BOARD OF SUPERVISORS MINUTES June 3 19.80

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 Todd presided.

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The Invocation was offered by Reverend Don Herman, First Lutheran Church.

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The Pledge of Allegiance to the Flag was led by Supervisor William V. D. Johnson.

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The Agenda was adopted, on motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried, with the addition of two items: a claim against the County, filed by James Marshall, was added to the Consent Calendar; and, at the request of County Counsel, consideration of issues involving the Placerville Summer Olympics was added to the agenda's afternoon matters.

The Minutes of May 27, 1980, were approved as submitted, on motion of Supervisor Flynn, seconded by Supervisor Johnson, and carried by the following vote: Ayes: Supervisors Johnson, Walker, Flynn, and Stewart; Abstain: Supervisor Todd.

On motion of Supervisor Stewart, seconded by Supervisor Johnson, and unanimously carried, the Consent Calendar matters were considered and

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

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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:

Name	Volume an	nd Page
Catherine Humphreys	1807	364
Edna Carrillo	1396	324

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RESOLUTION NO. 175-80 was adopted, Authorizing an Action for the Recovery of County Funds Paid Out for Lake Tahoe Ambulance; Public Defender; Library; Probation; and Welfare Departments.

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acted upon as follows:

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At the request of Mr. Gene Thorne, engineer for Diamond Springs Estates Unit No. 2 Rural Subdivision, the Board approved the reduction of the Subdivision Improvement Letter of Credit for said Subdivision, in the amount of \$83,879.55, leaving a balance of \$33,389.95.

Upon being advised by Michigan-California Lumber Company that it is withdrawing its proposal of April 14, 1980, that the County abandon a certain right-of-way along an unimproved 5.8 mile section of Mosquito Road, the Board adopted <u>RESOLUTION NO. 176-80</u>, rescinding Resolution No. 151-80 which set a public hearing to consider said abandonment, and authorizing notification that said hearing, scheduled for June 17, 1980, is cancelled.

At the recommendation of the Airports Director, the Chairman was authorized to sign a one-year lease with Lake Tahoe Realty, Inc., for advertising space at the Lake Tahoe Airport, at a cost of \$250 per month.

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At the recommendation of the Airports Director, the Chairman was authorized to sign a one-year lease with The Cook Book Restaurant for advertising space at the Lake Tahoe Airport, at a cost of \$600 per year.

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At the recommendation of the Airports Director, the Chairman was authorized to sign a five-year Landu Use Lease with R. E. MacFarlane for a portable hangar at the Placerville Airport.

At the recommendation of the Airports Director, the Chairman was authorized to sign a one-year lease with Sierra House Inn for advertising space at the Lake Tahoe Airport, at a cost of \$1,155 per year.

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At the request of the Department of Public Works, the Board approved the specifications for the heating and venting modifications in the County Animal Shelter at South Lake Tahoe, and authorized advertising for bids on June 6, 11, and 13, 1980, in the Mountain Democrat, and on June 6 and 13, 1980, in the Tahoe Daily Tribune.

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At the recommendation of the Director of Health Services, the Chairman was authorized to sign an Addendum to the Constract with Nadine Deacy, a Mental Health Crisis Worker at South Lake Tahoe, increasing the contract from \$2,000 to \$3,000 to accomodate necessary program changes.

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The Community Programs Director was authorized to purchase 25 chairs for the Senior Nutrition Center from a sole source vendor, School Day Equipment Company of Los Angeles, to match existing chairs at the Center, at a total cost of \$434.66, to be paid by the Senior Nutrition Program's one-time-only funding available through June 30, 1980.

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At the recommendation of the Purchasing Agent, the Board authorized purchase of the following items for the Sheriff's Department from the sole bidder for each:

a. Commercial Toaster, Savory Model No. RT-2, from Finegold's, Inc.,
of Sacramento, at a cost of \$455 plus tax;

b. Bell & Howell Company ABR 400 Microfiche Jacket Stuffer, from Micro-imagery Group of Sacramento, at a cost of \$2,085.50 plus tax.

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At the recommendation of County Counsel, the claim of James Marshall, for personal injuries, in the amount of \$189.00, was rejected as a late claim.

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On behalf of Judge Rasmussen of the Lake Valley Justice Court, the Purchasing Agent requested authorization to purchase one portable radio to be installed at said Court for security purposes, with the radio to be procured from the Motorola Corporation as the sole source of purchase, at a cost of \$1,104.52, to coincide with Motorola radio equipment used by the South Lake Tahoe Police Department. On motion of Supervisor Stewart, seconded by Supervisor Walker, and unanimously carried, the Board referred the matter to the Chief Administrative Officer to be brought back to the Board at the time budget hearings are held.

At the recommendation of the Purchasing Agent, the Chairman was authorized to sign three, one-year Maintenance Agreements with Tahoe Office Systems, Inc., to provide maintenance service for three Savin copy machines located in the following County offices at South Lake Tahoe at the specified costs: Environmental Health Department, in the amount of \$330.00; County Nursing Center, in the amount of \$300.00; and Public Works Department, in the amount of \$300.00; on motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried.

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In response to a letter from Sweet Septic Systems, Inc., regarding its problems with the County Public Works Department, the Board set a Policy Review Session regarding same, for Monday, June 9, 1980, at 3:00 p.m, on motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried.

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At the request of the Sheriff, the Board set a Policy Review Session regarding private home and business intrusion and fire alarm systems as possible sources of revenue for the new Central Communication Center, for Monday, June 9, 1980, at 3:30 p.m., on motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried.

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Also, on motion of Supervisor Stewart, seconded by Supervisor Johnson, and unanimously carried, the Board accepted an invitation from the City Council of South Lake Tahoe for a joint meeting with said Council on June 19, 1980, at 12 noon.

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The Personnel Matters were considered and acted upon as follows:

RESOLUTION NO. 177-80 was adopted, on motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried, amending Authorized Personnel Resolution No. 144-80 to reflect the number and classification of the Comprehensive Employment Training Act (CETA) employees in each County Department.

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On motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried, the Board removed the matter of establishing the classification series of Public Safety Dispatcher to man the County Communications Center, with said matter to be returned to the Board around July 1, 1980.

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The Director of Public Works submitted the results of the bid opening on May 29, 1980, for the Pleasant Valley Road Project (SS-28); and Mr. Cort further explained that Pacific Telephone and Telegraph has elected to reject its portion of the bid and perform its own share of the work. The total County portion of the project was awarded to the low bidder, Ferrante Construction Company of Napa, in the amount of \$749,160.00, on motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried.

In the matter of the Agreement between the County and the El Dorado Irrigation District, wherein the County will provide the work on E.I.D. facilities in conjunction with the Pleasant Valley Road Project in lieu of E.I.D. attempting such construction itself, the question of financial responsibility remains unresolved. On motion of Supervisor Walker, seconded by Supervisor Todd, and unanimously carried, the Board requested a letter be obtained from E.I.D. stating its agreement to the County going ahead with the work now, and the matter of financial responsibility to be negotiated later.

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The Pioneer Volunteer Fire Department, in its letter dated May 21, 1980, advised the Board that it wishes to continue receiving emergency dispatch service from the California Department of Forestry at Mt. Danaher, and requested the Board implement a contract with the California Department of Forestry to provide said service after July 1, 1980. Mr. John McClelland, Chief of the Pioneer Volunteer Fire Department, was present and spoke on behalf of the request. Representatives of the following, four, additional Fire Departments were present to state their Departments also wish to continue receiving emergency dispatch service from the California Department of Forestry at Mt. Danaher: Latrobe Hills, Rescue, Mosquito, and Garden Valley Fire Departments. These five Departments are also willing to pay their share of the costs for said service.

Supervisor Walker noted that the proposed Agreement between the County and the State Department of Forestry contained a lot of words just to obtain a little dispatching service. Other Board members expressed concerns with specific wording of the contract.

Supervisor Stewart stated that he felt having the Communications Center to serve 11 Districts and Mt. Danaher serving 5 Districts was a duplication of effort and not in the "spirit of Proposition 13".

Supervisor Johnson stated that, if the County enters into the proposed Agreement with the State Department of Forestry, the County should also have individual Agreements with each of the 5 Districts to be served, wherein the County would be named "harmless" or "additionally insured".

On motion of Supervisor Flynn, seconded by Supervisor Johnson, and carried by the following vote: Ayes: Supervisors Johnson, Walker, Flynn, and Todd; No: Supervisor Johnson; the Board directed that the cooperative agreement before it this date, between the County and the State Department of Forestry, be referred to County Counsel and brought back to the Board on June 17, 1980, with the agreement limited to the purpose of providing dispatch services for the five Fire Districts desiring same (Pioneer, Latrobe Hills, Rescue, Mosquito, and Carden Valley); and County Counsel was also requested to submit, at that time, a sample agreement the County could have with each of those five Fire Districts.

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On motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried, the Board denied the Director of Health Services' request for authorization to pursue a Smoking/Alcohol Risk Reduction Grant application, to be submitted to the Communicable Disease Center/ 22-1 Bureau of Health Education in Atlanta in July 1980, to reduce the inci-dence and prevalence of smoking and drinking among youth and adolescents who reside on the Western Slope of the County.

The County Treasurer-Tax Collector submitted the request of Mr. Eppie Johnson, on behalf of Eppie's Restaurants, Inc., for refund of penalties and costs, in the amount of \$133.91, on Tax Bill No. 62143 for Assessor's Parcel Number 83-381-0210 (Assessee: Radiological Association of Sacramento), pursuant to Section 4985.2 of the Revenue and Taxation Code. On motion of Supervisor Flynn, seconded by Supervisor Todd, and unanimously carried, the request was denied.

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The Board again considered the request of the Purchasing Agent, that he be authorized to purchase two buses, equipped with wheel-chair lifts and radios, at a cost of approximately \$36,000 each; and requesting any unused funds in the Transportation Budget, including \$50,000 reserved by the Local Transportation Commission for this program, be reserved for the 1980-81 Budget, to cover purchase of said buses. (Matter previously considered on April 22, 1980 and May 20, 1980) On motion of Supervisor Walker, seconded by Super-visor Stewart, and unanimously carried, the Board referred the matter to the Local Transportation Commission with a recommendation for approval, providing the funds are available.

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The Hearing to consider the appeal of Ned and Marjorie Robinson on Assessment Roll Changes Nos. 7939, 7940, 7941, and 7955, increasing the assessed valuation of their parcel number 016-582-031 at Lake Tahoe, was continued to July 29, 1980, at 11:30 a.m., at the request of the appellant, and on motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried.

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Hearing was held as duly advertised to consider abandonment of a County right-of-way easement on Alder Drive in Camino, as requested by Helena M. Roper.

The Pacific Gas and Electric Company stated it has no objection to the abandonment, and the County Public Works Department recommended approval.

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

On motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried, the Board adopted RESOLUTION NO. 178-80 relinquishing and abandoning the requested right-of-way easement on Alder Drive in Camino, after being determined it is no longer necessary for public use.

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At the recommendation of the Purchasing Agent, and on motion of Supervisor Johnson, seconded by Supervisor Flynn, and unanimously carried, Whe Board authorized Pacific Telephone Company to install two, 4-inch PVC conduits in a 435-foot trench to accomodate growth at the govern-ment center, the proposed 911 System, the Fire Dispatch Center located in Building A of the Government Center, and the Communications Dispatch Center which will be on-line in January of 1981; and authorized the Purchasing Agent to issue a Purchase Order to Pacific Telephone Company, in the amount of \$3,968.00 of Capital Outlay Funds, to commence work as soon as possible.

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An Ordinance regarding the care, restitution, and sale or destruction of unclaimed property in the possession of the Sheriff was introduced, the reading thereof waived, and it was continued to June 10, 1980, at 23-11:00 a.m., for consideration of adoption, on motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried. (Sponsor: Supervisor Walker)

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ORDINANCE NOV. 2096 was adopted, on motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, amending Section 7631 "Parking Prohibited" of the County Ordinance Code, to include a portion of Green Valley Road from a point 235 feet west of the entrance to Browns Ravine to a point 150 feet east of same, as requested by the Folsom Lake Parks Department and the Traffic Advisory Committee. (Sponsor: Supervisor Todd/introduced May 27, 1980)

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The Golden Empire Health Systems Agency submitted for Board approval, the following modification to the By-Laws of said Agency (Article IX, Section 2, Standing Committees, Sub-Section (2), Page 48), with the proposed, new languange indicated by underlining:

(2) The Chairperson of each of the standing committees shall be a-member-of-the-Governing-Body-and-shall-be appointed for a two year term by the President with the approval of the Governing Body and shall serve at the pleasure of the President. Members of each standing committee shall be appointed by the President for a two-year term. In the event of a vacancy for any reason in membership or the chair, a successor shall be appointed to complete the balance of that term only and may be reappointed thereafter.

On motion of Supervisor Flynn, seconded by Supervisor Johnson, and unanimously carried, the Board directed that the Coverning Board and Governing Body of said Agency be advised of this Board's concern with the language of the proposed modification as presented, specifically, the feeling of this Board that the underlined words at the end of the first sentence of the proposed modification, "and shall serve at the pleasure of the President", should be deleted.

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Mrs. Irene C. Arnold, Special Projects Chairman for "Friends of the Cameron Park Airport", advised the Board, in a letter dated May 19, 1980, that said "Friends" would like permission to have a parade in Air Park Estates in Cameron Park on July 4, 1980, between 10:00 a.m. and 11:30 a.m. After being advised by the Board Office that County Counsel recommended they follow the procedure for requesting closure 1 of the roads in question: Aeronica, Fairway (between Western and Aeronica), Western, Bonanza, and Boeing (between Western and United); Mrs. Arnold submitted a second letter, dated May 22, 1980, requesting said closure. In a telephone conversation with the Assistant Board of Supervisors Clerk, this date, Mrs. Arnold advised that the group cannot meet the requirements for road closure, i.e., insurance, etc., and would rather the Board consider their original request for permission to have the parade without closing the roads to the public.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board directed that a copy of Resolution No. 110-79, which sets out County policy for use of County roads for special events, be forwarded to Mrs. Irene Arnold of "Friends of the Cameron Park Airport", and that Mrs. Arnold be advised that they can hold their parade on July 4, 1980, without closing the roads to the public.

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Judge Prentiss Moore was present and spoke regarding his letter to the Board, dated May 2, 1980, wherein he advised the Board of unauthorized use of a certain "wagon track" across his property at the end of Bedford Road as access to parcels created behind his property which have no dedicated road or access, and his willingness to donate property as needed for dedication and improvement of the access road.

Mr. Ken Milam, Planning Director, was present and spoke regarding his memorandum to the Board, dated May 20, 1980, wherein he advised that it appears that the road in question has been in existence since at least 1927; that the deed to the Judge's property refers to a public road in the same approximate location; and that he believes that surveyors filing parcel maps in this area, must have based access on the fact that this is an existing road. Mr. Milam further advised that the County has never required off-site road improvements in connection with parcel maps and, therefore, has not required improvement of this road. On motion of Supervisor Johnsen

On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried, the Board took the matter under advisement to explore the air pollution aspect as well as the possibility of the formation of an Assessment District to improve the road to one standard or another, and the matter was continued to June 17, 1980.

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Supervisor Todd exited the meeting room.

Mrs. Loellen R. Bonser, Area VIII Chairman of the Tierra del Oro Girl Scout Council, was present and spoke on behalf of said Council's request that the Board waive a portion of the building permit fees required for the construction of a Girl Scout Lodge at Camp Fleming in Happy Valley. Mrs. Bonser advised that the building permit fees total approximately \$2,500.00, of which they have already paid approximately half. She stated that the cost of building the lodge has almost doubled since the project was planned, and they are attempting to cut costs wherever possible.

Supervisor Johnson stated he would like to see the Board help them out, but feels such a waiver would constitute a "gift of public funds". Supervisor Stewart expressed his concern over setting a precedent for future requests.

On motion of Supervisor Stewart, seconded by Supervisor Johnson, and unanimously carried by those present, the Board denied the request of the Tierra del Oro Girl Scout Council for waiver of a portion of the building permit fees required for the construction of Camp Fleming Lodge in Happy Valley.

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The Board recessed for lunch, and the full Board, including Supervisor Todd, returned at 2:00 p.m. for consideration of Planning Matters.

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SPECIAL ORDERS

PLANNING MATTERS

Five Acre zone, consisting of 12.978 acres, petitioned by Michael and Kristine Golomb. The Planning Commission recommended approval the Camino/Fruitridge area from Agricultural zone to Estate Residential Kristine Golomb. The Planning Commission recommended approval, and the Planning Director enumerated the following findings of the Commission:

- The rezoning request to RE-5, Estate Residential, Five-Acre zone 1. is in compliance with the Camino/Fruitridge Area Plan (the land use designation is Single-Family Residential, Low Density, one (1) dwelling unit per 5 acre minimum); 2. Public services are available; Water - E.I.D.; and, Fire Protection -
- Placerville Fire Protection District.

The applicant was present to answer any questions the Board members might have. There were no verbal protests, and the Hearing was closed.

On motion of Supervisor Flynn, seconded by Supervisor Walker, 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. 2097, which amends the County Zoning Ordinance accordingly.

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GENERAL ORDERS

The Board considered the request of Mr. Gene E. Thorne, in his letter dated May 13, 1980, that the access roads from Airport Road and Newtown Road, to Mr. Alan Ahnfeldt's proposed subdivision, within the City of Placerville, be accepted into the County-maintained road system. Mr. Ahnfeldt previously made application for a road easement across Placerville Airport property to provide access to said subdivision, which was approved by the Board on February 26, 1980. Mr. Marv Bukema, partner in the proposed development, was present to further explain Mr. Ahnfeldt's request and answer any questions the Board might have.

Supervisor Walker, moved, and Supervisor Flynn seconded, that the Board declare its intent to accept the access roads from Airport Road and Newtown Road to the proposed subdivision, into the County-maintained road system, with the plans for construction of the roads to be submitted to the County Public Works Department for approval, and Public Works to inspect the roads during construction, for compliance, at the developer's expense.

Supervisor Johnson moved, and Supervisor Walker seconded, to amend the motion to include that the County be provided with the subdivision plans and environmental studies, with the County reserving the right to review and comment on same, which, in turn, would require answers to the questions proposed by the Director of the County Public Works Department in his letter dated May 16, 1980, as well as any additional questions that may come up concerning the capabilities of Newtown Road and Airport Road carrying the traffic that improvement of 200 residential units might cause. The Chairman called for the vote on the amendment, and it carried unanimously.

The Chairman then called for the vote on the original motion of Supervisor Walker, which was seconded by Supervisor Flynn, and it was unanimously carried.

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Chief Assistant County Counsel, Mr. Robert A. Laurie, requested the Board consider issues involving the Placerville Summer Olympics. Mr. Laurie stated that the Planning Department has made the determination that this event is an illegal use of the property proposed for the project site; said property being Assessors Parcels Numbers 43:550:07 and 43:550:08, located in Camino, zoned A - Agricultural, and owned by Mr. David J. Lund of Camino.

Mr. Jeff Picassi, attorney representing the Placerville Summer Olympics Committee, was present and reviewed the preparations for the event. He stated the area has been mowed and will be "wet down" prior to the actual event taking place. A caterpiller will be on site as a fire protection measure, as well as a water truck donated by Mr. Joe Vicini. Parking space has been provided for 3,700 cars, and sanitary facilities for 5,000 people will be provided by Wilkinson Portables. Drinking water will be available, and no alcoholic beverages will be sold on the premises, and everything possible will be done to prevent alcoholic beverages from being brought on the site. High school students and scouts will be available to direct traffic, and at least one off-duty law enforcement officer will be on the site. When asked by the Planning Director, Mr. Picassi stated that Mr. Lund has donated the use of his property at no charge, and any profits from this event will be donated to the International Olympic Committee. Mr. Picassi further stated that the Placerville Summer Olympic Committee's first choice for a project site was property off Cold Springs Road, but that site was abandoned due to strong objections from surrounding property owners. They then accepted Mr. Lund's offer to use his property in Camino because they felt there would be no objection due to the usual "Apple Hill" festivi-ties in the area. The Committee felt that because there will be no permanent change in the use of the property, only a temporary change, a Special Use Permit from the County would not be necessary. Mr. Picassi stated that if a Special Use Permit is required for such uses in that area, he can site approximately 101 violations of that requirement in the Apple Hill area at the present time.

Mr. Darrel Page, Director of the Placerville Summer Olympics Program, was present and stated that the Committee is aware of the liabilities it is incurring, and they have received insurance for this project from Mutual of Omaha.

Mrs. Marge McVay, of the Placerville Summer Olympic Committee, stated she is in charge of handling traffic problems and has worked closely with the State Department of Transportation, the California Highway Patrol, and the County Sheriff's Department and has complied with all their requirements.

Mr. Ron Tepper, County District Attorney, was present and stated that he would not offer an official position in this matter but, if the Board lends its approval to the project, his office will coordinate police, traffic control, fire protection, etc., as necessary to protect the surrounding property and neighbors.

The following owners of property in the area of the proposed project site were present and voiced their opposition to same: Dorthea Ingstrom, Pat Kraft, Mr. Ferrand, and Meryl Adams.

Continued next page

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Board members voiced concerns about the proposed project, especially concerns about fire protection, consumption of alcoholic beverages causing crowd control problems, and trespassing on surrounding private property. Supervisor Walker stated that he felt the Committee should have contacted the appropriate County departments to obtain the necessary permits for such an activity. Supervisor Flynn stated that he felt there was a deliberate attempt to ignore the County Ordinances in this regard. Supervisor Johnson stated he would not like to see a violation of peoples' Constitutional right to "peacefully assemble", but would rather the event took place at the County Fairgrounds or at one of the local high schools.

On motion of Supervisor Flynn, seconded by Supervisor Stewart, and carried by the following vote: Ayes: Supervisors Walker, Flynn, Stewart, and Todd; No: Supervisor Johnson, the Board upheld the Planning Department in its determination that the activity known as the "Placerville Summer Olympics", to be held on property in Camino owned by Mr. David J. Lund, would constitute a violation of the Zoning Ordinance, and referred the matter to the appropriate County departments, including appropriate County legal departments, to take whatever action necessary to ensure that the activity as planned, being unlawful, does not occur.

The Board considered a letter from Mr. Larry D. Klaus, Chief Internal Auditor for the County, dated March 28, 1980, wherein Mr. Klaus reviewed the current outstanding liability of Mr. Walt Nelson, a lessee of El Dorado County, who operates the restaurant and snack bar facilities at the South Lake Tahoe Airport; said liability currently totaling \$10,574.64. On motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried, the Board directed that the matter be turned over to the proper department for corrective action as of right now.

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

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APPROVED: . load TODD, ARLIENE Chairman

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

ie Bv Deputy Clerk