

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES April 29 19 80

The Board convened in regular meeting. Present: Supervisors Arliene Todd, W. P. Walker, Joseph V. Flynn, and Thomas L. Stewart. Supervisor William V. D. Johnson was absent for the morning session. Dixie L. Foote, Assistant Board of Supervisors Clerk, was also present. Chairman Todd presided.

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12-7 The Invocation was offered by Pastor Larry George, Foothills United Methodist Church.

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

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The Agenda was adopted, on motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried by those present, with the addition of one item regarding Supervisor Stewart's appointment of a representative to the Community Action Council.

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The Minutes of April 22 and 23, 1980, were approved as submitted, on motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried by those present.

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On motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried by those present, 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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117 Budget Transfer No. 64 was approved, transferring \$250,000 from ACO 1801 Probation Building (92-3360) to the Board of Supervisors Budget Account, Contributions to Other Agencies (92-4280).

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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:

<u>Name</u>	<u>Volume and Page</u>	
Theodore P. Chaney	1713	218

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299a The Board approved Assessment Roll Changes numbered 7913 and 7914.

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178-1
The Board accepted the County Clerk's statement of Costs of Special Tax Elections for the Gold Oak, Latrobe, and Rescue Union School Districts, held April 8, 1980; and certification of the Canvass and Election Results of said Special Elections, as well as that of the Georgetown Public Utility District also held on April 8, 1980; and the Board directed said statement and certification be placed in the Board of Supervisors' records.

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101
RESOLUTION NO. 139-80 was adopted, commending Mr. Charles W. Smay, United States Forest Service District Ranger for the Georgetown Divide area, for his years of excellent service to the County of El Dorado, and extending best wishes to him in his new assignment.

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As recommended by County Counsel, the Board denied a claim, in the amount of \$200,000.00, submitted by Hazel Stark for personal injuries.

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As recommended by County Counsel, the Board denied a claim, in the amount of \$150,000.00, submitted by Robert Benjamin Reid for personal injuries.

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At the request of the El Dorado County Fair Association, Inc., the Chairman was authorized to sign Budget Transfer No. 1-80, in the amount of \$1,250.00, for additional premiums for the Open Horse Show, and Budget Transfer No. 2-80, in the amount of \$750.00, for aerial photography to begin master planning of the fairgrounds.

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22-1
At the recommendation of the Director of Health Services, RESOLUTION NO. 140-80 was adopted authorizing the Chairman to sign a Contract Amendment to the Family Planning Contract with the California Department of Health Services, which will de-obligate \$8,000.00 of said Contract to release funds allocated to El Dorado County to other counties in need of additional funds to support their family planning programs.

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22-1
At the recommendation of the Health Department Director of Administrative Services, RESOLUTION NO. 141-80 was adopted authorizing the Chairman to sign a Contract with the California Department of Health Services for funds, in the amount of \$2,500.00, for Maternal and Child Services for period July 1, 1980 through June 30, 1981.

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349
(25-1-2)
At the recommendation of the El Dorado Data Processing Executive Committee, the Chairman was authorized to sign two Contracts with Sperry Univac for system and programming services, whereby data entry programs will be established for the Planning Department, at a cost of \$2,368.00, and for the Tax Collector's Office, at a cost of \$4,096.00.

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At the recommendation of the Purchasing Agent, the Chairman was authorized to sign a 5-year Lease Purchase Agreement with International Business Machines (IBM) for the IBM Copier II in use at the Health Department on Spring Street for the past 2½ years under a rental agreement; present rental cost is \$245.50 per month, including service, whereas cost under the lease purchase plan would be \$176.64 per month with service.

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At the recommendation of the Community Programs Director, the Chairman was authorized to sign the Amended Contract with the California Department of Aging, for funds to operate the El Dorado County Senior Nutrition Program, increasing said contract from \$97,987.00 to \$143,337.00, and RESOLUTION NO. 142-80 was adopted accordingly.

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At the recommendation of the Community Programs Director, the Chairman was authorized to sign Contract Amendment No. 4 with the California Office of Economic Opportunity, Employment Development Department, for funds to operate the Weatherization Program, increasing said contract from \$34,600.00 to \$63,358.00, for period March 1, 1980 through June 1, 1980, and RESOLUTION NO. 143-80 was adopted accordingly-

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At the recommendation of the Chief Administrative Officer, the Board set a public hearing for May 27, 1980, at 11:30 a.m., to consider proposed uses of revenue sharing funds.

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On motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried by those present, the Board set a Policy Review Session for May 7, 1980, at 2:30 p.m., with the Chief Building Inspector and the Recorder, regarding fees.

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At the recommendation of the Chief Administrative Officer, and on motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried by those present, RESOLUTION NO. 144-80 was adopted, amending Authorized Personnel Resolution No. 125-80 to reflect the number and classification of the Comprehensive Employment and Training Act (CETA) Participants in each County department.

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At the recommendation of the Airports Director, and on motion of Supervisor Stewart, seconded by Supervisor Walker, and unanimously carried by those present, RESOLUTION NO. 145-80 was adopted authorizing the Chairman to sign a Grant Agreement with the Federal Aviation Administration for funds in the amount of \$181,327.00, to purchase a new Crash Fire Rescue Vehicle for the Lake Tahoe Airport; said Grant represents 90% of the estimated total cost of the vehicle, including ancillary equipment.

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124
The Board reviewed the request of the Director of Public Works, that he be authorized to schedule road work crews at Lake Tahoe on a four-day, ten-hour work week in order to eliminate commute time and save gasoline, with public office hours to remain unchanged. Mr. Cort, the Director of Public Works, was present and requested the Board extend the authorization to include the western slope employees also, as the "four-ten" schedule may be applicable to other work crews on the western slope as well. On motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried by those present, the Board approved the request, including the western slope, on an experimental basis to be reviewed after a period of three months.

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124
A request by Mr. Lanny Langston, submitted by the Director of Public Works, for a variance to County Ordinance requirements to allow a 10% grade for an access road serving a parcel split off Outingdale Road, instead of the 5% grade required, was continued to May 6, 1980, at the request of Mr. Langston, and on motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried by those present.

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506
The County Training Programs Manager's request, that the Chairman be authorized to sign a Subgrant with the WO/MENS Information Center, for Balance-of-State Funds, in the amount of \$163,000.00, to provide comprehensive service to the "Displaced Homemaker" in El Dorado County, was continued to May 6, 1980, at the applicant's request, and on motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried by those present.

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238
The Board considered the request of the Sheriff, that the South Lake Tahoe Division of the Sheriff's Department be authorized to turn in to aluminum recycling centers, aluminum plates from approximately 100 pre-packaged meals served daily in its Jail, and that the funds generated (an estimated \$500 to \$600 per year) be used for maintenance of the Tahoe shooting range in order to have a safe area to hold mandatory shoots and practices. On motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried by those present, the Board approved submittal of aluminum plates to a recycling center, with the funds generated to be deposited in the County General Fund; and directed that funds for repair of the shooting range at South Lake Tahoe will have to be included in the Sheriff's budget proposals.

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74-10
At the recommendation of the Chief Administrative Officer, and on motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried by those present, the Chairman was authorized to sign an Addendum to the current Lease Agreement with Earline Gutenberger, to operate the cafeteria in the County Government Center; said Addendum to accomplish the following: (1) Extend the term of the Lease to March 31, 1982, and (2) Reduce the monthly rent from \$350 per month to \$100 per month for period April 1, 1980 to March 31, 1981, with the next year's rent to be negotiated.

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406-4
At the recommendation of the Chief Administrative Officer, and on motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried by those present, the Chairman was authorized to sign a Rental Agreement with Mark A. and Irene B. Smith, for a portion of the Buffalo Hill Center on Highway 193 in Georgetown, to house the Georgetown Justice Court, at a cost of \$300 per month.

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22-96
As recommended by the South Lake Tahoe Health Council, the Board removed Mr. Howard Ingwerson from said Council, due to three consecutive absences, and directed that a Certificate of Appreciation be sent to Mr. Ingwerson, on motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried by those present.

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296-4
Mosquito Rd
The Board reviewed the request of Michigan-California Lumber Company, that the County abandon its right-of-way along an unimproved 5.8 mile section of Mosquito Road, between the intersection with Sand Mountain Boulevard, and the end of the road at the intersection with Wentworth Springs Road. Mr. Henry Alden, Michigan-California Lumber Company's Resource Manager, was present to further explain the Company's proposal.

Mr. Orville Beckett and Mr. Bill Reid, of Mosquito, were present and stated they are very much opposed to the proposal to close this specific portion of Mosquito Road to the public, as it is a popular area for horseback riding.

On motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried by those present, the Board directed County Counsel to proceed with the necessary steps to bring this matter to a public hearing.

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34-9
Mr. Steven H. Kerner's request for waiver of penalty, in the amount of \$31.03, for late property tax payment, pursuant to Section 4985.2 of the Revenue and Taxation Code, was denied, on motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried by those present.

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(2)
114-6
Mr. Richard Oakley, Placerville City Manager, was present for discussion of AB8 Negotiations between the City and the County. Mr. Oakley read into the record, a letter from the City Council, dated April 24, 1980, wherein the City responded to the Board of Supervisor's offer of 7.6% on improved and unimproved property. The City Council rejected the County's offer, except in the case of the Ahnfeldt and Worth properties, and desires to enter into further negotiations on a permanent exchange of property tax revenue in regards to all future annexations of parcels.

On motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried by those present, the Board reaffirmed its action of April 22, 1980, wherein it offered the City 7.6% on improved and unimproved property; and took notice of the City of Placerville's acceptance of that offer, for the Ahnfeldt and Worth properties only; also, the Board made the following statement: "The County wishes to make it clear that the proposal for the Ahnfeldt and Worth parcels does not constitute an acceptance of this rate for future annexations".

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Mr. Noble Sprunger, attorney representing the El Dorado Irrigation District (E.I.D.), and the Director of Public Works were present to discuss their further research of the matter of financing the relocation of existing utilities within County road right-of-way necessitated by reconstruction and alignment of Pleasant Valley Road. The matter was referred to them by the Board of Supervisors on April 15, 1980.

(303)
202-2
296-4
Pleasant Valley Rd
The Director of Public Works maintains that the cost of relocating the sewer and water lines, with their respective appurtenances, is the responsibility of the owners of same. In this case, the owner is E.I.D. as the Sanitation District No. II was transferred from the County to E.I.D. effective September 30, 1979.

Mr. Sprunger reaffirmed E.I.D.'s request that the County reconsider the imposition of this cost on E.I.D., either in whole or in part, because the realignment of Pleasant Valley Road was being planned by the County before the transfer of Sanitation District No. II to E.I.D. Mr. Sprunger reiterated his request that the County pay the costs by way of "Contributions to Other Agencies".

At the request of Mr. Sprunger, and on motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried by those present, the matter was continued off calendar to allow Mr. Sprunger the opportunity to meet with County Counsel regarding same.

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(23)
287
296-4
Ski Run Blvd
At the request of the City of South Lake Tahoe, and on motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried by those present, the Board approved the release of funds, in the amount of \$40,000.00, allocated by the Sierra Pacific Power Company for undergrounding of utilities in the unincorporated areas of El Dorado County, to be used by the City for undergrounding utilities on Ski Run Boulevard which serves property that is within the unincorporated area.

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(22-6)
124
The Board reviewed a letter from the Health Department Director of Administrative Services, dated April 23, 1980, wherein he recommends the Board authorize release of funds in the current Plant Acquisition Budget, for the Lake Tahoe Humane Society heating system; and authorize the Director of Public Works to proceed with bid specifications to solicit bids in order that construction may begin in early summer.

On motion of Supervisor Stewart, seconded by Supervisor Walker, and unanimously carried by those present, the Board referred the matter to Mr. Joe Winslow, County Energy Coordinator, to research and bring back to the Board a total program for a new heating system, as well as retrofit, and any other considerations for energy conservation at the facility; and authorized the Director of Public Works to prepare bid specifications and solicit bids.

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59 On motion of Supervisor Stewart, seconded by Supervisor Walker, and unanimously carried by those present, the Board approved the request of the El Dorado County Fair Association, Inc., that the County have a "Know Your Local Government" booth at the 1980 County Fair, at which department heads, elected officials, and Board members would be scheduled to appear throughout the four-day Fair; and the Fair Manager was requested to meet with the Department Heads Association to work out a schedule for individual appearances.

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The Board again considered the request of the Placerville Olympic Committee, that the Board adopt a Proclamation challenging every community in the United States to sponsor its own Olympic contest to involve local individuals and families, with Placerville to be the pacesetter for the Nation. (Matter continued from April 23, 1980)

312 After discussion of the wording of the Proclamation, Supervisor Flynn moved that the matter be referred to County Counsel for him to re-write the Proclamation to reflect support of the concept of a local olympic contest without reference to a specific project. Supervisor Stewart seconded the motion. At this time, Mr. Larry Locken, President of the Olympic Committee, stated that, on behalf of the Committee, he wished to withdraw the Proclamation, as it seemed apparent that it would not received unanimous Board support. The Chairman called for the vote, and Supervisor Flynn's motion did not carry, by unanimous vote.

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SPECIAL ORDERS

PLANNING MATTERS

Supervisor Johnson was present for the afternoon session.

Hearing was held as duly advertised to consider rezoning of lands in the Somerset/Fairplay/Mt. Aukum area from Unclassified zone to Residential Agricultural Twenty Acre zone, consisting of 310 acres, initiated by the Planning Commission on lands owned by Robert W. Osgood. The Planning Director enumerated the following findings of the Commission:

1. Reduction in potential density is desirable as the area is a key winter range for the Grizzly Flat deer herd;
2. Happy Valley Road is considered deficient for any higher density;
3. The zone change is in compliance with the General Plan (1 dwelling unit per 5 to 20 acres).

Mrs. Cooley, a resident of Somerset, was present to oppose any further development in the area because of the poor condition of Happy Valley Road, and the fact that it is the only winter deer range in the area.

The Planning Director pointed out that the area is currently zoned Unclassified, which means it could develop into higher density than the proposed Residential Agricultural Twenty Acre zone. Also, the parcel map was already filed, for twenty-acre parcels, and Mr. Osgood had begun "cutting up" the land in that manner.

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

On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried, 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. 2083, which amends the County Zoning Ordinance accordingly.

285-26-80
(390-92)
Ord

296-4
Happy
Valley Rd
(57)

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board requested the Planning Department to review the land splits in this area, particularly the area on Happy Valley Road up to the Forest Service, and report back to the Board on the possibility of interim zoning to the largest parcel size possible to prevent its breaking down, due to the poor condition of Happy Valley Road and the area being a key winter range for the Grizzly Flat deer herd.

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Hearing was held as duly advertised to consider rezoning of lands in the Gold Hill area from Residential Agricultural Twenty Acre zone to Estate Residential Ten Acre zone, consisting of 32.82 acres, petitioned by Robert Klein (formerly owned by Dennis Nickson). The General Plan Amendment for this rezoning was approved by the Board on March 25, 1980. The Planning Commission recommended approval of the rezoning, and the Planning Director enumerated the following finding of the Commission:

- 1. This zoning is consistent with the General Plan.

390-92
285-27-80

Mr. Jack Sweeney, of Caldorado Lan-Pac, was present and spoke on behalf of the applicant.

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

On motion of Supervisor Walker, seconded by Supervisor Johnson, and carried by the following vote: Ayes: Supervisors Johnson, Walker, Flynn and Todd; No: Supervisor Stewart, the Board concurred in the Planning Commission's finding; 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. 2084, which amends the County Zoning Ordinance accordingly.

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Hearing was held as duly advertised to consider rezoning of lands in the Shingle Springs area from Residential Agricultural Ten Acre zone to Estate Residential Five Acre zone, consisting of 42.5 acres, petitioned by Louis Cassaglia. The General Plan Amendment for this rezoning was approved by the Board on March 25, 1980. The Planning Commission recommended approval of the rezoning, and the Planning Director enumerated the following findings of the Commission:

390-92
285-28-80

- 1. The request from RE-10, Estate Residential, Ten-Acre zone to RE-5, Estate Residential, Five-Acre zone, complies with the El Dorado County General Plan;
- 2. The project site is serviced by the Cameron Park Fire Department.

Continued next page.

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The applicant was not present.

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

On motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried, 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. 2085, which amends the County Zoning Ordinance accordingly.

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Hearing was held as duly advertised to consider rezoning of lands in the Gold Hill area from Estate Residential Ten Acre zone to Single Family Three Acre Residential zone, consisting of 9.678 acres, petitioned by E. Allan and Nancy J. Willey. The General Plan Amendment for this rezoning was denied by the Board on March 25, 1980. The Planning Commission recommended denial of the rezoning, and the Planning Commission enumerated the following findings of the Commission:

- 285-29-80
1. The request is in conflict with the General Plan Land Use Designation, Residential Agricultural, 10-acre minimum;
 2. The smaller three-acre parcels may create conflict between the agricultural activity on APN 89-22-05 and the proposed residential activity.

The applicant was not present.

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

On motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried by those present, the request for rezoning was denied.

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The Board considered a proposed Ordinance amending the Major and Minor Land Division Ordinances and local rules implementing the California Environmental Quality Act, dealing with mitigation of impacts upon public services by development. This matter was continued from April 15, 1980, at which time the Board adopted a Policy dealing with same; said Policy to terminate on June 15, 1980, unless further extended by the Board.

57
Mr. Robert A. Laurie, Chief Assistant County Counsel, reviewed the amendments to the proposed Ordinance which were requested by the Board on April 15, 1980.

On motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried, the proposed Ordinance was introduced, the reading thereof waived, and it was continued to June 10, 1980, at 3:00 p.m., for consideration of adoption.

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County Counsel was requested to amend the wording in Sections 9805d, 9613.5d, and 9356d, to delete the words "include but may not necessarily" and to change the word "services" to "capital improvements", on motion of Supervisor Johnson, seconded by Supervisor Walker, and carried by the following vote: Ayes: Supervisors Johnson, Walker, Flynn, and Todd; No: Supervisor Stewart.

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Supervisor Johnson exited the meeting room.

GENERAL ORDERS

50-1a

The Director of Health Services, Dr. Curtiss Weidmer, advised that he is unable to serve as Supervisor Stewart's representative to the Community Action Council, due to a lack of available time. On motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried by those present, Mr. Ed Redmond, Director of Health Department Administrative Services, was appointed as Supervisor Stewart's representative to the Community Action Council.

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12

The Board considered whether it should respond to an editorial in the Mountain Democrat on April 23, 1980, regarding the Board's meeting in Executive Sessions. A motion by Supervisor Stewart, and seconded by Supervisor Walker, that County Counsel be directed to respond to the editorial, did not carry by the following vote: Ayes: Supervisors Stewart and Todd; Noes: Supervisors Walker and Flynn; Absent: Supervisor Johnson. A motion by Supervisor Walker and seconded by Supervisor Flynn, to table the question, was carried by a unanimous vote of those present.

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There being no further business, the Board adjourned to Tuesday, May 6, 1980, at 10:00 a.m.

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APPROVED:

N. Arliene Todd

N. ARLIENE TODD, Chairman

ATTEST:

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

By *Dorise L. Foote*
Deputy Clerk