

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES June 10 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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12-7 The Invocation was offered by Pastor Craig Hatcher of the Rescue Baptist 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 Johnson, and unanimously carried, with the addition of four items: a claim against the County for personal injuries, filed by Attorney Donald M. Dezzani, on behalf of Constant J. Cleveland; adoption of three Resolutions pertaining to the Rosebud Drive-Buena Vista Drive-Hilton Way Assessment District; a Tentative Map for Cameron Park North Unit No. 9 Subdivision; and a presentation of the Redevelopment Plan for the Diamond Springs Lime Redevelopment Project Area.

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The Minutes of June 3, 1980, were approved as submitted, on motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried.

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164 Mr. George V. Moorhead, Regional Administrator of the Sierra-Sacramento Valley Emergency Medical Services Agency, was present and spoke to the issue of continued financial support and staffing of said Agency, and requesting El Dorado County to contribute \$2,210.00 to same. On motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried, the Board approved the contribution of \$2,210.00 as requested, provided the State and local providers contribute their shares also.

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On motion of Supervisor Flynn, seconded by Supervisor Johnson 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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117 Budget Transfer No. 72 was approved for Airport Enterprise, transferring \$46,000 from Class III Structures/Improvements (Placerville Airport) to Special Departmental Expense due to the increasing cost of aviation fuel; and \$1,950 from Class III Structures/Improvements (Georgetown Airport) to Household Expense (\$750) due to increased garbage removal expense, and Maintenance of Structures and Grounds (\$1,200) due to non-anticipated lighting and electrical work.

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2981A The Board approved Assessment Roll Change number 7969.

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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>	
Harold Johnson	1118	117
Frank K. Kessler	629	596

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151-13 RESOLUTION NO. 179-80 was adopted Discharging Unpaid County Welfare Accounts.

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104-7 RESOLUTION NO. 180-80 was adopted to provide tax revenues to the Pollock Pines-Camino Fire Protection District relating to annexation of land to said district where no fire protection service has previously been provided in accordance with the Board's policy statement regarding such annexations.

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574 As recommended by County Counsel, the Board denied a claim for property damage, in the amount of \$100.00, submitted by Mr. Kenneth Rumack.

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30-13 At the recommendation of the Airports Director, the Chairman was authorized to sign a five-year Land Use Lease with Mr. Robert W. Beard, to erect a portable hangar at the Placerville Airport.

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21-6 At the recommendation of the Airports Director, the Chairman was authorized to sign an Airport Use Agreement with Lake Tahoe Transportation Systems, Inc., authorizing same to operate a ground transportation service to and from the Lake Tahoe Airport, on a frequent basis, to all points in the Tahoe Basin, along with service to the Cannon International Airport.

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423 Franciscan Village #1 The Board approved the request of Gene Thorne, Subdivision Engineer for Franciscan Village Unit No. 1, submitted by the Director of Public Works, for reduction of the Subdivision Improvement Letter of Credit for said Subdivision, in the amount of \$37,602.00, leaving a balance of \$407,673.25.

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296-4 Bedford The Board awarded the Bedford Road Improvement Project to the low bidder, Greenhalgh Company, Inc., of Ranch Cordova, in the total amount of \$257,267,14, with the County's portion to be \$151,415.90; said award subject to approval by the City of Placerville.

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RESOLUTION NO. 181-80 adopted, at the recommendation of the Director of Public Works, authorizing the Chairman to sign a Petition to the California Department of Transportation for the annual revision in the County-maintained mileage, pursuant to Section 2121 of the Streets and Highways Code.

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Bid Results:

114-3
Bid No. 106 - culverts, bands, and couplers for the Public Works Department: culverts awarded to low bidder, Kaiser Aluminum and Chemical Sales, Inc. of Sacramento, in the amount of \$12,694.00; bands awarded to low bidder, Kaiser Aluminum and Chemical Sales, Inc. of Sacramento, in the amount of \$879.18; and guard rails and grates awarded to low bidder, Interstate Sales of Auburn, in the amount of \$2,056.26.

Bid No. 107 - quick set slurry seal emulsion for the Public Works Department, awarded to the low bidder, Reed & Graham, Inc., of San Jose, in the amount of \$20,728.32.

Bid No. 108 - liquid asphalt for the Public Works Department, awarded to the low bidder, Douglas Oil Company of California, of Carmichael, in the amount of \$360,591.36.

Bid No. 109 - asphalt rejuvenating agents for the Public Works Department: gilsonite and reclamite awarded to low bidder, Reed & Graham, Inc., of San Jose, in the amount of \$10,551.96 and \$6,969.60 respectively; and gilsabind awarded to low bidder, Tectonics Engineering and Construction, Inc., of Rocklin, in the amount of \$12,648.00.

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424A
At the recommendation of County Counsel, the Chairman was authorized to sign a Certificate of Compliance for a parcel owned by Henry A. and June E. Stefani, which was created in 1969 and complies with all provisions of the Subdivision Map Act.

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53
At the recommendation of County Counsel, a claim for personal injuries, in the amount of \$6,800.00, submitted by Attorney Donald M. Dezzani, on behalf of Constance J. Cleveland, was rejected as a late claim.

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74-82
The Board was advised by Mr. Dick Zeiner, architect for the Superior Court facilities at South Lake Tahoe, that he granted an extension of the completion date for said project, due to work being curtailed on frequent occasions by complaints from the neighboring Lake Valley Justice Court about construction noise. The project supervisor predicts there will be several more such interruptions when they begin work to remove an existing block wall adjacent to the courtroom. On motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried, the Board requested the County Chief Administrative Officer to speak with the Judge of the Justice Court to the fact that this project has to move forward, and see what can be worked out.

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164-7
7.1.P.
Also, in reference to Capital Outlay matters, the Board authorized the Purchasing Agent to publish specifications and advertise for bids for the County Communications Center, on motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried.

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(2-14)
WAZI
At the request of Mr. Ken Busch, Chairman of Citizens for Adequate Energy, the Board set a Policy Review Session with same for July 9, 1980, at 9:00 a.m., regarding the SOFAR Project, on motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried.

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82
82-7
On motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried, the Personnel matters were acted upon as follows: RESOLUTION NO. 183A-80 was adopted approving a 17.86% general salary increase for County employees, excluding law enforcement personnel, effective June 28, 1980; and RESOLUTION NO. 184-80 was adopted approving a 17.86% general salary increase for the County Department Heads.

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254
At the recommendation of the Director of Health Services, and on motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried, RESOLUTION NO. 185-80 was adopted, authorizing the Chairman to sign the preliminary Drug Abuse Plan for Fiscal Year 1980-81, in the amount of \$85,922.00, all of which is provided by the State of California and requires no County matching funds.

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(233)
390-16-17
2nd-2
On motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried, ORDINANCE NO. 2098 was adopted relating to the care, restitution, sale or destruction of unclaimed property in possession of the Sheriff of El Dorado County.

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22-7
At the recommendation of the Director of Health Services, and on motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried, the Chairman was authorized to sign a revised Application, for submittal to the California Department of Mental Health and Office of Statewide Health Planning and Development no later than June 15, 1980, to operate a Psychiatric Health Facility in El Dorado County. (The original application was approved by the Board of Supervisors on April 22, 1980.)

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20-4
At the recommendation of the Director of Health Services, and on motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried, RESOLUTION NO. 186-80 was adopted, authorizing the Chairman to sign the preliminary County Alcoholism Program Budget for Fiscal Year 1980-81, in the amount of \$211,298.00.

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214
The Board approved the request of Mr. Joseph J. Alvey, Supervising Probation Officer, that the County provide his legal defense, pursuant to Section 995 of the California Government Code, in the matter of Ora Mills vs County of El Dorado, on motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried.

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At the request of the Community Programs Director, and on motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried, the Board approved one full-time and two half-time bus driver positions, with paid benefits, to work for the Transportation Department, and RESOLUTION NO. 187-80 was adopted accordingly.

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50-7
At the recommendation of the Chief Administrative Officer, and on motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried, the Board approved the proposed budget for the Area Agency on Aging, in the amount of \$15,666.00, for period April through June, 1980.

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435
Diamond Springs Industrial Park
The Board considered the request of Mr. Harold S. Prescott, Jr., Project Engineer for Diamond Springs Industrial Park, that the Chairman be authorized to sign an Agreement with Douglas Caldwell, Contractor, wherein the County will agree to accept a cul-de-sac identified as Industrial Drive, into the County-maintained road system upon completion of same in compliance with County standards. On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Chairman was authorized to sign said Agreement, with a change in the wording in the next-to-the-last paragraph as recommended by County Counsel, and with the following changes in the specifications of Industrial Drive, as recommended by the Director of Public Works:
(1) increase AC from 2½" to 3"; (2) increase base from 6" to 8"; and
(3) increase the lane width from 13' to 16'.

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57
Mr. Jack Sweeney of Caldorado Lan-Pac, was present and spoke regarding said firm's request that the Board consider adoption of a Resolution establishing a policy whereby an on-site Wastewater Disposal Zone will be created for every planned development of 100 lots or more. Mr. Sweeney advised the Board that the proposed Resolution needs to be re-written to meet requirements of the State Water Quality Control Board and, therefore, he requested the matter be continued. On motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried, the Board continued the matter to July 1, 1980.

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406-3
The Board again considered the request of the Citizens Committee to Retain Judge Wenger, that the Board adopt a Resolution or letter of support and endorsement of Judge Wenger, to be sent, together with petitions signed by County residents supporting same, to the California Supreme Court for its consideration during the review of Judge Wenger's appeal. (The matter was considered previously on May 27, 1980, and referred to County Counsel for questions of legality.) At the recommendation of County Counsel, and on motion of Supervisor Stewart, seconded by Supervisor Flynn, and carried by the following vote: Ayes: Supervisors Johnson, Flynn, Stewart, and Todd; No: Supervisor Walker, the Board took no position in the matter.

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SPECIAL ORDERS

PLANNING MATTERS

Hearing was held as duly advertised to consider rezoning of lands in the Camino/Fruitridge area from Agricultural zone to Estate Residential Five Acre zone, consisting of 19.89 acres, petitioned by Wallace M. Thomas. Planning Commission recommended approval, and the Planning Director enumerated the following findings of the Commission:

- 288-98-8
390-9a
1. Mr. Leland J. Hill, a civil engineer, stated in a letter to the Commission, there are two suitable homesites on two five-acre parcels proposed;
 2. The majority of the 19.89 acres is not suitable for agriculture;
 3. This proposal is consistent with the County's policy to use agricultural lands for agricultural purposes and residential lands for residential uses.

Mr. Thomas was present and spoke on his own behalf. Mr. Thomas reviewed the fact that his request was first heard by the Planning Commission on May 11, 1978, and subsequently placed on the Board of Supervisors Agenda for its meeting of August 15, 1978. At that time, the Board continued the hearing to September 12, 1978. The Board's action on September 12, 1978, was to continue the matter off calendar until the matter of the Camino/Fruitridge Area Land Use Plan litigation was resolved.

The Board of Supervisors has on file, letters in opposition to the requested rezoning from the following persons, Gene L. and Miriam B. Schroeder, dated March 21, 1978; Attorney Michael E. Petersen, representing the Schroeders, dated June 10, 1980; and Patrick J. and Maria B. Boyd, dated June 10, 1980. The Schroeders and the Boyds voiced concerns about splitting up agricultural lands and the problem of access to the property in question by way of Apple Tree Lane.

Also on file in the Board of Supervisors' Office is a letter from Mr. Frank Hartwick, original owner of the property in question, who is in favor of the requested rezoning, said letter dated February 22, 1978; and a petition signed by 13 residents of the area who are also in favor of the request.

The following persons were present and spoke in opposition to the request: Mr. Patrick Boyd, Mr. Tim Miller and Ms. Laura Markie. Again, concerns were voiced about splitting up agricultural lands and access by way of Apple Tree Lane.

Mr. Frank Hartwick and Mr. Tommy LeBee were present and spoke in favor of the request, stating that the land in question is definitely not suitable for agricultural use.

There were no further comments, 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. 2099 which amends the County Zoning Ordinance accordingly.

For the record, Supervisor Johnson pointed out on the map, property he owns in the Camino/Fruitridge area.

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The Board recessed briefly, and reconvened with Supervisor Johnson absent.

A.D. Rosebud Buena Vista
At the recommendation of Mr. Stephen R. Casaleggio, Attorney with the firm of Jones, Hall, Hill & White, bonding counsel for the formation of the Rosebud Drive-Buena Vista-Hilton Way Assessment District, the Board adopted the following Resolutions relating to said District, on motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried by those present:

1. RESOLUTION NO. 182-80 rescinding Reoslution No. 78-80, "A Resolution Adopting Engineer's Report, Confirming the Assessment and Ordering the Work and Acquisitions, Directing Recording and Filing of Assessment, Assessment Diagram and Notice of Assessment, Appointing Collection Officer, and Providing for Notice to Pay Assessment", and Resolution No. 79-80, "A Resolution Authorizing In Rem Validating Proceedings";
2. RESOLUTION NO. 182A-80, "A Resolution Adopting Engineer's Report, Confirming the Assessment and Ordering the Work and Acquisitions, Directing Recording and Filing of Assessment, Assessment Diagram and Notice of Assessment, Appointing Collection Officer, and Providing for Notice to Pay Assessments"; and
3. RESOLUTION NO. 182B-80, "A Resolution Authorizing In Rem Validation Proceedings.

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Supervisor Johnson re-entered the meeting room.

(57) 390-9 Planning
The Board considered an Ordinance amending the Major and Minor Land Division Ordinance and local rules implementing the California Environmental Quality Act, dealing with mitigation of impacts upon public services. (Ordinance introduced April 29, 1980)

Many people were present and spoke regarding the proposed Ordinance. Their arguments for and against were a review of opinions expressed at previous meetings when the matter was discussed, i.e., needs of the fire districts and schools, legislative relief as a more suitable alternative, building industry's concern that districts are being given a "blank check", establishment of fee formulas, timing for payment of fees, etc.

On motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried, the Board adopted ORDINANCE NO. 3000, amending the Major and Minor Land Division Ordinance and Local Rules Implementing the California Environmental Quality Act, dealing with mitigation of impacts upon public services, with the expiration date of said Ordinance changed from December 31, 1980, to March 1, 1981.

Also, on motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried, the Board's current Policy, regarding mitigation of impacts upon public services by development, was extended from its expiration date of June 15, 1980, to the effective date of Ordinance No. 3000.

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*423
Green Acre
Subdiv*

The Planning Director submitted the request of Gene Thorne and Associates, project engineer for Green Acre Estates Subdivision, for a one-year extension of the Tentative Map for said Subdivision in the Rescue area, consisting of 5.176 acres, comprising 23 lots, and approved by the Board of Supervisors on April 25, 1978. The Planning Commission recommended approval of the one-year extension, based on the following findings:

1. The project is within the Diamond Springs Main Moratorium Area and has therefore not been able to be completed;
2. The Board of Supervisors has the authority to grant such a request.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board approved the request for a one-year extension of the Tentative Map for Green Acre Estates Subdivision, based on the findings of the Planning Commission.

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*423
Ridgeview
Village*

The Planning Director submitted the request of Pacific States Development Company for a one-year extension of the Tentative Map for Ridgeview Village Units 5 - 9 in the El Dorado Hills area, consisting of 125.3 acres, comprising 272 lots, and approved by the Board of Supervisors on June 13, 1978. The Planning Commission recommended approval of the request, and the Planning Director enumerated the following findings of the Commission:

1. The Pacific States Development Corporation experienced a series of delays which postponed its completion of Unit 4 almost a full year, thereby delaying the construction of the proposed project;
2. The Tentative Map will expire June 13, 1980, and no construction has yet taken place;
3. The one-year time extension will allow for completion of the project;
4. The Board of Supervisors has the authority to grant such a request.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and carried by the following vote: Ayes: Supervisors Johnson, Walker and Todd; Noes: Supervisors Flynn and Stewart, the Board approved the request for a one-year extension of the Tentative Map for Ridgeview Village Units 5 through 9.

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*423
Cameron Park
North*

The Planning Director submitted the Tentative Map for Cameron Park North Unit No. 9 Subdivision, consisting of 67 acres, comprising 16 lots (Planning Commission proposed 13 lots); Subdivider: Smith & Gabbert, Inc. The Planning Commission recommended approval of the Tentative Map subject to conditions (said conditions being on file in the office of the Clerk of the Board of Supervisors), and acceptance of the Negative Declaration, based on the following findings of the Commission:

1. The project is served by public water, sewer and fire protection;
2. The design of the project provides noise attenuation from U.S. Hwy 50;
3. The project is in conformance with the Goals and Policies of the County General Plan; and
4. The project includes substantial improvements to the surrounding circulation system.

Continued next page

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Based on the findings of the Planning Commission, on motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried, the Board accepted the Negative Declaration on the project and approved the Tentative Map for Cameron Park North Unit No. 9 Subdivision, subject to the conditions set forth by the Planning Commission, with conditions numbers 6, 7, and 8 amended to read as follows: No. 6 - Construction of four-foot wide sidewalks during the building permit stage, along both sides of Palmer Drive; No. 7 - The Palmer Drive intersection with Cameron Park Drive shall be improved to provide left-turn storage space and acceleration/deceleration lanes; and No. 8 - The applicant shall comply with the fee structure and area of benefit as determined by the Board of Supervisors for the improvement of Cameron Park Drive pursuant to Section 11,800 et seq of the County Ordinance Code.

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GENERAL ORDERS

23.4
The Board considered a recommendation by the South Lake Tahoe City Council, that the Chairman be authorized to sign a Memorandum of Agreement between members of the Tahoe Basin Transportation Authority to provide liability insurance coverage for delegates of member agencies. The County Risk Manager, Mr. Jene Leslie, advised the Board of his belief that the exposure of an agency "to provide a coordinated and cost-effective public transportation system" is extremely high. At the recommendation of the County Risk Manager, and on motion of Supervisor Stewart, seconded by Supervisor Walker, and unanimously carried, the Board requested a thorough review of the liability exposure and resolution of the insurance requirements before any additional agreement relative to liability is executed, with the Board's delegate to the Lake Tahoe Air Basin Control Council (Supervisor Stewart) included in said review to determine his liability exposure.

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5072a
At the request of the Director of the Area Agency on Aging, and on motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried, the Board introduced an Ordinance amending Sections 25,501 through 25,504 of the County Ordinance Code to provide for reorganization of the El Dorado County Commission on Aging, to become the Advisory Council to the El Dorado County Area Agency on Aging, pursuant to the requirements of the 1978 Amendments to the Older Americans Act; the reading thereof was waived; and it was continued to June 17, 1980, for adoption. (Sponsor: Supervisor Walker)

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420
At the request of Supervisor Stewart, RESOLUTION NO. 183-80 was adopted, on motion of Supervisor Johnson, seconded by Supervisor Flynn, and unanimously carried, recognizing the record of community service established by June DePaepe, present Postmistress for the Twin Bridges area, and further, expressing the County's appreciation and best wishes on her birthday.

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(326)
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At the request of Supervisor Stewart, and on motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board endorsed the position of the City of South Lake Tahoe regarding the Santini-Burton legislation (HR 6306), which deals with unlimited condemnation of developed properties within the Tahoe Basin, and authorized the Mayor of South Lake Tahoe to convey that message to the Congressional Committee considering HR 6306 in Washington D. C.

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(12-11)
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In reviewing the Energy Coordinator's Status Report on the Energy Reduction Program, dated May 30, 1980, the Board noted items 1 through 5, under "K", on page 6 of said report, wherein questions are raised regarding the Public Works Department's lack of central control over County facilities. On motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried, the Board requested the Chief Administrative Officer to respond to those questions.

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WA 6-5

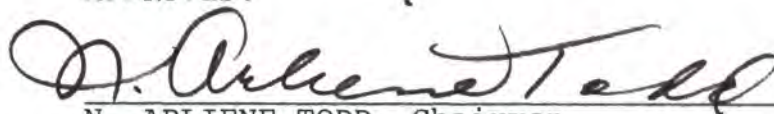
On motion of Supervisor Flynn, seconded by Supervisor Johnson, and unanimously carried, the Board concurred with the action of the Amador County Board of Supervisors and adopted RESOLUTION NO. 188-80 supporting the endeavors of Congressman Norman Shumway to increase the U. S. Army Corps of Engineers' Fiscal Year 1981 allocation, in the approximate amount of \$100,000.00, to effect the Cosumnes River Project Feasibility Study under the San Juaquin River Basin Authority.

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There being no further business to come before the Board of Supervisors, the Board adjourned to Tuesday, June 17, 1980, at 10:00 a.m. The Board then convened as the Board of Directors of the County Redevelopment Agency. (See Minute Book for County Redevelopment Agency, Page 4.)

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APPROVED:


N. ARLIENE TODD, Chairman

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

By 
Deputy Clerk