

# STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES

May 26

19 81

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

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12-7 The Invocation was offered by Reverend Jared Jenkins, Community 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 Lowe, seconded by Supervisor Dorr, and unanimously carried by those present, with the addition of one item -- ratification of an action by the Board during a Policy Review Session on May 13, 1981, to establish a Committee on Affordable Housing.

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On motion of Supervisor Dorr, seconded by Supervisor Lowe, and carried by the following vote: Ayes: Supervisors Dorr, Lowe, and Flynn; Noes: None; Abstain: Supervisor Stewart; Absent: Supervisor Walker, the Minutes of May 19, 1981, were approved with one correction on page 226, beginning with the last word in the ninth line from the top, "gravel surface", which was changed to read "two coats of chip and seal".

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61-7 On behalf of the Board of Directors of County Service Area No. 7 (Ambulance Service), the Chairman presented a plaque to Captain Robert Rengstorff, Area Commander of the California Highway Patrol, for his service as Chairman of the Ambulance Advisory Committee from May 1978 through May 1981.

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On motion of Supervisor Stewart, seconded by Supervisor Lowe, 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.

\* \* \* \*

(117) 1652 Budget Transfer No. 87 was approved for the District Attorney, transferring \$225 from Regular Employees (92-1010) to Fixed Assets (92-3370) as said account is overdrawn.

\* \* \* \*

21-4a At the request of the Airports Department, 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 \$1,155.00 per year.

\* \* \* \*



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21-6 The Airports Department advised that Mr. Ray LeBlanc, President of Lake Tahoe Transportation Systems, Inc., has elected to exercise the one-year renewal option of his Airport Use Agreement for transportation services to and from the Lake Tahoe Airport; and the Board acknowledged receipt of same and directed the correspondence be placed on file.

\* \* \* \*

22-4 At the request of the Health Department, the Chairman was authorized to sign an Agreement with the State Department of Health Services for County special needs and priorities funding, in the amount of \$26,247.00, for 1981 plague suppression and surveillance activities. (Application for funds approved by the Board on January 13, 1981.)

\* \* \* \*

50-6 At the request of County Training Programs, the Chairman was authorized to sign Modification No. 2 to the Comprehensive Employment and Training Act (CETA) Subgrant (No. 8000-6296) to reflect a decrease, in the amount of \$417,420.00, in the original budget.

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(100-189) The Board approved the request of the Local Agency Formation Commission (LAFCO), that the El Dorado County Fire Advisory Board be directed to review and comment on LAFCO proposals regarding fire protection districts.

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21-2 The Board ratified RESOLUTION NO. 154-81 honoring Father John J. Grace for his twenty-five years of service at St. Theresa's Catholic Church at South Lake Tahoe.

\* \* \* \*

29-8 The Board approved abatement of penalties for failure to file Change in Ownership Statements with the County Assessor for the following:

- 1. Michael T. and Joy Maulucci (APN 46-440-39)
2. Stig and Astrid Andersson (APN 101-200-47)

\* \* \* \*

H-11 The Board set a meeting for June 2, 1981, at 8:00 p.m., to consider the map of revised Supervisorial District boundaries, based upon the 1980 Census data.

\* \* \* \*

50-7 (57-12) The Board ratified its action at a Policy Review Session on May 13, 1981, wherein a Committee on Affordable Housing was established to review the various problems affecting the supply of affordable housing in El Dorado County and make recommendations to the Board; and the following organizations and County Departments were requested to appoint a staff member to serve on said committee: P.R.I.D.E., Inc.; El Dorado County Board of Realtors; El Dorado County Builders Exchange; El Dorado Irrigation District; and County Planning, Building, Public Works, Environmental Health, and Community Programs Departments.

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At the request of the Public Works Department, and on motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried by those present, the Chairman was authorized to sign an Agreement with John D. Forni for disposal of approximately 6,000 cubic yards of excess excavated material from the Pleasant Valley Road "Y" and Curve Improvement Project on Mr. Forni's property, with no funds involved.

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At the request of the Public Works Department, and on motion of Supervisor Stewart, seconded by Supervisor Flynn, and carried by the following vote: Ayes: Supervisors Lowe, Stewart, and Flynn; Noes: Supervisor Dorr; Absent: Supervisor Walker, the Chairman was authorized to sign a Certificate of Acceptance of Grant Deed for Lot C on King Richard Drive in Crown Village Unit No. 3, owned by John Hancock Mutual Life Insurance Company, for a future street right-of-way, with no funds involved.

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On motion of Supervisor Dorr, seconded by Supervisor Flynn, and unanimously carried by those present, the Board approved the request of Richard W. Gauntlett, President of Sierra Flyers, Inc., for approval of the Assignment of the Fixed Base Operator's Lease for the Georgetown Airport, under said Company's name, to H.J. Berberich and Company, Inc., after which time the assignee will request a renegotiated Lease from the Board of Supervisors. (It was the consensus of the Board that the Airports Director go ahead with renegotiation of the Lease, and possibly meet with the Board in a Policy Review Session regarding same at a future date.)

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At the recommendation of the project architect, and on motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried by those present, the Chairman was authorized to sign the "Notice to Contractors" for solicitation of bids for the Jail Heating and Air Conditioning Modification Project, with award of contract scheduled for June 16, 1981.

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On motion of Supervisor Stewart, seconded by Supervisor Lowe, and unanimously carried by those present, the Chairman was authorized to sign the Notice of Completion for the fixed seating at the South Lake Tahoe Superior Court.

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On motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried by those present, the Board set the following Policy Review Sessions:

- a. June 10, 1981, at 2:30 p.m., regarding Uniform House Numbering System;
- b. June 10, 1981, at 3:30 p.m., with the Agricultural and Planning Commissions to discuss buffering agricultural lands from residential lands; and to include discussion with the Agricultural Commission on its past, written, recommendations on zoning matters which have come before the Board.

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Legislative matters were considered and acted upon as follows:

325  
On motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried by those present, the Board directed that a letter from the Sutter County Board of Supervisors, requesting El Dorado County contact its elected representatives in Congress to urge their support of President Reagan's Budget and Fiscal Programs, be placed on file.

\* \* \* \*

326  
At the request of Dr. Dougherty, Director of Mental Health, and on motion of Supervisor Stewart, seconded by Supervisor Flynn, and carried by the following vote: Ayes: Supervisors Dorr, Stewart, and Flynn; No: Supervisor Lowe; Absent: Supervisor Walker, the Board voted to go on record as opposed to Senate Bill 633 (Garamendi) regarding counties providing 10% matching funds for mental health programs.

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32  
At the recommendation of Public Works, and on motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried by those present, the Chairman was authorized to sign the Notice of Completion for construction of the handicapped restroom at the Veterans Building by DRW Construction, Inc.; and authorized payment, in the amount of \$6,943.00, to same.

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124-4  
The Public Works Department submitted for Chairman's signature, an Agreement with TJKM Transportation Consultants for engineering services to perform transportation studies and make recommendations to the Board on needed street improvements, road improvement fee structure, and an area of benefit for the Cameron Park Plan Area at a cost of \$24,000.00; and requested the Chief Administrative Officer identify possible funding source.

On motion of Supervisor Dorr, seconded by Supervisor Flynn, and unanimously carried by those present, the matter was continued to June 2, 1981, and referred to the appropriate committee, consisting of Supervisors Dorr and Lowe and the Chief Administrative Officer, to review and make its recommendation to the Board at that time.

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50-7  
(340)  
Community Programs requested the transportation service provided to the In-Home Supportive Services (IHSS) Program clients at South Lake Tahoe, which consists of an average of ten individual clients up to 59 trips per month, be terminated, as of June 30, 1981, as the Welfare Department has advised that it can no longer afford to pay for said service.

On motion of Supervisor Lowe, seconded by Supervisor Stewart, and unanimously carried by those present, the Board approved termination of both transportation programs at South Lake Tahoe (the one identified above and the Dial-A-Ride Program for the elderly and handicapped); and directed that the two Community Programs Department transportation employees at South Lake Tahoe be terminated and the proper notice of same be forwarded to those two employees.

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271  
1990-14  
Mosquito  
Road

In response to an action by the Board on May 5, 1981, wherein the Board directed the County Assessor to appoint an appraiser to appraise parcel number 84-17-15 (County property) on Mosquito Road, about one-half mile north of Union Ridge Road, for the purpose of establishing a minimum acceptable bid; the Assessor recommended that a fee appraiser be hired to do so. Mr. Thorne, the Assessor, advised that appraising property for the Board is not a function of his office, however, if requested to do so, he could provide that service as a courtesy.

On motion of Supervisor Stewart, seconded by Supervisor Lowe, and unanimously carried by those present, the Board re-phrased its action of May 5, 1981, and requested the County Assessor to appoint an appraiser to appraise parcel number 84-17-15 on Mosquito Road, about one-half mile north of Union Ridge Road, for the purpose of establishing a minimum acceptable bid. Mr. Thorne responded that he would be happy to do so.

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50-7

On motion of Supervisor Lowe, seconded by Supervisor Stewart, and unanimously carried by those present, the Board authorized the Area Agency on Aging to submit a bid, in the amount of \$550.00, to the Superintendent of Schools Office for the purchase of a 1976 Masterbuilt box refrigerator, with glass double doors, to be used at the Senior Nutrition Site, South Lake Tahoe.

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At the request of the Energy Coordinator, and on motion of Supervisor Stewart, seconded by Supervisor Dorr, and unanimously carried by those present, the Board took the following action:

- 12-11
- a. Determined that the Western Slope Energy Advisory Council does have the authority to appoint and remove members of the Technical Advisory Committee;
  - b. Accepted the resignations of Mr. Mike Conwell, from the Western Slope Energy Advisory Council, and Mr. Chris Holm, from the Technical Advisory Committee;
  - c. Approved the appointment of Mr. Leroy Lemke to the Western Slope Energy Advisory Council, and Ms. Charlene Corder to the Technical Advisory Committee, for terms to expire September 15, 1982.

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216-5

Mr. and Mrs. A. A. Lind requested the Board reconsider its action of April 28, 1981, wherein the Board voted to reject funds which 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 accept the partial use of funds for the replacement of the Mosquito Road Bridge only, which requires County matching funds in the amount of \$347,000.00.

Supervisor Flynn advised that the Director of Public Works, Mr. Art Cort, advised that the request for said funds had to be made in a timely manner, and that they are no longer available.

Therefore, on motion of Supervisor Dorr, seconded by Supervisor Flynn, and unanimously carried by those present, the Board referred the request to Mr. Cort to prepare a written response to Mr. and Mrs. Lind, and the Chairman was authorized to sign said response.

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355  
At the request of the El Dorado County Commission on the Status of Women, and on motion of Supervisor Lowe, seconded by Supervisor Flynn, and unanimously carried by those present, RESOLUTION NO. 157-81 was adopted in support of the continuation of the California Commission on the Status of Women as the advisory board to the California Legislature on all matters affecting the status of women, and urging the Legislature to give funding consideration in accordance with its importance, duties, and responsibilities.

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21  
At the request of Mother Lode Rehabilitation Enterprises, Inc. (M.O.R.E.), and on motion of Supervisor Lowe, seconded by Supervisor Stewart, and unanimously carried by those present, RESOLUTION NO. 155-81 was adopted, authorizing the Chairman to sign an Agreement with the State Department of Housing and Community Development for funds, in an amount not to exceed \$271,865.00, to assist M.O.R.E. to acquire property and develop, construct, and operate a multi-unit rental housing development, consisting of twelve assisted units.

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## SPECIAL ORDERS

## PLANNING MATTERS

(57)  
132  
Mr. John H. Koll of Volcanoville Properties requested authorization to post a \$1,000 bond for a period of three years in lieu of making parking improvements at this time; and advised that after the three-year period, he will provide a completely sealed and marked parking area surrounding his buildings in Georgetown, in accordance with the County Planning Commission requirements.

At the recommendation of the Planning Director, and on motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried by those present, the Board approved the request, with direction that a binding agreement for same be drawn for the Chairman's and Mr. Koll's signatures.

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Hearing was held as duly advertised to consider the Appeal submitted by Mr. Melvin Hamilton (Gold Country River Runners) on the Planning Commission's denial of River Use Permit No. 81-72 for river rafting on the South Fork of the American River.

16-5-11  
Mr. Jake Raper of the Planning Department advised that the Planning Commission denied the permit based on the following findings:

1. There is lack of documentation on the use;
2. It appears the insurance will expire in two days.

Mr. Melvin Hamilton was present to speak on his own behalf, and advised he brought the required documentation and insurance information this date. Planning staff advised that Mr. Hamilton did not submit the information to their office until 1:45 p.m. (fifteen minutes before the afternoon session began) which did not allow them time to review and verify same.

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

On motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried by those present, the Board continued action on this Appeal to June 2, 1981, to allow Planning staff an opportunity to analyze the written material submitted by Mr. Hamilton this date.

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# STATE OF CALIFORNIA, COUNTY OF EL DORADO

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*96-6-81*  
Hearing was held as duly advertised to consider the Appeal submitted by Mr. Ken Brunges on the Planning Commission's denial of River Use Permit No. 81-69 for river rafting on the South Fork of the American River.

Mr. Jake Raper of the Planning Department advised that the Planning Commission denied the permit based on the finding there is inadequate documentation and information on insurance.

Mr. Brunges was present and stated the required information has been mailed to the Planning Department. Mr. Raper stated the Planning Department, to this date, has not received same.

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

On motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried by those present, the Board continued action on this Appeal until June 9, 1981.

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*423 Francisco Village*  
Mr. Les Putnam, Vice President of Putnam and Jackson Enterprises, Inc., requested the Final Map for Franciscan Village Subdivision be amended, eliminating the non-vehicular access easements on Francisco Drive.

On motion of Supervisor Dorr, seconded by Supervisor Stewart, and unanimously carried by those present, the Board denied the request based on: (1) the dangerous condition of the intersection at Green Valley Road and Francisco Drive; and (2) the distance between Pinos Way and Green Valley Road.

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*65*  
The Board again considered the matter of the Chairman being authorized to sign an Agreement with Mr. Art Ballard for the lease/purchase of the Bayley House in Pilot Hill.

Mr. Robert A. Laurie, Chief Assistant County Counsel, reviewed the changes made to the Agreement as requested by the Board on May 19, 1981.

There was much discussion as Board members, individually, reviewed their concerns with the proposed Agreement.

In reference to the last sentence in Section 1 of the proposed Agreement, which speaks to granting a 50-foot wide strip running the full length of the southern boundary of the Bayley House property to the Northside Fire District, Supervisor Flynn advised that he met with Mrs. Ballard and Chief Anderson of the Northside Fire District to discuss this issue. Chief Anderson advised that the District would be satisfied with the 50-foot easement not to run the entire depth of the lot, but only to a "cross fence" approximately 50 feet behind the fire station (approximately one-third of the lot depth) which would leave the remainder for use as leach fields as Mr. Ballard had stated he may need. Mr. Ballard was present and stated that, even if the property along the southern boundary were not needed for leach fields, expansion of the fire station any nearer the Bayley House would visually detract from its complete restoration and depiction of a past era, i.e., stately mansions situated on beautifully landscaped, spacious, grounds. Mr. Ballard stated he feels the present fire station is too close to the Bayley House, and objects to the granting of a 50-foot easement along the southern property boundary for future expansion which would bring the fire station even closer.

Continued next page . . . . .



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A motion of Supervisor Lowe, seconded by Supervisor Dorr, to delete the last sentence in Section 1 of the proposed Agreement that speaks to the granting of a 50-foot wide strip running the full length of the southern boundary of the Bayley House property, to the Northside Fire District, did not carry, by the following vote: Ayes: Supervisors Dorr and Lowe; Noes: Supervisors Stewart and Flynn; Absent: Supervisor Walker.

Supervisor Flynn made a motion to amend the wording in the last sentence in Section 1 of the proposed Agreement to reflect that the 50-foot easement along the southern boundary of the Bayley House property, to be granted to the Northside Fire District, not run the full depth of the lot, but only to a post in the cross fence approximately 50 feet behind the fire station (approximately one-third of the lot depth). The motion died for lack of a second.

Mr. Laurie advised the Board that the biggest concerns with the proposed Agreement appear to be the issue of interest (compound or simple); the 99-year term of the Agreement; and the matter of the 50-foot easement to be granted to the Northside Fire District. The Board members present voiced no objection to Mr. Ballard's request that the "option to purchase period" (Section 28) be extended from December 31, 1985, to July 1, 1986, because of the delays in getting final approval of the lease/purchase Agreement.

Supervisor Flynn made a motion to approve the Agreement as presented by County Counsel this date. The motion died for lack of a second.

Supervisor Dorr made a motion, which was seconded by Supervisor Flynn, to approve the Agreement with the exception of the last sentence in Section 1, regarding the granting of a 50-foot easement to the Northside Fire District, and continue discussion on that issue to June 2, 1981. After Supervisors Lowe and Stewart stated they could not support the motion, Supervisor Flynn withdrew his second to the motion.

On motion of Supervisor Flynn, seconded by Supervisor Lowe, and carried by the following vote: Ayes: Supervisors Lowe, Stewart, and Flynn; No: Supervisor Dorr; Absent: Supervisor Walker, the Board continued the matter to June 2, 1981.

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## CEDAR BOULEVARD ASSESSMENT DISTRICT

Residents of Sections 4 and 9 requested the Board reconsider its action of April 21, 1981, wherein the following Resolutions were adopted relating to the Cedar Boulevard Assessment District:

- A.D.  
Cedar  
Blvd.*
- Resolution No. 111-81, appointing engineer and attorneys;
  - Resolution No. 112-81, determining to undertake proceedings pursuant to Special Assessment and Assessment Bond Acts for the making of acquisitions and improvements without further proceedings under Division 4 of the Streets and Highways Code; and
  - Resolution No. 113-81, A Resolution of Intention to make acquisitions and improvements.

Mr. Tom McConnell, spokesman for those present, submitted 74 letters with 128 signatures, representing 93 parcels of land (1,030 acres) protesting the formation of the Cedar Boulevard Assessment District. He explained to the Board that the required signatures on petitions calling for said formation, were obtained by misleading cover letters which made them believe they were signed to obtain more information about road improvements without obligating themselves financially. He stated they are not opposed to road improvement, just the cost and the way it's being done.

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On motion of Supervisor Lowe, seconded by Supervisor Flynn, and unani-  
mously carried by those present, the matter was referred to County  
Counsel.

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PLANNING MATTERS (CONTINUED)

95  
The Board again considered the following revisions to Sections 3.0  
"Limitation of Commercial Passengers, Group Size and Operating Plan"  
and 12.6 "Education Programs" of the Interim Management Plan for White-  
water Recreation, submitted by the Planning Department:

- a. To allow each commercial rafting company to accumulate user-days in any one weekday period (Monday through Friday), up to a weekly maximum of 125 user-days on Friday;
- b. To clarify that the total season's user-day levels are regulated only on the weekend days (Saturday and Sunday);
- c. To further define Quiet Zone in Coloma.

Mr. Ken Milam, Planning Director, was present and responded to questions raised by the Board on May 19, 1981.

Supervisor Stewart exited the meeting room.

On motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried by those present, the matter was continued to June 9, 1981, with direction that revision "a" be amended to reflect that each commercial rafting company can accumulate 50 weekday user-days over a two-day period (Monday through Friday).

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ROSEBUD DRIVE-BUENA VISTA DRIVE-HILTON WAY ASSESSMENT DISTRICT

A.D.  
Rosebud  
District  
At the recommendation of County Counsel, and on motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried by those present, the Chairman was authorized to sign an Agreement with El Dorado Irrigation District for relocation of water lines existing under the roads to be improved in the Rosebud Drive-Buena Vista Drive-Hilton Way Assessment District.

\* \* \* \*

A.D.  
Rosebud  
RESOLUTION NO. 156-81 was adopted, on motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried by those present, approving the plans and specifications, calling for sealed proposals, and fixing liquidated damages for failure to complete the work within time specified, for road improvements in the Rosebud Drive-Buena Vista Drive-Hilton Way Assessment District.

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There being no further business, the Board adjourned to a continued meeting on Monday, June 1, 1981, at 1:00 p.m., in the Main Exhibit Hall at the County Fairgrounds, to consider introduction of an Ordinance relating to mobilehome space stabilization and establishing a Mobilehome Rent Review Board.

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APPROVED:

*Joseph V. Flynn*  
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JOSEPH V. FLYNN, Chairman

ATTEST:

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

By *Dorothy H. Fouts*  
\_\_\_\_\_  
Deputy Clerk