

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES April 28 19 81

The Board convened in regular meeting. Present: Supervisors Robert E. Dorr, Patricia R. Lowe, W. P. "Dub" Walker, Joseph V. Flynn, and Thomas L. Stewart. Dixie L. Foote, Assistant Board of Supervisors Clerk, was also present. Chairman Flynn presided.

--//--

12-7 The Invocation was offered by Monsignor Patrick M. Nolan of St. Patrick's Church.

--//--

The Pledge of Allegiance to the Flag was led by Supervisor Thomas L. Stewart.

--//--

The Agenda was adopted, on motion of Supervisor Walker, seconded by Supervisor Lowe, and unanimously carried, with the addition of two items: a memorandum to the Board from Supervisor Lowe regarding approximately \$280,000 held in a trust account for funding of a public transit service in the Tahoe Basin, and proposals for bus service in the Meyers-Tahoe Paradise area; and a Performance Bond submitted by Mr. James Head for improvements in Diamond Meadow Estates Subdivision.

--//--

The Minutes of April 21, 1981, were approved as submitted, on motion of Supervisor Walker, seconded by Supervisor Lowe, and unanimously carried.

--//--

On motion of Supervisor Walker, seconded by Supervisor Dorr, and unanimously carried, the Consent Calendar matters were considered and acted upon as follows:

50-7 The Community Action Council Claims were approved and allowed for payment.

* * * *

241A The Board approved Assessment Roll Changes numbered: 1248, 1249, and 1251.

* * * *

50-7 At the request of Community Programs, the Board declared the week of May 11 through 16, 1981, as "Older Americans Week" in El Dorado County, and RESOLUTION NO. 118-81 was adopted accordingly.

* * * *

50-6 At the request of County Training Programs, the Chairman was authorized to sign Modification No. 1 to the Comprehensive Employment and Training Act (CETA) Subgrant (No. 8000-6296), to reflect decrease, in the amount of \$98,992.00, to the Title VII Supplement (Private Sector Initiative Program) for period ending September 30, 1981.

* * * *

15-1 At the request of the Welfare Department, the Chairman was authorized to sign an Application for License to Conduct an Adoption Agency, to be submitted to the State Department of Social Services, for renewal of El Dorado County's license; and RESOLUTION NO. 120-81 was adopted extending the Agreement with Alpine County to provide adoption services to residents of said County for Fiscal Year 1981-82.

* * * *

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES

April 28

19 81

The Board approved the abatement of penalties for failure to file Change in Ownership Statements for the following:

1. Marcia Helen Peters (APN 77-231-03, -07, and -08)
2. John W. and Marilyn J. Andersen (APN 85-232-03)
3. Larry L. and Margo Lukins (APN 34-101-07)
4. Glenn H. and Susan M. Vought (APN 9-170-09)
5. Lawrence A. and Teresa M. Dunn (APN 34-734-07)
6. William and Jeannie Sue Butcher (APN 1-021-26)
7. Robert J. Wehner and Jo Ann Mormon (APN 23-482-09)
8. NVY TAHOE #L (APN 25-321-05)
9. Jerald F. Bond (APN 25-571-17)
10. Philip Wang (APN 25-874-10)
11. Robert J. Wehner (APN 27-156-16)
12. Thomas K. Olson et al (APN 33-180-06)
13. Roger Allen Booth and Vincent H. Davis AKA Jim et al (APN 66-402-11)
14. Donna H. Wilson (APN 81-043-09)
15. John and Nancy Gallwitz (APN 99-020-16)
16. Bert Kato and Richard A. Power (APN 23-501-08)
17. Bert and Sue D. Kato and Richard Power and Debbie Taylor (APN 25-863-17)
18. Katherin X. Spatny (APN 33-371-19)
19. Delbert L. Smith TR and Shirley J. Smith TR (APN 58-130-30)
20. Robert E. and Denise De Lange Hansen (APN 58-730-03)
21. Monte West and Leigh Anne Moore (APN 61-050-67)
22. Jo Anne Zellmer and Clarisse C. Escobar (77-100-09)
23. James M. and Jeanette Woolley (APN 77-172-13)
24. James E. Moore et al (APN 86-540-20)

* * * *

The Board approved the request of the Lake Tahoe Humane Society, Inc., to convert a small storage area adjacent to said Society's Main Office into an unloading room for animals; and construct an additional 12' x 12' structure for office, educational, and animal control equipment, at a cost of approximately \$7,000.00, which will be funded entirely from private sources.

* * * *

RESOLUTION NO. 123-81 was adopted, at the request of the Pollock Pines Chamber of Commerce authorizing the closure of Pony Express Trail from Alder Drive to Sly Park Road on July 4, 1981, between 2:30 p.m. and 5:30 p.m., for the Sixteenth Annual Pony Express Re-run and Parade.

* * * *

The Board approved a Letter of Credit, in the amount of \$15,000.00, submitted by El Dorado Land Fill, Inc., to be held as security by El Dorado County for the faithful performance of payments, for the operation of the Union Mine Disposal Site.

--//--

At the request of the Planning Department, and on motion of Supervisor Stewart, seconded by Supervisor Walker, and unanimously carried, the Chairman was authorized to sign an Agreement with El Dorado Resource Conservation District for the preparation of materials for the Erosion Control Information Campaign, at a sum not to exceed \$2,500.00.

--//--

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES April 28 19 81

44-3
Castlewood
Map No. 2
At the recommendation of the Planning Commission, and on motion of Supervisor Dorr, seconded by Supervisor Walker, and unanimously carried, the Board approved a one-year extension of the Tentative Map for Castlewood Unit No. 2 Subdivision in the Pollock Pines area, consisting of 21.5 acres, comprising 45 lots; Subdivider: Foothill Builders.

--//--

114-9
At the request of the Purchasing Agent, and on motion of Supervisor Stewart, seconded by Supervisor Walker, and unanimously carried, the Chairman was authorized to sign a Contract with Tahoe Office Systems for maintenance of copy machines located at the following departments, at a cost of \$2,385.00 per year: Environmental Health, Nursing Service, Public Works, Welfare, Sheriff, and Lake Tahoe Airport.

--//--

114-7-81
RESOLUTION NO. 121-81 was adopted, on motion of Supervisor Dorr, seconded by Supervisor Walker, and unanimously carried, a Resolution of Intention setting a hearing for May 19, 1981, at 11:30 a.m., to consider abandonment of the stub street portion of Marjorie Way within Alderman Acres Subdivision (along and only on the south line of Lot 21), as requested by Ernest and Della D. Mickle.

--//--

44-3
Deer Creek
Estate
RESOLUTION NO. 122-81 was adopted, on motion of Supervisor Dorr, seconded by Supervisor Stewart, and unanimously carried, a Resolution of Intention setting a hearing for May 19, 1981, at 11:15 a.m., to consider abandonment of a public utility and drainage easement located on the north side of Lot 2 of Deer Creek Estates Unit No. 1, as requested by Attorney David J. Spottiswood, on behalf of Delmed, Inc.

--//--

22-9
The Golden Empire Health Systems Agency requested support for continued funding of the current health planning system at a reduced level commensurate with the proportionate cuts in programs included in the block grants. On motion of Supervisor Lowe, seconded by Supervisor Flynn, and unanimously carried, the matter was continued to May 5, 1981, so an appropriate Resolution can be drawn outlining the support of this Board for reduced federal intervention in health planning.

--//--

180-13
Supervisor Walker read a letter dated April 22, 1981, from Mr. Ossie Scariot, President, El Dorado Landfill, Inc., wherein he advised that, for a trial period of one year, the Union Mine Landfill site will be open seven days a week, with the exception of the following holidays: New Years Day, Easter Sunday, Memorial Day, Fourth of July, Labor Day, Thanksgiving Day, and Christmas Day, as a result of many requests to do so, and in an effort to eliminate illegal dumping.

On motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried, the Board directed a letter be sent to El Dorado Landfill, Inc., complimenting said action.

--//--

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES April 28 19 81

Personnel matters were considered and acted upon as follows:

- (115)
214-2
- a. At the request of the Probation Department, and on motion of Supervisor Walker, seconded by Supervisor Lowe, and unanimously carried, RESOLUTION NO. 124-81 was adopted, adopting job specifications for the position of Probation Aide; amending Personnel and Salary Ordinance Section 4111 (Resolution No. 183A-80) to incorporate said position; and amending the Classification Schedule (Resolution No. 105-79) to incorporate same;
- b. On motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried, the following Resolutions were adopted to standardize titles and minimum qualifications of positions in the Welfare Department to correspond with those of Merit System Services to which said Department is subject:

(115)
151-9

RESOLUTION NO. 125-81, adopting job specifications as necessary;
RESOLUTION NO. 126-81, amending the Personnel and Salary Ordinance Section 4111 (Resolution No. 183A-80) and the Classification Schedule (Resolution No. 105-79) to incorporate the positions of Clerk I Account, Program Manager II, Staff Services Analyst I General, and Staff Services Manager I General;
RESOLUTION NO. 127-81, amending Authorized Personnel Resolution No. 70-81 amending Resolution No. 343-80 to reflect amended job titles.

--//--

296-4
Carson Rd

The Public Works Director advised the estimated cost of the adopted route for the Carson Road Connection Project (3017) is \$838,000.00; and the estimated cost of an alternate route proposed by Mr. David Lund, the principal property owner, is \$949,000.00; and recommended the Board adopt the alternate route proposed by Mr. Lund in order to proceed with the preparation of plans and the acquisition of right of way. The Public Works Director also advised that Mr. Lund has stated that he would grant to the County, that portion of the right of way on the west side of the church (approximately 3½ acres) if his proposed alternate route is adopted.

On motion of Supervisor Flynn, seconded by Supervisor Stewart, and carried by the following vote: Ayes: Supervisors Walker, Stewart, and Flynn; Noes: Supervisors Dorr and Lowe, the Board approved the alternate route proposed by Mr. Lund; and directed that proceeding with the preparation of plans and acquisition of right of way be delayed until further discussion regarding same can take place at budget hearings in July of 1981, at which time the Board would like a breakdown of the costs involved.

--//--

(32)
74-8c

At the request of the Public Works Department, and on motion of Supervisor Stewart, seconded by Supervisor Walker, and unanimously carried, the Chairman was authorized to sign Change Order No. 1 to the contract with DRW Construction, Inc., for additional work and materials relating to the construction of a handicapped restroom at the Veterans Building, increasing the cost by \$593.00, and directed that said increase be covered by unused funds allocated for the Sheriff's Addition and Remodel Project.

--//--

296-5
Co
Bridges

The Public Works Director advised that funds are available from the Highway Bridge Rehabilitation and Replacement Program for the replacement of the Mosquito Road and Mt. Murphy Road Bridges at the South Fork of the American River and the Glen Alpine Road Bridge at Glen Alpine Creek; and as the Federal Program requires County matching funds estimated at over \$900,000.00, requested direction as to whether to use or reject said funding. On motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried, the Board voted to reject the funds at this time.

--//--

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES April 28 19 81

223-4

The Sheriff requested the Chairman be authorized to sign Budget Transfer No. 83, transferring \$15,000 from Revenue Account River Use Permits (fees collected) to the Sheriff's Budget to subsidize costs of the river patrol program prior to reimbursement from the Department of Boating and Waterways; and further requested waiver of formal bidding procedure and authorization to purchase equipment for same.

On motion of Supervisor Dorr, seconded by Supervisor Lowe, and unanimously carried, the Board denied the request and directed that funds not be utilized for a river patrol program until such time that it will qualify for reimbursement by the State (July 1, 1981), which will also allow time for the normal bidding procedure to take place.

--//--

423
Summit
View
Subdiv

At the request of Mr. Allan Harris, developer of Summit View Subdivision, the Board again considered the impact of said Subdivision on the Mother Lode and El Dorado Union High School Districts and subsequent requirement for mitigation fees for same, in accordance with Ordinance No. 3000, as the school districts and developer could not reach an agreement on the amount of said fees.

Mr. Harris was present and spoke on his own behalf; Mr. Bob Edwards, Superintendent of the Mother Lode Union School District, was present and spoke on behalf of same; and Dr. Herbert Hemington, Superintendent of the El Dorado Union High School District, was present to speak on behalf of same.

On motion of Supervisor Stewart, seconded by Supervisor Dorr, and unanimously carried, the Board found in favor of the school districts and required the mitigation fees as requested by same.

--//--

A.O.
Kocher

Hearing was held as duly advertised to consider the adoption of a Resolution of Necessity to acquire property by eminent domain for Rosebud Drive-Buena Vista-Hilton Way Assessment District.

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

On motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried, RESOLUTION NO. 129-81 was adopted, a Resolution of Necessity to acquire property by eminent domain for Rosebud Drive-Buena Vista-Hilton Way Assessment District.

--//--

23-4
(240)
50-1

The Board considered a memorandum dated April 24, 1981, from Supervisor Lowe, regarding approximately \$280,000 held in a trust account for funding of a public transit service in the Tahoe Basin, and proposals for a bus service in the Meyers-Tahoe Paradise area. Mr. Steve Balog, Senior Transportation Planner for California Tahoe Regional Planning Agency (CTRPA), was present to also discuss the matter with the Board.

On motion of Supervisor Lowe, seconded by Supervisor Stewart, and carried by the following vote: Ayes: Supervisors Dorr, Lowe, Stewart, and Flynn; Noes: None; Abstain: Supervisor Walker, the Board agreed to discuss Alternate "B" for said bus service with the South Lake Tahoe City Council when the Board meets with same on April 30, 1981, at 10:00 a.m.

Continued next page

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES April 28 19 81

On motion of Supervisor Lowe, seconded by Supervisor Dorr, and unani- mously carried, the Board referred the matter of the Senior Dial-a-Ride back to Committee, and Supervisors Lowe and Stewart are to meet with the Director of Community Programs (with input from the Community Action Council) and Mr. Balog, to discuss the ultimate outcome of Senior Dial-a- Ride, i.e., whether it should be continued, at least for the next six weeks.

--//--

At the request of Community Programs, and on motion of Supervisor Lowe, seconded by Supervisor Stewart, and unanimously carried, RESOLUTION NO. 119-81 was adopted, authorizing the Chairman to sign a revised Annual Transportation Claim, in the amount of \$23,000.00, against the 1980-81 transportation fund apportionment of the California Tahoe Regional Planning Agency.

--//--

SPECIAL ORDERS

PLANNING MATTERS

On motion of Supervisor Walker, seconded by Supervisor Flynn, and unani- mously carried, the Board accepted the Performance Bond, in the amount of \$48,500.00, submitted by Mr. James Head, for improvements in Diamond Meadow Estates Subdivision in Diamond Springs.

--//--

The request of Bruce and Dorothy Wadsworth, that their 440 acres at Gerle Meadows, under Timber Preserve Zone, be divided into three parcels, i.e., two parcels containing 160 acres each and one containing 120 acres, was referred to the Planning Commission for comment, on motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried.

--//--

Before the Board, again, was the consideration of the request of Archie and Ethel Lawyer and Ethel Tidd for cancellation of a portion of Agricul- tural Preserve No. 190, consisting of 1,000 acres, in the Pilot Hill-Cool area. The public hearing on this matter was closed on December 30, 1980, and the matter was last considered by the Board on April 7, 1981.

Mr. Gorman Silen, attorney representing Archie and Ethel Lawyer, and also speaking on behalf of Attorney John Weidman who represents Ethel Tidd, requested the matter be continued for 90 days in light of a new develop- ment as outlined in his letter of April 23, 1981. In that letter, Mr. Silen, representing Archie and Ethel Lawyer, Deanna Purrier and Ethel Lawyer (Trustees of the Marie Lawyer Trust), and Ethel K. Tidd individually and as Executrix of the Estate of Irma Lawyer, all of whom own portions of Agricul- tural Preserve No. 76, requested cancellation of all Williamson Act Con- tracts affecting the remaining parcels in Agricultural Preserve No. 76 not heretofore the subject of a similar request.

On motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried, the Board continued the matter off calendar and referred same to the Planning Commission, to be brought back to the Board at the proper time for a public hearing on the cancellation requests.

--//--

340

423
Diamond
Estates

46-79
57
TP2

46-190
46-190

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES April 28 19 81

65
57
In response to a request from Planning staff for direction in determining a fair purchase price for the Bayley House, the Board, on motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried, directed Planning and County Counsel to meet with Mr. Art Ballard and negotiate an Agreement for purchase and restoration of the Bayley House, with the purchase price to be in line with that contained in Mr. Ballard's original proposal, and bring said Agreement to the Board for the Chairman's signature on May 19, 1981.

--//--

285-90-80
20-96
The Planning Director submitted the legal description of 5 acres in Georgetown owned by Mr. Lee S. VanWegen, as requested by the Board on November 24, 1980, to facilitate rezoning of said 5 acres from RE-10, Estate Residential Ten Acre Zone, to R2A, Two-Acre Residential Zone, as requested by Mr. Van Wegen, who also requested his remaining 10 acres be rezoned from RE-10, Estate Residential Ten Acre Zone, to RE-5, Estate Residential Five Acre Zone. (Public hearing held, and closed, on November 24, 1980.)

ORDINANCE NO. 3130 was adopted, on motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried, rezoning Mr. VanWegen's property as requested, i.e., 10 acres rezoned from RE-10, Estate Residential Ten Acre Zone, to RE-5, Estate Residential Five Acre Zone, and the remaining 5 acres from RE-10, Estate Residential Ten Acre Zone, to R2A, Two-Acre Residential Zone.

--//--

285-90-80
20-96
370-90-57
The Planning Director reviewed for the Board, the necessity for interim zoning in the Cool-Pilot Hill area during the period of development of the Cool-Pilot Hill Area Plan, as the lands within said Plan area are some of the most environmentally sensitive and fragile in the County, and necessary public services such as police, fire protection and road maintenance is either non-existent or insufficient to allow further development. Further, the provision of adequate supplies of potable water, either from a community or private source, will further overburden, impact or deplete these sources as they now exist, and the utilization of additional septic systems for increased levels of development will cause the water quality in the American River watershed to deteriorate further.

Mr. Wentworth Tellington, who is in the process of developing property in the area, addressed the Board to state he is opposed to the interim zoning as it will mean the loss of several thousand dollars for him.

On motion of Supervisor Lowe, seconded by Supervisor Flynn, and unanimously carried, the Board adopted ORDINANCE NO. 3131, imposing interim zoning in the Cool-Pilot Hill Plan Area; said Ordinance adopted as an urgency Ordinance to become effective immediately and expire on August 28, 1981.

--//--

370-90-57
In response to the Planning Director's request for policy direction regarding per diem and reimbursement of expenses for Recreation Commission members, the Board approved payment of all outstanding claims of Recreation Commission members, with funds to come from the Planning Commission Budget Account, on motion of Supervisor Stewart, seconded by Supervisor Walker, and unanimously carried.

--//--

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES April 28 19 81

(83)
59
The Recreation Commission submitted its Goals and Objectives for an overall County Recreation Plan, and requested authorization to meet monthly with a secretary and staff member of the Planning Department.

On motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried, the matter was continued to May 12, 1981, in hopes representatives of the Recreation Commission will be present at that time.

--//--

GENERAL ORDERS

12-8
At the recommendation of the Chief Administrative Officer, and on motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried, RESOLUTION NO. 128-81 was adopted, providing for reimbursement of expenses to employees when using privately owned aircraft on County business.

The matter of amending the Board policy regarding reimbursement of travel expenses, to include privately owned aircraft, will be brought back to the Board with an increase in the minimum limit of liability insurance for same.

--//--

141
The Board approved the request of County Counsel for Attorney Richard C. Creeggan of McDonald, Saeltzer, Morris & Caulfield to represent all four defendants (El Dorado County, Amelia McAnnally, Ralph Standiford and John Fitzpatrick) in the proceedings relating to the matter of Mills, et al vs. County of El Dorado, et al, on motion of Supervisor Stewart, seconded by Supervisor Walker, and carried by the following vote: Ayes: Supervisors Lowe, Walker, Stewart, and Flynn; No: Supervisor Dorr.

--//--

421
390-11
At the recommendation of the Public Works Department, and on motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried, ORDINANCE NO. 3129 was adopted, amending Section 11,232 of the County Ordinance Code, regarding encroachment permit fees. (Sponsor: Supervisor Flynn/Introduced April 21, 1981)

--//--

189
Supervisors Joseph V. Flynn, W. P. Walker, and Robert E. Dorr (alternate) were re-appointed to the Local Agency Formation Commission for terms to expire May 6, 1985, on motion of Supervisor Stewart, seconded by Supervisor Walker, and unanimously carried.

--//--

ASSESSMENT AND SPECIAL DISTRICTS

61-2
As Directors of the County Service Area No. 2, Hidden Lakes Estates Area, the Board approved for payment, an invoice submitted by Interstate Sales, in the amount of \$128.99, for traffic signs for said Service Area, on motion of Director Flynn, seconded by Director Lowe, and unanimously carried.

--//--

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES April 28 19 81

GENERAL ORDERS

(161)
113
At the recommendation of the Chief Administrative Officer, and on motion of Supervisor Walker, seconded by Supervisor Flynn, and carried by the following vote: Ayes: Supervisors Walker, Stewart, and Flynn; Noes: Supervisors Dorr and Lowe, the Chairman was authorized to sign a Joint Exercise Agreement with the United States Air Force, represented by Colonel Bruce H. Mosley, Commander, 323d Air Base Group, Mather AFB, California, for repair or reimbursement to landowners for any damage to land or improvements caused by a joint simulated aircraft crash exercise on the property of Mr. and Mrs. Dixie Hampton at 2440 Salmon Falls Drive in El Dorado County.

--//--

55
At the request of Supervisor Dorr, and on motion of Supervisor Stewart, seconded by Supervisor Dorr, and unanimously carried, the Chairman was authorized to sign a letter to Assemblyman Norm Waters in support of the formation of a public utility district to serve Kirkwood Meadows.

--//--

There being no further business, the Board adjourned to Thursday, April 30, 1981, at 2:00 p.m., at which time it will convene as the Board of Directors of County Service Area No. 3 to conduct a public hearing at South Lake Tahoe to consider the service fee imposed on improved parcels within said Service Area for mosquito abatement purposes.

--//--

APPROVED:

JOSEPH V. FLYNN, Chairman

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

By Dixie L. Foote
Deputy Clerk