denial of the General Plan Amendment.

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Hearing was held as duly advertised to consider rezoning of lands in the Rescue area from Estate Residential Ten Acre zone to Estate Residential Five Acre zone, consisting of 15.38 acres, petitioned by Henry J. Reiter. Planning Commission recommended denial with prejudice, and the Planning Director enumerated the following findings of the Commission:

1. The Zoning Boundary Amendment does not fit into the General Plan Policies.

Mr. Reiter's request for an amendment to the County General Plan to allow the aforementioned rezoning was denied by the Board on July 30, 1979.

There were no comments from the audience, and the Hearing was closed.

On motion of Supervisor Johnson, seconded by Supervisor Flynn, and unanimously carried, the Board denied the rezoning, based upon the denial of the General Plan Amendment.

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Hearing was held as duly advertised to consider rezoning of lands in the El Dorado/Diamond Springs area from One Acre Single Family Residential zone to Commercial zone, consisting of 2.76 acres, petitioned by Monty G. and DeVar Skinner. (General Plan Amendment approved on July 30, 1979.) The Planning Commission recommended approval of rezoning to CP, Planned Commercial, with the concurrence of the applicants, and the Planning Director enumerated the following findings of the Commission:

1. That the land is suitable for Planned Commercial; and
2. Services are suitable.

285-53-79
390-92
Mr. Homer Banks and Mr. Bob Moreford, Agents from Somerset House, Inc., were present and spoke on behalf of the applicants.

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

On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried, the Board concurred in the Planning Commission's findings; the rezoning was found to be in conformity with the General Plan; and the Negative Declaration was accepted, and the rezoning was approved and adopted by ORDINANCE NO. 2020, which amends the County Zoning Ordinance accordingly.

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Hearing was held as duly advertised to consider rezoning of lands in the Diamond Springs area from One Acre Single Family Residential zone to Multi-Family Residential and Commercial zones, consisting of 28 acres, petitioned by Hazel Nastrini and Roy Carter. Said property is now owned by Tom Snider and Mose Thomas. (General Plan Amendment approved on July 30, 1979.) The Planning Commission recommended approval of the rezoning as amended, with the applicant's consent, to Multi-Family Residential and Planned Commercial zones; and the Planning Director enumerated the following findings of the Commission:

1. This proposal is a logical extension of the existing Industrial/Commercial pattern in the area;
2. All services are available;
3. The property is adjacent to two improved County Roads.

285-54-79
The Planning Director was present and made the recommendation that the request be referred back to the Planning Commission and that the applicants reapply under the new Planned Unit Development Zone Ordinance. Mr. Snider concurred with this recommendation at the Hearing held on July 30, 1979.

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

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Supervisor Johnson read into the record, a letter from J. H. Beaver stating opposition to the rezoning as requested.

On motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried, the Board referred the request back to the Planning Commission to be considered along with the new application under the new Planned Unit Development Zone Ordinance.

Also, the Board directed that the fee paid when filing the original application be credited to the fee for the new application, on motion of Supervisor Stewart, seconded by Supervisor Todd, and carried by the following vote: Ayes: Supervisors Todd, Johnson, and Stewart; Noes: Supervisors Flynn and Walker.

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Hearing was held as duly advertised to consider an Appeal filed by John T. Griffis on the Planning Commission's decision to grant a Variance to Robert A. Kohle to allow construction of a dwelling on land consisting of 3.8 acres, located in an Estate Residential Five Acre zone.

222-7-79
Mr. Ken Milam, Planning Director, was present and enumerated the following findings of the Planning Commission:

1. There are exceptional or extraordinary circumstances leading to the conditions or conditions applying to the land, which do not apply generally to land in the vicinity and the same zone, and have not resulted from any act of the owner or applicant;
2. The strict application of the provisions for five acres as provided in the ordinance and requested to be varied would deprive the applicant of reasonable use of the land allowed for other land in the vicinity and same zone;
3. The variance is the minimum necessary for reasonable use of the land;
4. The variance is in conformity with the intent of this ordinance, and not detrimental to public health, safety and welfare, or injurious to the neighborhood.

Mr. and Mrs. John T. Griffis were present and spoke on their own behalf.

Mr. Kohle and co-owner Mr. Terry Tarkington were present and spoke on their own behalf.

Mr. Hazlett, who owns a residence on land neighboring that property in question, spoke in favor of the Variance.

There being no further verbal protests, the Hearing was closed.

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On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried, the Board concurred in the Planning Commission's findings and upheld its decision to grant the Variance to Mr. Kohle with the condition that the road through the property is to be graveled so as not to be detrimental to the public health, safety, and welfare, or injurious to neighboring properties.

Also, the Board waived payment of the \$25.00 fee for filing the Appeal and directed that Mr. Griffis be refunded that amount, as requested by Mr. Griffis, and on motion of Supervisor Stewart, seconded by Supervisor Flynn, and carried by the following vote: Ayes: Supervisors Flynn, Stewart, and Walker; Noes: Supervisors Todd and Johnson.

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57-2

On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried, the Board adopted RESOLUTION NO. 198-79 recognizing Mr. Ken Collins for his dedicated service to the public and the Board as a member of the Planning Commission from February, 1973, to November, 1978.

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423
(Deer View Park Condo)

At the request of John P. Casper, the Board considered the matter of the Cease and Desist Order within Sanitation District No. 1, and whether time is running on the building permit Mr. Casper obtained for Deer View Park Condominiums during the period of time the Cease and Desist Order is in effect.

132

On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried, the Board determined that time does not run on the building permit during the period that the Cease and Desist Order is in effect, as recommended by Robert Laurie, Deputy County Counsel.

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423
(Marina Village Subdiv #2)
40-79
41-79
42-79

At the recommendation of the Planning Director, and on motion of Supervisor Todd, seconded by Supervisor Flynn, and unanimously carried, the Chairman was authorized to sign Certificates of Acceptance of a Slope Easement, Drainage Easement, and Temporary Turnaround Easement from John Hancock Mutual Life Insurance Company for the Marina Village Subdivision, Unit No. 2, in the El Dorado Hills area.

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At this time, the Board adjourned its meeting as the Board of Supervisors, and convened in a meeting as the Board of Directors of County Sanitation District No. 2.

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Hearing was held as duly advertised to consider the request of Mr. Paul Jessee to annex approximately 1.08 acres to County Sanitation District No. 2.

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

RESOLUTION NO. 199-79 was adopted approving the annexation and setting the fees, on motion of Director Johnson, seconded by Director Flynn, and unanimously carried.

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The Board adjourned its meeting as the Board of Directors of County Sanitation District No. 2, and reconvened its meeting as the Board of Supervisors.

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Hearing was held as duly advertised to consider the dissolution of El Dorado County Sanitation Districts No. 1 and 2.

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

On motion of Supervisor Flynn, seconded by Supervisor Johnson, and unanimously carried, the Board adopted RESOLUTION NO. 200-79 and RESOLUTION NO. 201-79 ordering the dissolution of County Sanitation Districts No. 1 and 2 respectively, without election, subject to the terms and conditions set forth in said Resolutions, to be effective at 5:00 o'clock p.m. on September 30, 1979; based on the Board's findings that the dissolutions will be in the best public interest and in the best interests of the present and future inhabitants within the territories of County Sanitation Districts No. 1 and 2.

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On motion of Supervisor Johnson, seconded by Supervisor Flynn, and unanimously carried, the following Resolutions were adopted to consolidate the regular elections of specified Districts with the County General Election to be held on November 6, 1979:

- RESOLUTION NO. 202-79 for the South Tahoe Public Utility District;
- RESOLUTION NO. 203-79 for the El Dorado Hills County Water District;
- RESOLUTION NO. 204-79 for the Pollock Pines-Camino Fire Protection District;
- RESOLUTION NO. 205-79 for the Mosquito Fire Protection District;
- RESOLUTION NO. 206-79 for the Northside Fire Protection District; and
- RESOLUTION NO. 207-79 for the Georgetown Divide Public Utility District.

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There being no further business, the Board adjourned to Tuesday, August 28, 1979, at 10:00 a.m.

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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 *Doris L. Fode*
Deputy Clerk