

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES August 28 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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12-1 The Invocation was offered by Reverend Don O. Herman, First Lutheran Church.

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The Pledge of Allegiance to the Flag was led by Mrs. Amelia McAnnally.

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The Board recognized the following employees retiring from County Service:

Morley H. Kerfoot, Public Works Department, November 2, 1952 to July 20, 1979

Robert W. Patterson, Public Works Department, June 1, 1966 to August 31, 1979

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

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The Minutes of August 21, 1979, were approved as submitted, 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 Consent Calendar matters were considered and acted upon as follows:

5011 The Community Action Council Claims were approved and allowed for payment.

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298A The Board approved Assessment Roll Changes numbered: 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2077, 7737, 7738, 7745, 7746, 7748, 8496, 8497, 8498, and 8499.

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247
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>	
Mildred & Harry Mott	764	274
Maureen Harrison	1729	739

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178-1
The Board directed that the Proclamation of the Governor of the State of California, declaring a special statewide election will be held on November 6, 1979, pursuant to Section 2651 of the Elections Code, be posted and placed on file.

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58
As recommended by County Counsel, the Board denied the claim submitted by Attorney Leonard Shaw, on behalf of Phyllis, Leon and Norma Jo Waxman, for personal injury, in the amount of \$1,102,652.52.

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(175)
141
As recommended by County Counsel, the Board approved payment of \$1,468.87 to Kronick, Moskovitz, Tiedemann & Girard, Attorneys at Law, for legal services rendered.

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(429)
312
RESOLUTION NO. 208-79 was adopted proclaiming that El Dorado County observes November 3, 1979 as the 20th Anniversary of Warabi, Japan, which has been El Dorado County's sister city since 1975.

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21-8a
At the recommendation of the Airports Director, the Chairman was authorized to sign a one-year Lease Renewal with Gray Line Scenic Tours for advertising space at the Lake Tahoe Airport, at a cost of \$165.00 per month.

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30-7
At the request of the Airports Director, the Board authorized the renegotiation and amending of the present Lease with Ragtime Aero to include additional space needed for proposed improvements and expansion, at the Placerville Airport. (Lease with Johnny Miller, dba Ragtime Aero.)

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(34-1)
296-4
Mother Lode
Chase
At the recommendation of the Assistant Director of Public Works, the Chairman was authorized to sign Program Supplement No. 4 to the Local Agency-State Agreement No. 03-5925 for installation of railroad-highway crossing protection on Mother Lode Drive, at a cost to the County of \$7,500.00, and RESOLUTION NO. 209-79 was adopted accordingly.

State Dept
Trans

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423
Lakeridge
Oaks Subdiv
As recommended by the Assistant Director of Public Works, the Board approved the reduction of the subdivision improvement letter of credit for Lakeridge Oaks Subdivision, in the amount of \$95,116.17, leaving a balance of \$475,856.83.

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22-1
At the recommendation of the Director of Health Services, the Chairman was authorized to sign a contract with the State for funds, in the amount of \$1,157.00, for influenza immunization for Fiscal Year 1979-80. (Contract with the State Department of Health Services)

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(50-7)
50
As requested by the Executive Director of the Community Action Council, the Chairman was authorized to sign a Lease Agreement with John Marachini to rent office space at 2141 Ruth Avenue, at South Lake Tahoe, at a cost of \$425 per month; as the rent at the Community Action Council's present location, at 1154 Emerald Bay Road, has increased from \$515 to \$900 per month.

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423
Showplace
Ranches
Subdiv
As recommended by the County Surveyor, the Board authorized release of the \$4,000.00 Subdivision Monument Bond to Andrew Klemm for Showplace Ranches Subdivision.

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50-7
RESOLUTION NO. 210-79 was adopted appointing the Department of Community Programs to submit to the California Department of Aging a Letter of Intent, on behalf of El Dorado County, to apply for Area Agency on Aging designation.

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82-76
In the matter of the County Department Heads Association requesting adoption of a Resolution rescinding Resolution No. 167-79 which established a Department Heads Committee for Fiscal Planning, the Board did not adopt said Resolution as requested and referred the matter back to the Department Heads Committee with the understanding that the Board desires said Committee to stay intact, on motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried.

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30
At the recommendation of the Airports Director, and on motion of Supervisor Johnson, seconded by Supervisor Flynn, and unanimously carried, the Chairman was authorized to sign a one-year Lease Agreement with Air Ventures, Inc., to provide a non-scheduled commuter air service from the Placerville Airport.

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74-86
At the request of the Principal Analyst, and on motion of Supervisor Stewart, seconded by Supervisor Flynn, and carried by the following vote: Ayes: Supervisors Todd, Johnson, Flynn, and Stewart; No: Supervisor Walker, the Chairman was authorized to sign a two-year Lease Renewal for the Superior Court facilities at 1029 Takela, at South Lake Tahoe, at a cost of \$3,400.00 per month; and Mr. John Fitzpatrick, the Chief Administrative Officer, was directed to continue negotiations with the owners of said facilities in regards to the monthly cost and the length of the lease (24 months) in hopes an option can be made available to the County to permit vacating the premises when the new Superior Court Building at South Lake Tahoe is completed.

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74-86
At the recommendation of Architects for the project, the Board awarded the construction of the Superior Court Facility at South Lake Tahoe to John F. Otto, Inc., in the amount of \$1,777,969.00, with Alternate No. 1 incorporated into the contract; as the low bid of Symbol Construction, Inc., was disqualified as Symbol later stated its bid was in error and raised the original amount bid; and the Board waived the informality of the bid of John Otto, Inc., regarding working days, i.e., it failed to list the working days on the bid form; and the Board accepted the findings and conditions of approval for California Tahoe Regional Planning Agency (CTRPA); on motion of Supervisor Stewart, seconded by Supervisor Johnson, and unanimously carried.

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(23)
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The Board considered a request from the City Council of the City of South Lake Tahoe to meet with the Board to discuss the Community Action Program; and on motion of Supervisor Johnson, seconded by Supervisor Flynn, and unanimously carried, the Board directed the Chief Administrative Assistant to ascertain if the City Council can meet with the Board, in Placerville, on September 12, 1979 at twelve o'clock noon.

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119
Also, on motion of Supervisor Todd, seconded by Supervisor Flynn, and unanimously carried, the Board set a public hearing on allocation of Special Districts Augmentation Funds for September 12, 1979, at 9:30 a.m.

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Supervisor Stewart left the room.

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115
827 →
438
At the recommendation of the Personnel Officer, the Board took the following actions, on motion of Supervisor Flynn, seconded by Supervisor Walker, and carried by the following vote:
Ayes: Supervisors Todd, Johnson, Flynn, and Walker; Noes: None; Absent: Supervisor Stewart: RESOLUTION NO. 211-79 was adopted amending the Salary Schedule for Appointed and Elective County Officers; RESOLUTION NO. 212-79 was adopted amending Section 4111 of the Salary Ordinance; RESOLUTION NO. 213-79 was adopted approving Job Specifications for Assistant County Counsel, Chief Assistant County Counsel, Deputy Public Guardian I, Energy Coordinator, Mail Clerk, and Storekeeper I, and amending the Classification Schedule to add those positions and that of General Trainee; the Board waived the hiring freeze to permit hiring one Building Inspector III and three Building Inspector II's; and the Board approved the request of the County Clerk to hire extra help for the Elections Department.

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Supervisor Stewart returned to the meeting room.

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(74-9)
214
As recommended by the Chief Probation Officer, the Board approved selection of the architectural firm of Nopp-Zeiner and Atchinson for the expansion of Juvenile Hall in Placerville, on motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried.

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233-2
As recommended by the Principal Analyst, and on motion of Supervisor Stewart, seconded by Supervisor Walker, and unanimously carried, the Chairman was authorized to sign a revised Agreement with Physician's Consulting Laboratory for Coroner's pathology services on the western slope on a five-day basis rather than a six-day basis as advertised in the bid specifications.

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57
On motion of Supervisor Stewart, seconded by Supervisor Todd, and carried by the following vote: Ayes: Supervisors Todd, Stewart, and Walker; Noes: Supervisors Johnson and Flynn, the Board continued to September 4, 1979, the introduction of an Ordinance amending Section 9440 of the Zoning Ordinance by adding a provision to allow the division of a parcel which is 10% less in size than indicated by government survey.

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132
421-1)
The Director of Public Works reviewed the proposed Ordinance amending the Encroachment Ordinance to allow steeper driveways serving private homes on local interest roads, as well as changes to the Building Ordinance requiring encroachment certification prior to foundation inspection. On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried, the Ordinance was introduced, reading thereof waived, and it was continued to September 4, 1979 for adoption.

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(269)
390-57
On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried, the Board adopted ORDINANCE NO. 2021 to effect a comprehensive house numbering system in El Dorado County.

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SPECIAL ORDERS

PLANNING MATTERS

285-55-79
390-7
Hearing was held as duly advertised to consider rezoning of lands in the Greenwood area from Planned Commercial zone to Commercial and General Commercial zones, consisting of 17 acres, petitioned by W. L. Fisk. Planning Commission recommended approval, and the Planning Director enumerated the following findings of the Commission:

1. That the rezoning is consistent with the County General Plan and Policies;
2. That the property is located between RE-10, Estate Residential Ten Acre District to the north and RE-5, Estate Residential Five Acre District to the west, south and east;
3. Services: Water - private wells; Sewage Disposal - septic system; Fire Protection - Georgetown Fire District.

The applicant's son was present, but had nothing to add to the writings and comments of the Planning Commission.

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

On motion of Supervisor Flynn, seconded by Supervisor Todd, and carried by the following vote: Ayes: Supervisors Todd, Flynn, Stewart, and Walker; Noes: None; Absent: Supervisor Johnson, 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. 2022, which amends the County Zoning Ordinance accordingly.

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215-4679
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 40 acres, petitioned by U.S. Marketing Corporation for the Kanaka Valley Subdivision. The Planning Commission recommended approval, and the Planning Director enumerated the following findings of the Commission:

1. The rezoning would be consistent with the recommendation made by the Planning Commission to amend the General Plan.

At its Hearing held on July 31, 1979, the Board denied the U.S. Marketing Corporation'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."

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

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

On motion of Supervisor Todd, seconded by Supervisor Stewart, and carried by the following vote: Ayes: Supervisors Todd, Flynn, Stewart, and Walker; Noes: None; Absent: Supervisor Johnson, the Board denied the rezoning, based upon the denial of the General Plan Amendment.

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215-57-79
Hearing was held as duly advertised to consider rezoning of lands in the Salmon Falls area from Residential Agricultural Forty Acre zone and Residential Agricultural Twenty Acre zone to Estate Residential Five Acre zone, consisting of approximately 1,370 acres, petitioned by U.S. Marketing Corporation for the Kanaka Valley Subdivision. The Planning Commission recommended approval, and the Planning Director enumerated the following findings of the Commission:

1. On June 14, 1979, the Planning Commission recommended approval of a General Plan Amendment in the Rescue Area Plan to redesignate Assessor's Parcel No. 68-010-75 from RA-10, Residential Agricultural Ten Acre to RA-5, Residential Agricultural Five Acre. Therefore, a recommendation to rezone same parcel from RE-10, Estate Residential Ten Acre to RE-5, Estate Residential Five Acre would be consistent with the original findings of the Commission;
2. Rezoning the remaining portion of the project, Assessor's Parcel Nos. 68-010-97 and -98 and 58-110-43, from RA-40, Residential Agricultural Forty Acre and RA-20, Residential Agricultural Twenty Acre to RE-5, Estate Residential Five Acre and RA-40, Residential Agricultural Forty Acre, conforms to the existing General Plan designations identified Rural Estates-Agricultural (1 dwelling unit per 5 - 20 acres), and Medium Density Residential.

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Mr. Jack Sweeney, Agent, was present and spoke on behalf of the applicant.

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

On motion of Supervisor Todd, seconded by Supervisor Stewart, and carried by the following vote: Ayes: Supervisors Todd, Flynn, Stewart, and Walker; Noes: None; Absent: Supervisor Johnson, the Board denied the rezoning as there is insufficient evidence in the record to substantiate a rezoning to the greater density requested. There is no evidence to indicate that there has been a change in circumstances to warrant a rezoning to the requested density; specifically, it has been shown that the present low-density zoning was based upon lack of services and water in the area. The same holds true today. The evidence submitted reflects the following:

1. Schools - Rescue School District being already impacted would suffer a substantial increase in enrollment as a result of the project; further, due to the nature of the road system that is required in this zone, the school buses would not be free to travel throughout the subdivision thus creating hazardous conditions for the children;
2. Police Protection - Substantial homes in a very rural area create concerns of an increase of crime within the County;
3. Fire Protection - The evidence presented indicates an inadequate road system in a high fire hazard area;
4. Concern that anything less than a twenty acre minimum, as indicated in the second alternative of the Environmental Impact Report, would be inappropriate;
5. Roads are inadequate to meet the requirements of the proposed density of the project, and further, for the entire area; and, assuming that this project is allowed to proceed as five acre designation, this would set a precedent for the surrounding area; and
6. Water - Board is not convinced that there is sufficient water capability for five acre zoning.

Therefore, based on the foregoing, it must be determined that five acre zoning creates too great a density for the project area.

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*442
Kanaka Valley
Rural Subdivision*

The Planning Director submitted a Tentative Map for Kanaka Valley Rural Subdivision in the Rescue and Salmon Falls areas, consisting of 1,370 acres, comprising 183 lots, and requiring four design waivers regarding configuration of certain lots and maximum road gradients. The Planning Commission recommended approval subject to conditions (said conditions being on file in the office of the Clerk of the Board of Supervisors).

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On motion of Supervisor Todd, seconded by Supervisor Stewart, and carried by the following vote: Ayes: Supervisors Todd, Flynn, Stewart, and Walker; Noes: None; Absent: Supervisor Johnson, the Board denied the Tentative Map based on the inconsistency with the present zoning.

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The Chairman declared that, due to the denial of the Tentative Map for Kanaka Valley Subdivision, no action is required on the requested variance to allow parcel widths less than required by Ordinance for proposed lots in said Subdivision.

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The Planning Director submitted the Tentative Map for Camino Woods Subdivision in the Camino area, consisting of 20 acres, comprising 4 lots; Subdivider: Eldon Olson and Robert Webb. The Planning Commission recommended approval, with the variance requested, subject to conditions (said conditions being on file in the office of the Clerk of the Board of Supervisors).

On motion of Supervisor Flynn, seconded by Supervisor Todd, and carried by the following vote: Ayes: Supervisors Todd, Flynn, Stewart, and Walker; Noes: None; Absent: Supervisor Johnson, the Board approved the Tentative Map subject to conditions numbers two through eight set forth by the Planning Commission; waived condition number one set forth by the Planning Commission, pursuant to Section 9316 of the County Ordinance Code; approved the variance of maximum road gradient for an existing road which will serve the subdivision from one of two directions; waived the length requirement for the cul-de-sac; and accepted the Negative Declaration based upon the findings of the Planning Commission: (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.

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As recommended by the Planning Director, the Board established priorities for the development of area plans as follows: (1) development of the Latrobe Area Plan and Lotus-Coloma Area Plan in the Fall of 1979, and (2) development of the Placerville Periphery Area Plan and the Cameron Park Area Plan in the Spring of 1980, on motion of Supervisor Stewart, seconded by Supervisor Flynn, and carried by the following vote: Ayes: Supervisors Todd, Flynn, Stewart, and Walker; Noes: None; Absent: Supervisor Johnson. With the aforementioned action, the Board also directed the Planning Director to provide the news media with a list of the Area Plans that are nearing completion and will be coming before the Board this Fiscal Year.

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423 Kanaka Valley Rural Subdivision.
423 Camino Woods Subdivision

61

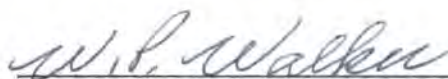
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There being no further business, the Board adjourned to
Tuesday, September 4, 1979, at 10:00 a.m.

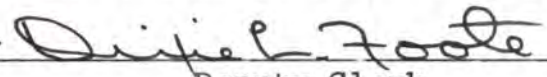
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APPROVED:



W. P. WALKER, Chairman

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

By 

Deputy Clerk