

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES October 13 19 81

25% COTTON  
EXCELEBASE

The Board convened in regular meeting. Present: Supervisors Robert E. Dorr, Patricia R. Lowe, W. P. "Dub" Walker, and Joseph V. Flynn. Absent: Supervisor 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 Reverend Alfred J. Morrison, First Assembly of God Church.

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The Pledge of Allegiance to the Flag was led by Supervisor W. P. Walker.

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The Agenda was adopted, on motion of Supervisor Dorr, seconded by Supervisor Lowe, and unanimously carried by those present, with item number 27, a contract with Womenspace Unlimited for services to victims of domestic violence, removed from the Agenda at the request of the Chief Administrative Officer, with direction it be placed on the Board's Agenda for October 20, 1981.

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The Minutes of October 6, 1981, were approved as submitted, on motion of Supervisor Lowe, 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:

117 Budget Transfer No. 14 was approved, transferring \$174.78 from Appropriation for Contingency (92-9900) to Federal Revenue Sharing (009) Lake Valley Justice Court (2-114) Fixed Assets (92-3370) as the cost of typewriters has increased since the budget request was made.

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117 Budget Transfer No. 15 was approved, making the necessary transfer of funds from the Recorder's Office to the Health Department as needed for the transfer of the Deputy Registrar of Vital Statistics position from the Recorder's Office to the Health Department.

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50-1 The Community Action Council Claims were approved and allowed for payment.

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58 At the recommendation of County Counsel, the Board denied the claim for personal injuries, in the amount of \$1,000,000.00, submitted by Attorney Haig A. Harris, Jr., on behalf of Karen Hibbitt Holbrook.

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158 58-1 At the recommendation of County Counsel, the Board denied the claim for personal injuries and property damage, in the amount of \$12,875.00, submitted by Attorney Michael E. Petersen on behalf of William Walter Sosa.

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1149  
Bid No. 222, dictating equipment for County Counsel and Administration, was awarded to Dictaphone Corporation of Sacramento, in the amount of \$633.25 each for two micro-cassette dictating/transcribing machines, and \$276.25 each for four portable micro-cassette recorders.

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298  
The Board approved applications for abatement of penalties for failure to file Change in Ownership Statements with the County Assessor for those who have now filed said Statements.

\* \* \* \*

298  
The Board denied the request of Robert O. and Debra A. Fletcher, and Bryan K. and Jean M. Williams for abatement of penalty for failure to file Change in Ownership Statement with the County Assessor, as the Assessor has not received said Statement as of this date.

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46-238  
At the request of the Planning Commission, the Board scheduled a public hearing for October 27, 1981, at 2:00 p.m., to consider the establishment of Agricultural Preserve No. 238 as requested by Bank of America NT & SA, as trustee under the wills of Robert B. and Joan R. Mearns.

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423 Park Village Unit #4  
At the recommendation of the Planning Department, the Board approved the Final Map for Park Village Unit No. 4 Subdivision in the El Dorado Hills area, containing two residential lots consisting of 37.3 acres, subdivider: Meridian Construction Company; and the Clerk was authorized to endorse such approval on said Final Map.

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138  
At the recommendation of the Planning Department, the Chairman was authorized to sign Open Space Easement Agreements with the following for transfer of their sewer permit allocations in the Tahoe Basin:

1. Gordon Kolsch, from Lot 170, Montgomery Estates Unit No. 4, to Lot 19, Tahoe Highlands Unit No. 4, and RESOLUTION NO. 353-81 adopted accordingly.
2. Anderson, Wible, Cunningham, from Lot 131, Montgomery Estates No. 1, to Lot 29, Ski Run Acres, and RESOLUTION NO. 354-81 adopted accordingly.

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423 Park Village Unit #1  
The request for an extension, to June 30, 1982, of the completion date for the improvements for Franciscan Village Unit No. 1 Subdivision in the El Dorado Hills area, consisting of 29.78 acres, comprising 37 lots, was continued to October 20, 1981, so the developer, Mr. William Norris, can be present to answer questions of the Board, on motion of Supervisor Walker, seconded by Supervisor Lowe, and unanimously carried by those present.

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(51-2) 214-1  
RESOLUTION NO. 352-81 was adopted, on motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried by those present, fixing monthly payments to foster home care for children placed by the Welfare and Probation Departments, to be effective July 1, 1981, as discussed during budget hearings.

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30-13  
At the request of the Airports Director, and on motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried by those present, the Chairman was authorized to sign 5-year Land Use Leases with Kelly G. Hoffer, Jr., D. W. Hartwig, Howard D. Leshner, Arthur J. Claessens, Russel L. Fillner, L. R. Alderman, and Joseph E. Stancil, Jr., for portable hangars at the Placerville Airport, at a land use fee of 100% of the annual tie-down fee; said authorization subject to refinement of the contractual language by County Counsel.

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The El Dorado County Chamber of Commerce requested approval of a Sublease with Bon Appetit Catering Company (Don Schulman) for a portion of the second floor of the Chamber building, for business purposes and other related activities, at a sum of \$400 per month.

On motion of Supervisor Dorr, seconded by Supervisor Walker, and unanimously carried by those present, the Board approved the request subject to the deletion of the words "other related" from line 12 in said Sublease, and addition of the words "directly related thereto" after the word "activities" in line 12, as recommended by County Counsel.

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151  
(376)  
On motion of Supervisor Dorr, seconded by Supervisor Walker, and unanimously carried by those present, the Board received the San Benito County Board of Supervisors' Resolution requesting the Governor to call a special State legislative session, regarding Welfare legislation; and directed said correspondence be placed on file.

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(115)  
214-2  
At the recommendation of the Personnel Director, and on motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried by those present, the Board deferred any action on the salary of the Chief Probation Officer until the presentation of the Personnel Office's findings on the establishment of department head salary ranges as part of the "pay for performance" program in November.

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(229)  
124  
(229)  
124  
On motion of Supervisor Walker, seconded by Supervisor Lowe, and unanimously carried by those present, the Board directed the Department of Public Works to maintain the cattleguards, with direction that, if said Department does not receive more Federal Forest Reserve Funds than anticipated this fiscal year, it is to request the necessary funds from the County Contingency Fund.

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(124)  
101  
At the request of the Public Works Department, and on motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried by those present, RESOLUTION NO. 355-81 was adopted stating snow removal will not be performed on summer home tract roads under Special Use Permit Agreements with the U.S. Forest Service.

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At the request of the Health Department (Mental Health Division), and on motion of Supervisor Walker, seconded by Supervisor Dorr, and unanimously carried by those present, the Chairman was authorized to sign an Agreement with Dr. Vernon A. Bry, Jr., for psychiatric services at the Mental Health's South Lake Tahoe Clinic, at a maximum cost not to exceed \$23,400.00, for term October 1, 1981 through June 30, 1982, said approval subject to the deletion of Section IV, page 2, from said Agreement.

22-7

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RESOLUTION NO. 356-81 was adopted, on motion of Supervisor Walker, seconded by Supervisor Dorr, and unanimously carried by those present, authorizing the Community Programs Department to submit a proposal to the State Department of Housing and Community Development for the El Dorado County Community Action Council, Inc., to administer a California Housing Advisory Service Program to assist low-income landowners, on a self-help basis, to construct or rehabilitate units in El Dorado County.

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On motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried, the Board authorized the Sheriff to proceed with hiring, equipment purchases, and implementation of the "Weekend Work Program", and requested he report back to the Board after six months of operation of the program so that its effectiveness can be evaluated.

233

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The Probation Department requested the Board allocate AB 90 carryover funds, in the amount of \$15,001.00 to said Department's Juvenile Work Program. On motion of Supervisor Dorr, seconded by Supervisor Lowe, and unanimously carried by those present, the Board continued the matter to November 3, 1981, to allow the AB 90 Advisory Committee an opportunity to review same and make its recommendation to the Board.

(214)  
214-1

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The following Resolutions were adopted, on motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried:

1. RESOLUTION NO. 357-81, authorizing an intersection stop on Sierra Boulevard at its intersection with Barbara Avenue at South Lake Tahoe;
2. RESOLUTION NO. 358-81, implementing changes in speed restrictions on Pioneer Trail at South Lake Tahoe.

124  
(294-4)  
(296-4)  
(298-4)

EXCELEBASE

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At the recommendation of County Counsel, and on motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried by those present, the Chairman was authorized to sign a one-year Agreement with Cawelti-O'Neil Transportation to provide transportation services for passengers to and from the Lake Tahoe Airport and vicinity, subject to three changes in said Agreement: (1) the word "limousine" to be defined; (2) deletion of the words "and vicinity" on pages 1 and 3; and (3) addition of language to reflect the right of the County to audit.

216

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EXCELEBRAGE

The Area Agency on Aging requested approval of one half-time accounting technician position to assist in the ongoing fiscal management of the Agency, at a cost of \$7,168.00; and consideration of County funds to pay for all or part of same.

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(50-78)

At the recommendation of the Chief Administrative Officer, and on motion of Supervisor Walker, seconded by Supervisor Lowe, and unanimously carried by those present, the Board authorized one full-time position, with said person to work half time for the Area Agency on Aging (funded from the County Contingency Fund, in the amount of \$7,168 for remainder of Fiscal Year 1981-82), and half time for Community Programs' transportation services on the western slope of the County (funded by SB325 monies).

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On motion of Supervisor Dorr, seconded by Supervisor Lowe, and unanimously carried, the Board received Proposed Standards for Certificates of Public Convenience and Necessity submitted by the Tahoe Basin Transportation Authority, and directed they be placed on file.

23-4

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ORDINANCE NO. 3182 was adopted as an urgency measure, to become effective immediately, on motion of Supervisor Dorr, seconded by Supervisor Lowe, and unanimously carried by those present, correcting an error in Ordinance 3174, adopted by the Board on August 25, 1981, relating to rezoning procedures.

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(390-92)

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At the request of the Garden Valley Fire Protection District, and on motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried by those present, the Chairman was authorized to sign a Cooperative Agreement with the California Department of Forestry to provide seasonal fire protection services to said District, for a period of one year, at a total cost of \$8,657.00, and RESOLUTION NO. 359-81 was adopted accordingly, with a proviso that County Counsel draw up an Agreement with the Garden Valley Fire Protection District that will facilitate the contract.

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104-15

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The Board took no action on the request of the Coloma-Lotus Fire Protection District for an increase in river use permit fees to fund mitigation of the impact of rafting on the service provided by said District.

(104-5)  
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Mr. Charles Greenwood requested the Board reconsider its action of September 15, 1981, wherein the Health Department was instructed to write a letter, advising him the Board feels he should have a Special Use Permit as it has indications he is operating a commercial kennel.

22-6

On motion of Supervisor Walker, seconded by Supervisor Flynn, and carried by the following vote: Ayes: Supervisors Lowe, Walker, and Flynn; No: Supervisor Dorr; Absent: Supervisor Stewart, the Board denied the request; and the Planning Department was directed to hold the Special Use Permit application fee in abeyance; however, if the Planning Commission determines Mr. Greenwood's kennel is, or has been, a commercial venture, he will then have to pay the fee for a Special Use Permit.

EXCELEBRAGE

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## SPECIAL ORDERS

### PLANNING MATTERS

Hearing was held as duly advertised to consider the Appeal of George Stalls on the Planning Commission's termination of the non-conforming use on his 2 acres located on the north side of Sawmill Road, approximately 500 feet west of U.S. Highway 50, at Lake Tahoe.

Mr. Stalls was not present. He had submitted a letter to the Board this date, requesting the hearing be held over to December 8, 1981.

By direction of the Chairman, the minutes of the Planning Commission's hearing on this matter, on September 24, 1981, were accepted; and incorporated, by reference, into these minutes of the Board's hearing on same.

At the recommendation of County Counsel, the Board opened the public hearing to take testimony from anyone present who wished to speak to the matter.

Mr. Russ Devey and Mr. Gary Edwards were present to represent the four property owners directly adjacent to the Stalls property, and spoke in opposition to his appeal. Mr. Devey reviewed in detail, the activities on the property in question, since 1975, which have constituted a nuisance to the neighborhood, and submitted photographs to support his statements. Besides Mr. Stalls' collection of "junk" on the property being an eyesore, his burial of old oil drums, motors, tires, and household garbage causes them concern for their water quality as all have private wells. Old refrigerators on the property, and large trucks going to and from the property, pose a threat to the children in the area also.

On motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried by those present, the Board continued the hearing to October 20, 1981, at 2:00 p.m., and directed that Mr. Stalls be advised by telephone and letter, with a copy to his attorney, of the Board's action this date.

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ORDINANCE NO. 3183 was adopted as an urgency measure, to become effective immediately, on motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried by those present, amending Section 39,104(d) of the County Ordinance Code, relating to surface mining and reclamation.

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### GENERAL ORDERS

Consideration of proposed Mitigation Fee Collection Procedures, submitted by the Tahoe Regional Planning Agency, was continued to October 27, 1981, on motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried by those present.

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At the request of the City of South Lake Tahoe, and on motion of Supervisor Lowe, seconded by Supervisor Flynn, and unanimously carried by those present, the Board authorized one "free ride day" for the Meyers bus route at South Lake Tahoe, in cooperation with the City's plans for same.

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EXCELERASE

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FOX RIVER

There being no further business, the Board adjourned to Tuesday, October 20, 1981, at 10:00 a.m.

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APPROVED:

*Joseph V. Flynn*

JOSEPH V. FLYNN, Chairman

ATTEST:

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

By *Dorie L. Foote*  
Deputy Clerk

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EXCELERASE

by

FOX RIVER