

EXCELEHASE

by

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES September 22 1981

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

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127

The Invocation was offered by Pastor Kenneth E. Peterson, St. Stephen's Lutheran Church.

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The Pledge of Allegiance to the Flag was led by Dixie L. Foote, Assistant Board of Supervisors Clerk.

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The Agenda was adopted, on motion of Supervisor Dorr, seconded by Supervisor Stewart, and unanimously carried by those present.

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The Minutes of September 15, 1981, were approved as submitted, on motion of Supervisor Walker, seconded by Supervisor Dorr, and unanimously carried by those present.

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

501

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

\* \* \* \*

298-A

The Board approved Assessment Roll Changes numbered 1318, 2838, and 2839.

\* \* \* \*

25% COTTON

151-13

RESOLUTION NO. 323-81 was adopted Authorizing an Action for the Recovery of County Funds Paid Out for Western Slope Ambulance (County Service Area No. 7); Library, Public Defender, and Welfare Departments.

\* \* \* \*

247

The Chairman was authorized to execute a Release 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>	
William and Katrina Myers	1661	720

\* \* \* \*

58

At the recommendation of County Counsel, the Board denied a claim for personal injuries, in the amount of \$60,000.00, submitted by Attorney James V. de la Vergne on behalf of George Michael Sullivan.

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RESOLUTION NO. 324-81 was adopted, amending Resolution No. 271-81 which amended supervisorial district boundaries.

\* \* \* \*

At the request of the Airports Department, the Chairman was authorized to sign a one-year Lease with Caesars Tahoe for advertising space at the Lake Tahoe Airport, at a cost of \$312.50 per month.

\* \* \* \*

At the recommendation of the Public Works Department, the Board approved the extension to September 1, 1982, of the completion date for the improvements for the Highlands Unit No. 5 Subdivision in the Cameron Park area, consisting of approximately 22 acres, comprising 46 lots; Subdivider: Robert L. Cameron.

\* \* \* \*

At the request of County Training Programs, RESOLUTION NO. 325-81 was adopted, approving the 1981-82 Balance-of-State/County Agreement with the State Department of Employment Development, and authorizing the Chairman to sign the Assurances and Certifications.

\* \* \* \*

The Board approved the El Dorado County Fair Association's Budget Transfer No. 3-81, transferring a total of \$4,139 from accounts with overages into accounts needing additional monies to carry out operations for the remainder of the year.

\* \* \* \*

The Chief Administrative Officer's report on increases in rates for collection and disposal of refuse, as requested by the South Tahoe Refuse Company, Sierra Disposal Service, and American River Disposal Service, was continued for an additional period, not to exceed 30 days, to enable staff to conduct public hearings in affected areas.

\* \* \* \*

The Board approved the waiver of formal bidding procedure, and authorized the Purchasing Agent to purchase the following:

1. One EMS-10 electronic mailing scale for the Mail Room, from Pitney Bowes of Sacramento, at a cost of \$1,375.00;
2. 8100 Series electronic accounting system for the Auditor-Controller's office, from Pitney Bowes of Sacramento, at a cost of \$4,909.10;
3. IBM typewriters for various departments from IBM Corporation of Sacramento, at a cost of \$931.50 each for the IBM Correcting Selectric III and \$1,287.00 each for the IBM Electronic 60.

\* \* \* \*

The Board approved applications for abatement of penalties for failure to file Change in Ownership Statements with the County Assessor for those persons who have now filed said Statements.

\* \* \* \*

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298  
The Board denied applications for abatement of penalties for failure to file Change in Ownership Statements with the County Assessor for the following, as the Assessor has not received said Statements as of this date:

1. Noel Gudmann Contracting, Inc. (APN 78-070-30)
2. Kazuma and Clare K. Inouye, et al; Harou and Sharon T. Inouye (APN 28-311-14)

\* \* \* \*

50-6  
The Board accepted the resignation of Ellen Franks as member of the El Dorado County Area Planning Body, representing South Lake Tahoe; and appointed Victoria Roberts to said Body.

\* \* \* \*

44-2  
RESOLUTION NO. 326-81 was adopted to provide tax revenues to the Georgetown Divide Public Utility District for annexation of the John M. Street property (No. GPUD 81-01);

104-7  
RESOLUTION NO. 327-81 was adopted to provide tax revenues to the Pollock Pines-Camino Fire Protection District for annexation of the Chester Ansley property (No. PPCF 81-01);

104-8  
RESOLUTION NO. 328-81 was adopted to provide tax revenues to the Shingle Springs Fire Protection District for annexation of the Michael Gloucher property (No. SSFPD 81-01).

\* \* \* \*

132  
RESOLUTION NO. 329-81 was adopted, at the recommendation of the Planning Department, authorizing the Chairman to sign an Open Space Agreement with James C. and Susan R. Felich, relating to the transfer of their sewer allocation from Lot 164, Tahoe Paradise Unit No. 9, to Lot 57, Montgomery Estates Unit No. 1, in the Tahoe Basin.

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50-6  
At the recommendation of County Training Programs, and on motion of Supervisor Walker, seconded by Supervisor Dorr, and unanimously carried by those present, the Chairman was authorized to sign a Subgrant Agreement with Tahoe Human Services, Inc., in the amount of \$79,166.00, for period covering October 1, 1981, to September 30, 1982, to provide required services and training for CETA clients at South Lake Tahoe.

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50-7  
At the request of the El Dorado County Senior Nutrition Program, and on motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried by those present, the Chairman was authorized to sign Use Agreements with the Georgetown United Methodist Church and Pollock Pines Recreation, Unlimited, Inc., for buildings and related kitchen and parking facilities for the operation of nutrition sites in Georgetown and Pollock Pines.

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59 (59-2)  
At the request of the Fair Manager, and on motion of Supervisor Dorr, seconded by Supervisor Walker, and unanimously carried by those present, the Board approved plans and specifications for constructing asphalt concrete pavement and slurry seal at the El Dorado County Fairgrounds.

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On motion of Supervisor Stewart, seconded by Supervisor Walker, and unanimously carried by those present, the Chairman was authorized to sign the 1982 El Dorado County Fair Budget, as submitted by the Fair Association.

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312

At the request of the Local Lions Clubs, and on motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried, the Board proclaimed the days of October 2 and 3, 1981, as "White Cane Days", in support of sight in El Dorado County.

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Legislative Matters were considered and acted upon as follows:

326

On motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried by those present, the Board ratified the telegram sent to California Governor Edmund G. Brown, Jr., from Supervisor Flynn, on September 17, 1981, urging his veto of AB893, the California Communities Act.

\* \* \* \*

On motion of Supervisor Walker, seconded by Supervisor Dorr, and unanimously carried by those present, the Board authorized communication to California Governor Edmund G. Brown, Jr., urging his veto of the following:

326

- 1. AB1693 (Tucker) which authorizes negotiation of agency shop between local governments and their employees;
- 2. SB180 (Marks) which mandates small claims court night or weekend sessions and legal advisors;
- 3. AB1670 (Torres) which specifies the director of the Department of Health Services may determine whether county cuts of health services have a detrimental impact.

\* \* \* \*

326

On motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried by those present, the Board authorized communication to California Governor Edmund G. Brown, Jr., urging him to sign AB1540 (Berman) which transfers \$25 million from the County Health Capitalization Fund to the AB8 health fund for county health services, and appropriates an additional \$25 million for 1982-83 for county health facilities capitalization.

\* \* \* \*

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(132)

12-11

On motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried by those present, the Chairman was authorized to represent the Board in requesting the State Building Standards Commission to continue its public hearing scheduled for Friday, September 25, 1981, on proposed new energy standards for residential building, to allow this Board an opportunity to provide input regarding increased costs in El Dorado County if said standards are adopted.

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326

On motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried by those present, the Chief Administrative Officer was directed to send telegrams to California Governor Edmund G. Brown, Jr., urging his veto of SB462 regarding timber counties revenue guarantees; and urging him to sign SB445 regarding continuance of the vehicle abatement program.

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Capital Outlay Matters were considered and acted upon as follows:

(250)  
22-5

On motion of Supervisor Stewart, seconded by Supervisor Walker, and unanimously carried by those present, RESOLUTION NO. 330-81 was adopted authorizing the Chairman to sign a Grant Application, to be submitted to the State Office of County Health Services and Local Public Health Assistance, for AB3245 funds, in the amount of \$19,800.00, for capital improvements for County health facilities.

\* \* \* \*

Following schematic and budget review of the El Dorado County Psychiatric Health Facilities, the Board approved Alternate No. 3, and authorized the Chairman to sign a contract with the architectural firm of Nopp, Zeiner, Atchinson & Associates, to begin work on drawings, at a cost not to exceed \$26,500.00, on motion of Supervisor Walker, seconded by Supervisor Dorr, and unanimously carried by those present.

(250)  
22-5

\* \* \* \*

On motion of Supervisor Walker, seconded by Supervisor Dorr, and unanimously carried by those present, the Chairman was authorized to sign the Notice of Completion for the Community Center and Health Buildings Re-roofing Project.

22-5  
(250)

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

M.P.  
12/14

(30-7)

(132)

(57)

(157)

M (124)

1. October 21, 1981, 9:00 a.m., regarding review of Senior transportation services;
2. October 21, 1981, 10:30 a.m., regarding review of proposed Building Department Ordinance revision;
3. October 21, 1981, 1:00 p.m., regarding zoning enforcement staffing;
4. October 21, 1981, 3:00 p.m., regarding development standards for rural subdivisions;
5. November 4, 1981, 9:00 a.m., regarding Road Maintenance Work Program and priorities.

\* \* \* \*

On motion of Supervisor Stewart, seconded by Supervisor Walker, and unanimously carried by those present, the Board cancelled the regular, weekly Board of Supervisors meeting on Tuesday, November 17, 1981, due to the annual convention of the County Supervisors Association of California in Fresno that week.

12

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At the recommendation of the Personnel Director, and on motion of Supervisor Stewart, seconded by Supervisor Walker, and unanimously carried by those present, the Board adopted the following Resolutions:

115

1. RESOLUTION NO. 331-81 adjusting the salaries of the following positions, effective September 19, 1981: Director of Public Health Nursing; Managing Entomologist (Health Department); Tax Collector/Treasurer; County Recorder; Superior Court Mediator; and Director of the Area Agency on Aging;

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2. RESOLUTION NO. 332-81 adopting job specifications for the position of Administrative Analyst I/II; and
3. RESOLUTION NO. 333-81 to include the salary of the Administrative Analyst I/II position in the Salary Schedule for the Management classifications, effective September 19, 1981.

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The Chief Administrative Officer submitted for Board approval, a proposed response to the Presiding Judge of the Superior Court regarding the 1980-81 Grand Jury Report.

198-1  
(198-5) On motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried by those present, the Board approved the memorandum of the Chief Administrative Officer, dated September 16, 1981, as its response to the 1980-81 Grand Jury Report, and directed that copies of said response be filed with the County Clerk and the Presiding Judge of the Superior Court.

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87-3 On motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried by those present, the Board approved the continued membership in the National Association of Counties (NACO), and authorized the payment, in the amount of \$551 for the 1981-82 dues; further, the Board directed that any Board member attending a NACO conference shall first obtain approval of the Board to do so.

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114-4 On motion of Supervisor Walker, seconded by Supervisor Dorr, and unanimously carried by those present, the Purchasing Agent was authorized to select and purchase used cars, as requested by County Departments and approved in the 1981-82 Budget, without returning to the Board for approval.

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114-7  
(151-4) At the recommendation of the Purchasing Agent, and on motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried by those present, the Board accepted the proposal of Sacramento Service and Development Corporation for the Food Stamp Issuance Program for the El Dorado County Welfare Department, and the Chairman was authorized to sign an Agreement with said Corporation for same.

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111 On motion of Supervisor Stewart, seconded by Supervisor Walker, and unanimously carried by those present, the Board introduced an Ordinance amending Section 6403 of the County Ordinance Code, increasing the motel occupancy tax from 5% of the cost of a room to 6%, the reading thereof was waived, and it was continued to September 29, 1981, for consideration of adoption. (Sponsor: Supervisor Stewart)

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22-6 On motion of Supervisor Walker, seconded by Supervisor Dorr, and unanimously carried by those present, the Board introduced an Ordinance amending Section 6335 of the County Ordinance Code relating to kennel licenses, the reading thereof was waived, and it was continued to October 6, 1981, at 11:00 a.m., for consideration of adoption.

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At the recommendation of the Building Department, and on motion of Supervisor Stewart, seconded by Supervisor Walker, and carried by the following vote: Ayes: Supervisors Walker, Stewart, and Flynn; No: Supervisor Dorr; Absent: Supervisor Lowe, the Board denied the request of Mr. B.B. Blackwell for an additional 30-day extension for submitting his building permit application and for issuance of his building permit for Lot 309, Tahoe Hills Unit No. 1 Subdivision.

132

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At the recommendation of the Building Department, and on motion of Supervisor Stewart, seconded by Supervisor Walker, and unanimously carried by those present, the Board approved the request of Mr. Ron Yokotake, Agent for Philip and Donna Weber, for an extension of the September 30, 1981, deadline for issuance of their building permit for Lot 177, Meadowlakes Unit No. 1; said deadline extended to October 23, 1981.

132

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At the request of the Probation Department, and on motion of Supervisor Stewart, seconded by Supervisor Walker, and unanimously carried by those present, the Board approved the continued placement of a Juvenile Court Ward in the Doyle Group Home at South Lake Tahoe, at a monthly cost of \$1,256.00.

2141

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The Airports Director requested the Chairman be authorized to sign a ten-year Land Use Agreement with Golden West Airlines Company for installation of a Microwave Landing System at the Lake Tahoe Airport. On motion of Supervisor Stewart, seconded by Supervisor Walker, and carried by the following vote: Ayes: Supervisors Walker, Stewart, and Flynn; No: Supervisor Dorr; Absent: Supervisor Lowe, the Chairman was authorized to sign said Agreement, with additional wording in paragraphs 15(b) and 20, as recommended by County Counsel, with the understanding this Agreement meets all requirements of the Federal Aviation Administration.

214

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SPECIAL ORDERS

PLANNING MATTERS

FOX RIVER

Hearing was held as duly advertised to consider the following:

281-54-81  
HIS  
Arrowbee  
Map #2

1. Rezoning of lands in the Rescue area from Estate Residential Ten-Acre Zone to Estate Residential Five-Acre Zone, consisting of 179 acres, petitioned by Joseph Reade for Arrowbee Woods Unit No. 2;
2. Tentative Map for Arrowbee Woods Unit No. 2 Subdivision, consisting of 179 acres, comprising 27 lots; Subdivider: Joseph Reade;
3. Environmental Impact Report (E.I.R.) and Supplemental E.I.R. for said Subdivision.

The Planning Commission, with only four commissioners present, heard this matter on August 27, 1981. Motions to approve the rezoning and tentative map failed by two-two votes.

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The Planning Commission recommended the Board certify the E.I.R. and Supplemental E.I.R., based on the following findings:

1. There have been alternatives incorporated into the project which mitigate or avoid the significant effects as identified in the E.I.R. (Section 15088, C.E.Q.A. Guidelines);
2. In balancing the improvements made to the road as opposed to the increased traffic generated by the project, the road condition would be improved by the project and therefore beneficial (Section 15089, C.E.Q.A. Guidelines).

Mr. Doug Noble, Assistant Planning Director, advised the Board it must first consider the matter of the Environmental Impact Report, and act on same, before taking action on the rezoning and tentative map.

Mr. Patrick Riley, attorney representing Mr. Joseph Reade, was present and spoke on behalf of same. Mr. Riley reviewed the history of the project, advising it was approved by the Planning Commission and Board of Supervisors in 1979, and the Board's approval <sup>was</sup> subsequently rescinded due to a technical oversight by the County. Therefore, Mr. Riley stated he is requesting they not be required to pay the mitigation fees required by County Ordinance No. 3000, as said Ordinance was adopted after the approval of the project in 1979. Mr. Riley advised that Mr. Reade is willing to pay the "Bedroom Tax" on his project; has agreed to donate a site for a fire station in lieu of fire mitigation fees; and will make improvements on Luneman Road, as recommended by the County Public Works Department, in lieu of road mitigation fees.

Mr. Joseph Reade was also present and spoke in his own behalf; and Mr. Harold Prescott, project engineer, was present to answer questions of the Board.

The following persons were present and spoke in favor of the request: Kurt and Myrna Rehfeld, Robert Cribbs, and Leo Finner, area residents; Ron Pizer, Jr., who owns property in the area; and Ron Pizer, Sr., who previously owned property in the area.

The Board also received letters in favor of the request from the following: Lynn J. Fetch, past Planning Commissioner; Jack Wallace, past County Supervisor; Ronald G. Pizer, Sr., who previously owned property in the area; and Verne Sanders, Jr., Dan Hinrichs, Myrna Rehfeld, L. Wes Finneran, Thomas S. Wright, and Ed Mills, all of whom own property in the area in question.

Those in favor advised they were pleased about the improvements Mr. Reade plans to make on Luneman Road, from which they will benefit; and would rather see the land "subdivided" with County controls, than simply "split" without controls.

The following area residents were present and spoke in opposition to the request: Julie Zbornick and Bill Ball. Also speaking in opposition were Ruth Loeffelbein, representing the Environmental Planning and Information Council (E.P.I.C.), and Bernice Turoff, who owns 60 acres in the area in question.

The Board also received letters in opposition to the request from the following: Carla Turoff, area resident and President of the Concerned Citizens Association; David L. and Ann M. Allan, area residents; and Victor Beard, who owns property in the area.

Those opposed to the project challenged the E.I.R., stating they do not feel it adequately addresses the problems of Luneman Road and over crowding in the schools if population density is increased.

Continued next page . . . . .

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Supervisor Walker advised that the Director of the County Public Works Department stated that Luneman Road, with 27 new residences and improvement proposed by Mr. Reade, would be safer than it is now, with no increased population density and no improvements.

There being no further protests, the hearing was closed.

On motion of Supervisor Walker, seconded by Supervisor Dorr, and unanimously carried by those present, the matter was continued to October 27, 1981, at 2:00 p.m., to allow Planning Department staff an opportunity to provide written response to comments this date on the Environmental Impact Report, for inclusion in the Final E.I.R.

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Attorney Daniel B. Proud requested, on behalf of Mr. John Thode, removal of the requirement to improve the private road/public road encroachment from Mr. Thode's parcel, consisting of 10 acres, in the Pleasant Valley area, and release of the bond held for completion of improvements for same.

On motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried by those present, the matter was continued to October 6, 1981, at 10:45 a.m., and the Public Works Department directed to visit the site and evaluate the situation in the interim.

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Supervisor Dorr exited the meeting room.

GENERAL ORDERS

At the request of the Public Works Department, and on motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried by those present, the Chairman was authorized to sign the following Change Orders to the contract with A. Teichert & Son, Inc., (Teichert Construction) for the Rosebud Drive-Buena Vista Drive-Hilton Way Assessment District Project:

- 1. No. 3, to revise street sections and construct roadside ditch, increasing the cost by \$2,412.00;
- 2. No. 4, to apply dust control for the accommodation of public traffic after rough grade and prior to commencing subgrade operations, increasing the cost by \$2,500.00.

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There being no further business, the Board adjourned to Tuesday, September 29, 1981, at 10:00 a.m.

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 *Dixie L. Foote*  
\_\_\_\_\_  
Deputy Clerk