

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES June 2 1981

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.

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12-7 The Invocation was offered by Supervisor Walker.

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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 Walker, seconded by Supervisor Dorr, and unanimously carried, with the addition of four items: Resolution regarding Animal Control services added to Personnel Matters; ratification of a protest registered with Senator Garamendi added to the Legislative Matters; travel expense claim submitted by Mr. Steve Tapson, Public Defender; and Supervisor Lowe's memorandum to the Board regarding dedication of non-buildable lots in the Tahoe Basin.

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The Minutes of May 26, 1981, were approved as submitted, on motion of Supervisor Lowe, seconded by Supervisor Dorr, and carried by the following vote: Ayes: Supervisors Dorr, Lowe, Stewart, and Flynn: Noes: None: Abstain: Supervisor Walker.

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7 Ms. Maria Centrella, Public Relations Director, was present to update the Board on activities of the 1981 California State Fair, and advised that El Dorado County Day at the State Fair is scheduled for September 4, 1981.

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170- The Board approved the claim, in the amount of \$328.67, submitted by Mr. Steve Tapson, Public Defender, for expenses incurred while attending the California Public Defenders Association Annual Convention in Palm Springs, for period April 30, 1981, through May 2, 1981, on motion of Supervisor Walker, seconded by Supervisor Stewart, and carried by the following vote: Ayes: Supervisors Lowe, Walker, Stewart, and Flynn: No: Supervisor Dorr.

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

50-1 The Community Action Council Claims were approved.

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211- The Board approved Assessment Roll Changes numbered: 1268; 1274; 1277; and 1278.

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151-13
RESOLUTION NO. 158-81 was adopted Authorizing an Action for the Recovery of County Funds Paid Out for the Health Department (Animal Control); Lake Valley Judicial Court; Public Defender; Library; Welfare, and Probation Departments.

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247
The Chairman was authorized to execute Release of Lien, discharging all property encumbered by the Agreement to Reimburse the County for Public Assistance, as recorded in the Official Records of El Dorado County as follows:

<u>Name</u>	<u>Volume and Page</u>	
Lynn McIntire	1327	268

* * * *

58
At the recommendation of County Counsel, the Board denied the claim for personal injuries, in the amount of \$70,702.72, submitted by Attorney Larry L. Dixon on behalf of Gary Fine.

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59
At the recommendation of County Counsel, the Board denied the claim for personal injuries, in the amount of \$450,000.00, submitted by Attorney John J. Zitny on behalf of Dr. Robert Steedman, Mrs. Linda Steedman, and Scott, Lori, and Andrew Steedman.

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165
RESOLUTION NO. 159-81 was adopted, establishing a petty cash fund for the District Attorney's Office Family Support Department, in the amount of \$25.00, to be used to pay for drawing of blood in paternity cases.

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423
At the recommendation of the Planning Department, the Board approved the Final Map for Gold Ridge Subdivision, Unit No. 1, in the Pollock Pines area, consisting of 6.48 acres, comprising 15 residential lots; Subdivider: Rolan Haitz; and the Clerk was authorized to endorse such approval on said Final Map.

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423
At the recommendation of the Planning Commission, the Board approved a one-year extension of the Tentative Map for Cameron Park Townhouses in the Cameron Park area, consisting of 1.6 acres, comprising 23 lots; Subdivider: Raymond Owyang of Nubar Corporation.

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12
At the recommendation of the Chief Administrative Officer, the Board scheduled its staff meetings for 1:30 p.m. on the first and third Mondays of each month, as the Cosumnes Water and Power Authority meetings will be held from 9:30 a.m. to 12:00 noon on the same days.

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376-4
RESOLUTION NO. 160-81 was adopted, authorizing the Chairman to sign an Annual Transportation Claim for Transportation Development Act (TDA) funds, in the amount of \$14,355.81, to be allocated to the Public Works Department for construction of the Pony Express Trail Side Path approved by the Board on May 19, 1981; said Claim to be forwarded to the Local Transportation Commission for consideration at its meeting of June 4, 1981.

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June 2, 1981

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298
The Board approved the application for abatement of penalty for failure to file Change in Ownership Statement with the County Assessor for John A. and Susan Reed (APN 36-611-12).

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115
RESOLUTION NO. 161-81 was adopted reflecting the intended deletion of two positions in the Community Programs Department as follows: one Driver/Clerk and one Senior Transportation Driver.

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101
The Board acknowledged receipt of a letter from the U.S. Forest Service, Lake Tahoe Basin Management Unit, stating it will accept a donation of two lots, consisting of 1 1/3 acres, within the Grass Lake Creek Subdivision, Unit No. 1, from the Nature Conservancy, and directed said letter be placed on file.

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132
At the request of Supervisor Lowe, the matter of dedication of non-buildable lots in the Tahoe Basin was referred to the Planning, Building, Recorder, and Tax Assessor's Departments for comments on a resolution to the problem, with the matter to be placed on the Board's agenda for June 9, 1981.

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124
On motion of Supervisor Dorr, seconded by Supervisor Lowe, and unanimously carried, the Board continued to June 16, 1981, 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 a request of the Public Works Department that the Chief Administrative Officer identify a possible funding source for same.

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71-70
At the recommendation of the Chief Administrative Officer, and on motion of Supervisor Stewart, seconded by Supervisor Dorr, and unanimously carried, the Chairman was authorized to sign Addendum No. 2 to the Lease with Earline Guttenberger for the operation of the cafeteria in the County Government Center, adding Gilbert Guttenberger as an added lessee and providing for the closing of the cafeteria on certain days preceding and following County holidays.

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114-15
On motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried, the Board approved the List of Equipment submitted by the Purchasing Agent, to be declared surplus and sold at Public Auction on June 13, 1981, at 10:00 a.m., with the addition of a 1974 Ford (County No. 8665) to said List. (Another item was added to the List by action of the Board during the evening session this date.)

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22-5
(250)
On motion of Supervisor Dorr, seconded by Supervisor Walker, and unanimously carried, the Chairman was authorized to sign Notice to Contractors for solicitation of bids for the reroofing of the El Dorado County Community Center and Health Buildings.

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212
At the request of the Garden Valley Community Association, and on motion of Supervisor Lowe, seconded by Supervisor Flynn, and unanimously carried, RESOLUTION NO. 162-81 was adopted authorizing the closure of half of the road, beginning at the corner of Marshall Grade and Black Oak Mine Roads, proceeding south on Marshall, turning east on Garden Valley Road, and ending at Golden Sierra High School, from 11:00 a.m. to 12:00 noon, on Saturday, July 4, 1981, for a parade.

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Supervisor Walker exited the meeting room.

74-32
The Board approved the conceptual plans for the South Lake Tahoe Cultural-Educational Center (Library), as presented by Mr. Dick Zeiner from the architectural firm of Nopp, Zeiner, Atchinson & Associates, on motion of Supervisor Stewart, seconded by Supervisor Lowe, and unanimously carried by those present.

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Supervisor Walker re-entered the meeting room.

12-10
67-11-B
On motion of Supervisor Dorr, seconded by Supervisor Lowe, and unanimously carried, the Board scheduled the following Policy Review Sessions:

- 12-10
34
14-2
a. June 10, 1981, at 12:15 p.m., field trip to view the Placerville Gold Company mining property with Frances Lindsay;
b. June 17, 1981, at 9:00 a.m., with Mr. Allen Ewen regarding economic development of El Dorado County;
c. June 17, 1981, at 10:00 a.m., with Mr. Leo Trombatore of Cal-Trans, regarding traffic problem at Fair Lane and Placerville Drive;
d. June 17, 1981, at 1:30 p.m., with Mr. Fred H. Delmer, Esq., regarding the establishment of a Work-Education Furlough Program in El Dorado County.

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Legislative Matters were considered and acted upon as follows:

326
In reference to Assembly Bill 1597 (Bates), which would create a special fund for local schools and governmental services financed by a 6% severance tax on oil; the Board voted to wait to see if the County Supervisors Association of California (CSAC) takes a position on said bill, on motion of Supervisor Walker, seconded by Supervisor Dorr, and unanimously carried.

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326
A motion by Supervisor Lowe, seconded by Supervisor Flynn, to support Senate Bill 77 (Marks) regarding housing subsidy bonds, did not carry by the following vote: Ayes: Supervisors Lowe and Flynn; Noes: Supervisors Dorr, Walker, and Stewart.

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326
On motion of Supervisor Dorr, seconded by Supervisor Stewart, and unanimously carried, the Board ratified the vehement protest registered with Senator Garamendi on Thursday, May 28, 1981, of the elimination, by Senate Finance Committee No. 5, of Williamson Act Subvention funding to local governments.

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(115)
22-6
On motion of Supervisor Walker, seconded by Supervisor Dorr, and unanimously carried, RESOLUTION NO. 163-81 was adopted, stating the following numbers and classifications of employees of the Health Department will be affected by a necessary lay-off due to the elimination of the Animal Control Services: 1 Supervising Animal Control Officer; 6 Animal Control Officers; and 1 Typist Clerk II.

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At the request of the Public Works Department, and on motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried, the Chairman was authorized to sign the following, pertaining to the development of Prospectors Plaza:

- 276-4
Pleasant Valley Rd.
Dec 5-81
- a. Addendum No. 1 to the Agreement with H & G Placerville Associates, by Hahn Devcorp, for construction of street improvements on Missouri Flat Road;
 - b. Agreement with E.D.B.C. (El Dorado Building Center) for purchase of real property for said construction, at a cost of \$3,873.00, and Certificate of Acceptance of Grant Deed for same.

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276-4
Pleasant Valley Rd.

At the request of the Public Works Department, and on motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried, the Chairman was authorized to sign the following nine Change Orders for the Pleasant Valley Road Project (SS-28); and the Board approved the Final Estimate, in the amount of \$808,199.57: Change Orders No. 3 (Supplemental No. 1); No. 7 (Supplement No. 2); No. 8 (Supplement No. 2); No. 19 (Supplement No. 1); No. 23 (Supplement No. 1); No. 24 (Supplement No. 1); No. 26; No. 27; and No. 28.

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(34)
124-4

At the recommendation of the Public Works Department, and on motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried, the Chairman was authorized to sign an Agreement with the State Department of Transportation for the construction of a 20-space park and ride facility on the northwest corner of the Greenstone Road and Frontage Road intersection, State Highway 50, with the County to maintain said facility.

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(87)
113
353

On motion of Supervisor Walker, seconded by Supervisor Stewart, and carried by the following vote: Ayes: Supervisors Dorr, Walker, Stewart, and Flynn; No: Supervisor Lowe, the Board adopted the following policy regarding legislative advocacy, as recommended by the Chief Administrative Officer:

1. That all County officials planning to present testimony to the legislature shall discuss the proposed legislation with the Board prior to testifying;
2. That all County Supervisors Association of California (CSAC)-affiliated groups to which the County contributes in form of membership payments shall present their legislative recommendations to CSAC to obtain a CSAC position on the issue;
3. That no CSAC-affiliated group to which the County contributes shall take a position regarding proposed legislation which is contrary to the CSAC position.

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341
On motion of Supervisor Walker, seconded by Supervisor Lowe, and unanimously carried, ORDINANCE NO. 3138 was adopted, adding Section 16,701 et seq. to the County Ordinance Code, regarding beekeeping as an agricultural enterprise. (Sponsor: Supervisor Walker/Introduced May 19, 1981)

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Hearing was held as duly advertised to consider abandonment of PiPi Road between Omo Ranch Road and Caldor Road, as recommended by the Public Works Department.

118-3-71
Ms. Ann Delaney, representing American Forest Products, was present to question whether the road maintenance will revert to the Forest Service or private land owners in the area. American Forest Products utilizes said road in its timber production operation. Mr. Art Cort, Director of Public Works, responded to Ms. Delaney's questions, as did Supervisor Flynn.

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

On motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried, RESOLUTION NO. 164-81 was adopted to relinquish and abandon that portion of PiPi Road between Omo Ranch Road and Caldor Road.

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301-2
B(x 3)
Supervisor Walker submitted a memorandum from the Sierra Economic Development District (SEDD) stating the budget to sustain said District and the Sierra Planning Organization (SPO) for Fiscal Year 1981-82 is \$97,667.00, with El Dorado County's share being \$32,230.11; and requested direction from the Board as to the continued funding of SPO and SEDD, or SPO only, as he will be meeting with the SEDD Board on June 3, 1981.

On motion of Supervisor Stewart, seconded by Supervisor Dorr, and unanimously carried, the Board authorized Supervisor Walker to discuss with the SEDD Board, a proposal for Placer County to maintain SPO, without federal funding, through its Planning Department, in order to retain the "Clearinghouse"; and, under those circumstances, the possibility of El Dorado County contributing \$3,000 to \$5,000 toward that goal.

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22-13
Supervisor Dorr was appointed as El Dorado County's representative to the Golden Empire Health Systems Agency Governing Body for a term ending July 1, 1983, on motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried.

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(22-4)
23
A draft Agreement between the County and the City of South Lake Tahoe, for extension of the City bus service into the County along Lake Tahoe Boulevard, Upper Truckee Road to Highway 50, and into the Meyers area, was approved, on motion of Supervisor Lowe, seconded by Supervisor Stewart, and unanimously carried, with the hours of operation amended as follows: 6:30 a.m. to 6:30 p.m. on Monday through Thursday; 6:30 a.m. to 9:30 p.m. on Friday and Saturday; and no service on Sunday. (The Board informally agreed that the County should participate in funding the advertisement of said service.)

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(23-4)
23
101
The Board continued to June 9, 1981, consideration of a draft Agreement between the County and the City of South Lake Tahoe for extension of the City bus service to Pope Beach, Kiva Picnic Area, Lake Tahoe Visitor Center, and Baldwin Beach, for the summer season only, as the Forest Service cannot afford to continue providing same, on motion of Supervisor Stewart, seconded by Supervisor Walker, and unanimously carried.

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SPECIAL ORDERS

PLANNING MATTERS

Hearing was held as duly advertised to consider an Ordinance adding Section 9439 to the County Ordinance Code, which implements Senate Bill 1960, allowing mobilehomes in all Single Family Residential zones. (Introduced May 19, 1981)

(2859-27)
390-10
The following persons were present and spoke in favor of the Ordinance: Mr. Raymond Smith, mobilehome owner; Mr. Tom McMasters, mobilehome owner; Mr. Mike McKee, representing a mobilehome dealership in Auburn; and Mr. Vern Sayles, El Dorado County Board of Realtors. Mrs. L. McCabe and Mrs. Francis Owen, owners of mobilehomes, were present to request clarification on specific clauses in the Ordinance.

The following residents of subdivisions with deed restrictions that prohibit mobilehomes were present to speak against the concept of placing a mobilehome on any lot zoned Single Family Residential: Mr. Bob Evans, Mr. Ben Shinn, Mrs. Micqui Miller, and Mrs. Brosker.

There being no further requests to speak, the hearing was closed.

Supervisor Walker moved, seconded by Supervisor Flynn, to adopt ORDINANCE NO. 3139 with changes approved by the Board this date in Sections 9439.1(a)(3); 9439.1(b); and 9439.2. Supervisor Dorr moved to amend the motion to add language stating that the application for a mobilehome permit or foundation permit will be signed by a representative of the architectural control committee if such a committee exists for that area. Supervisor Dorr's motion died for lack of a second. The Chairman called for the vote on Supervisor Walker's motion which carried by the following vote: Ayes: Supervisors Dorr, Walker, Stewart, and Flynn; No: Supervisor Lowe.

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712
The Shingle Springs Chamber of Commerce requested authorization to hold the Shingle Springs Jubilee Celebration, June 26 through 28, 1981, on property zoned Single Family Residential, One-Acre Minimum Zone (RLA) at the corner of North Shingle Road and Ponderosa Road in Shingle Springs.

On motion of Supervisor Walker, seconded by Supervisor Dorr, and unanimously carried, the Board approved this one-time only use as requested, and authorized Environmental Health, Sheriff, and Planning Departments to issue any necessary permits with waiver of fees related thereto.

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82
The Recreation Commission submitted 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 Walker, seconded by Supervisor Dorr, and carried by the following vote: Ayes: Supervisors Dorr, Lowe, Walker, and Flynn; No: Supervisor Stewart, the Board approved the 8 Goals and Objectives submitted by the Recreation Commission, with the addition of number 9: "Budget Consideration".

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96-501
The Board again considered 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. The public hearing on this Appeal was held, and closed, on May 26, 1981.

Mr. Jake Raper of the Planning Department advised the Board the appellant did provide a certificate of insurance, however, said insurance does not have the required 30-day cancellation clause, but instead, a 10-day cancellation clause. Mr. Raper advised the Board could approve the issuance of the permit with an additional condition that the insurance cancellation clause be amended.

Mr. Hamilton was not present. Mr. Raper advised that Mr. Hamilton was in the hospital.

On motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried, the Board approved issuance of River Use Permit No. 81-72 to Mr. Melvin Hamilton (Gold Country River Runners) subject to the following conditions:

1. All private lands used for passenger and bus parking shall be properly zoned and/or have a valid special use permit;
2. All operators using public lands for put-in, take-out, camping or lunch or rest stops, shall secure the proper permits from the agency having jurisdiction over those lands. The river use permit shall not be valid until those permits are approved;
3. All commercial operators shall observe the quiet zone designated from the residential area above Coloma to rivers bend, below Camp Lotus;
4. All insurance must be kept in force throughout the season in the minimum amounts, as required by El Dorado County;
5. All commercial operators must comply with the provisions of the adopted Interim Management Plan;
6. All rafts or other floating devices must be clearly identified by the company's name that is visible from either shore of the river;
7. Conditions 1 through 10 must be met prior to operation;
8. Adequate documentation necessary for user days;
9. Clearance by the Environmental Health Department;
10. Insurance cancellation clause to be amended to provide for 30-day cancellation notice rather than 10.

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P3
(4)
The Board again considered an Agreement with Mr. Art Ballard for the lease/purchase of the Bayley House in Pilot Hill. Among the questions which remained to be answered was the matter of simple or compound interest. Supervisors Dorr, Walker, and Flynn agreed verbally to simple interest.

Supervisor Flynn made a motion, seconded by Supervisor Walker, to authorize the Chairman to sign the Agreement with changes to pages 1, 2, 3, 17, and 19 of same, and Exhibit "B", under "Use", amended to include the following: "restoration to accomplish such use will be that as appears in the Lease". Supervisor Lowe moved to amend the motion to reduce the term of the Lease from 99 years to 49 years, however, her motion died for lack of a second. Supervisor Flynn's motion carried by the following vote: Ayes: Supervisors Dorr, Walker, Stewart, and Flynn; No: Supervisor Lowe.

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GENERAL ORDERS

Supervisor Flynn exited the meeting room.

At the request of the Planning Department, and on motion of Supervisor Dorr, seconded by Supervisor Lowe, and unanimously carried by those present, the Board authorized waiver of formal bidding procedure and authorized the Chairman to sign an Agreement with Charles B. Goudey for aerial photography and interpretive mapping covering the Pollock Pines, Salmon Falls, and Finnon Plan areas, at a cost of \$5,299.00.

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Supervisor Flynn re-entered the meeting room.

RESOLUTION NO. 165-81 was adopted, on motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried, authorizing the Chairman to sign an Agreement with the California Arts Council for funds, in the amount of \$2,118.00, for arts programming; and the Chief Administrative Officer will bring back to the Board, at a later date, an Agreement with the Sierra Cultural Arts Center Association and the City of South Lake Tahoe Community and Leisure Services to provide said programming.

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On motion of Supervisor Dorr, seconded by Supervisor Lowe, and unanimously carried, the Board directed that the appointment of a three-member committee to investigate rent raises in Cameron Park Mobile Home Estates be agendaized for June 9, 1981, at which time each Board member will submit one nominee for same.

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A motion of Supervisor Lowe, seconded by Supervisor Flynn, to authorize volunteers to paint the Library at South Lake Tahoe, with the County to furnish the required 10 gallons of paint, at a cost not to exceed \$200.00, did not carry by the following vote: Ayes: Supervisors Lowe, and Flynn; Noes: Supervisors Dorr, Walker, and Stewart.

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The Board recessed, and reconvened at 8:00 p.m. to consider a map of revised Supervisorial District boundaries based upon the 1980 Census data.

Mr. Ken Milam, Planning Director, reviewed the map prepared by Planning Department staff. Supervisor Flynn reviewed the map he is proposing.

Supervisor Walker informed those present that the City of Placerville has requested that the City limits be contained in one Supervisorial District, rather than spread across three Districts as it is now. All those involved in drafting a new map have started out with that goal in mind.

A group of residents from Shingle Springs were present to voice their objection to Shingle Springs being taken out of District III and placed in District I, as they do not feel one Supervisor can fairly represent the more urban interests of El Dorado Hills and Cameron Park, and the rural interests in Shingle Springs. The residents of Shingle Springs would prefer to remain in District III, but if a change must be made, they would prefer being placed in District II with other more rural areas.

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Citizens from Pollock Pines were present also to state they wish to remain in District IV, and not be moved into District V.

Mr. Austin Joy stated that it appears the City of Placerville is the winner, and everyone else the loser, so Placerville City limits can be contained in one District.

Supervisor Walker noted that perhaps the Board should reconsider the idea of containing the Placerville City limits in one District, in view of the boundary adjustments necessary to achieve that goal.

Mr. Norman Woods, South Lake Tahoe City Councilman, was present to advise the Board that the Council members have "unofficially" expressed a desire for Districts II and V to remain close to the Tahoe Basin. Mr. Woods advised that moving those Districts further west will further diversify their representation.

Board members individually reviewed their concerns with the maps proposed and agreed on certain points. With that information, Mr. Milam agreed to have Planning Department staff draft another map incorporating those changes agreed upon by Board members. Supervisor Walker stated he, too, would draft a proposed map in hopes of resolving those concerns of the residents involved.

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114-10
At the recommendation of the Chief Administrative Officer, and on motion of Supervisor Walker, seconded by Supervisor Dorr, and unanimously carried, the Board approved the request of the Purchasing Agent to include on the List of Equipment to be declared surplus for the County Auction, the Sheriff's Department's old communications van (1953 Ford Van/County number 11110) which has been stripped and all equipment placed in the present communications van (the old bookmobile).

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There being no further business, the Board adjourned to Tuesday, June 9, 1981, at 10:00 a.m.

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APPROVED:



JOSEPH V. FLYNN, Chairman

ATTEST:

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

By



Deputy Clerk