

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES March 9 19 82

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 Walker presided.

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12-1 The Invocation was offered by Reverend Sandy Peirce, Federated Church.

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

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The Agenda was adopted, on motion of Supervisor Dorr, seconded by Supervisor Lowe, and unanimously carried, with additions: Supervisor Dorr's recommendation that the Chairman be authorized to sign a letter to the Sacramento Municipal Utility District regarding possible annexation to same; recommendations of Supervisors Lowe and Stewart regarding the cable TV franchise at South Lake Tahoe; Planning Director's recommended response to the El Dorado Irrigation District's request for comment on E.I.D. Project No. 80133; and Purchasing Agent's request to purchase 500 tons of cutback asphalt for the Public Works Department on a sole source basis.

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The Minutes of March 2, 1982, were approved as submitted, on motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried.

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

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

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117 Budget Transfer No. 61 was approved for Environmental Health, transferring \$800 from Regular Employees (92-1010) to Professional Services (92-2180), to pay the cost of extra help hired during a regular employee's leave of absence.

Budget Transfer No. 73 was approved for the Sheriff's Department, transferring \$5,500 from Fixed Assets Patrol Vehicles to Fixed Assets Four-Wheel Drive Unit (\$2,500) and Jail Fixed Assets Transportation Van (\$3,000) due to savings realized from the purchase of patrol cars at State bid.

Budget Transfer No. 75 was approved for the Superior Court, transferring \$1,450 from Office Expense (92-2170) to Appropriation for Contingency (9900) as purchase of a set of Wests Annotated Codes will not be needed.

Budget Transfer No. 77 was approved for Senior Nutrition to make budget changes, in the amount of \$643.25, as needed for this fiscal year.

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248A The Board approved Assessment Roll Change No. 1480.

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STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES March 9 19 82

154-13 RESOLUTION NO. 57-82 was adopted Discharging Unpaid County Welfare Accounts.

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151-13 RESOLUTION NO. 58-82 was adopted Authorizing an Action for the Recovery of County Funds Paid Out for Western Slope Ambulance (County Service Area No. 7); Lake Tahoe Ambulance; Library, County Airport, Public Defender, and Welfare Departments.

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423 3/20/82 Village County Counsel submitted Notices of Release of present and future claims from L. N. Craig Construction and Teichert Construction, regarding Franciscan Village Subdivision; and the Board acknowledged receipt of same and directed that it be placed on file.

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Deer 4-82 (216-4) (216-4) (216-4) At the recommendation of the Public Works Department, the Chairman was authorized to sign a Certificate of Acceptance of Quitclaim Deed for lands on Harvard Way and the Bike Path along El Dorado Hills Boulevard in El Dorado Hills, owned by John Hancock Mutual Life Insurance Company and El Dorado Hills Investors, Ltd.

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50-8 RESOLUTION NO. 59-82 was adopted, at the recommendation of Community Programs, authorizing the Chairman to sign Amendment No. 3 to the Agreement with the State Office of Economic Opportunity, Employment Development Department, increasing same from \$55,000 to \$58,000 for operation of the weatherization program through March 31, 1982.

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50-9 RESOLUTION NO. 60-82 was adopted, at the recommendation of Community Programs, authorizing the Chairman to sign Amendment No. 1 to the Agreement with the State Office of Economic Opportunity, Employment Development Department, increasing same from \$25,000 to \$55,000 and extending the termination date from March 31, 1982, to August 31, 1982, for the Energy Crisis Intervention Program.

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75 RESOLUTION NO. 62-82 was adopted, at the request of the Sheriff's Department, authorizing the Chairman to sign an Agreement with the California Highway Patrol for Abandoned Vehicle Abatement Program funds, in an amount not to exceed \$3,750.00, for Fiscal Year 1981-82.

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423 Deer Park Estates #2 At the recommendation of the Planning Department, the Board approved a four-part phasing program and one-year extension of the Tentative Map for Deer Park Estates Unit No. 2 Subdivision in the Diamond Springs area, consisting of 22 acres, comprising 66 lots; Subdivider: Lake Oaks Mobile Home Community, Inc.

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25% COTTON

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES

March 9

19 82

FOX RIVER

57

At the request of the Planning Department, the Chairman was authorized to sign an Addendum to the Agreement with Charles B. Coudey, to delete interpretive mapping for the Fannon area, and add interpretive mapping for the El Dorado Hills area, which will be combined with the Salmon Falls area on one base map, at an increased cost of \$650.00.

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350-2

At the request of the Data Processing Department, the Chairman was authorized to sign a Systems Services Order with Sperry Univac for programming and implementation of the link between the County's 90/40 System and the State Department of Motor Vehicles Computer System.

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104-15

At the request of the Office of Emergency Services, the Chairman was authorized to sign an Agreement with Garden Valley Fire Protection District for reimbursement of County funds paid to the California Department of Forestry for fire fighting and other services it provides said District for Fiscal Year 1981-82.

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298

The Board approved 19 applications for abatement of penalties for failure to file Change in Ownership Statements with the County Assessor, as said Statements have now been filed.

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74-70

At the recommendation of the Chief Administrative Office, the Chairman was authorized to sign a 5-year Agreement with G. W. Mavrincac, dba Gold Country Vending, for vending machines at the County Office Center at Lake Tahoe, at a commission of 11.1% of the gross sales from each vending unit.

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123-1
(178-7)

RESOLUTION NO. 66-82 was adopted, at the request of the Cameron Park Community Services District, consolidating said District's special tax ballot measure with the State-wide Direct Primary Election to be held on June 8, 1982.

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221-5
(178-7)

RESOLUTION NO. 67-82 was adopted, at the request of the El Dorado County Office of Education, consolidating the Pollock Pines School District Governing Board Member Election with the State-wide Direct Primary Election to be held on June 8, 1982.

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123-18
(178-7)

RESOLUTION NO. 68-82 was adopted, at the request of the Garden Valley Ranch/Estates Community Service District, consolidating said District's ballot measure with the State-wide Direct Primary Election to be held on June 8, 1982.

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STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES

March 9

19 82

212 At the request of the Tahoe Choir, the Board proclaimed Sunday, April 4, 1982, as "Beethoven's Ninth Day".

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212 At the request of the State Department of Fair Employment and Housing, the Board proclaimed April as "Fair Housing Month".

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212 At the request of the Society of American Foresters, the Board proclaimed its recognition of March 7, 1982, as "Arbor Day", and the week of March 7, 1982, as "Conservation Week"; and accepted a tree to be planted on the County Government Center grounds as a symbol of same and dedicated to Ben Franklin's words "Waste Not - Want Not".

* * * *

303 RESOLUTIONS NOS. 69-82 and 70-82 were adopted to provide property tax revenues to the El Dorado Irrigation District for annexation of the Richard Wilkinson (EID 82-02) and Kermit Clymer (EID 82-03) properties in accordance with AB 8 negotiations.

* * * *

14-3 The Board authorized the Purchasing Agent to purchase a maximum of 500 tons of cutback asphalt of different grades to repair roadways at South Lake Tahoe from Bing Construction Company, on a sole-source basis, at a cost of \$31.50 per ton.

* * * *

303 At the recommendation of the Planning Director, the Board directed that a letter be sent to the El Dorado Irrigation District, in response to said District's request for comments on the Negative Declaration of Environmental Impact filed for E.I.D. Project No. 80133, Improvements to the El Dorado Hills Wastewater Collection System, advising that said project is in compliance with the general plan and will cause no adverse effects to the County.

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58-1 On motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried, the Board approved the claim submitted by Mr. Ken Pitcher for property damage, in the amount of \$9.50, and authorized payment of same.

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60 At the request of Community Programs, and on motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried, RESOLUTION NO. 71-82 was adopted, authorizing the Chairman to sign a revised budget, in the amount of \$134,101.00, to be submitted to the State Department of Health and Human Services, for operation of the Administrative and General Community Programming portion of the El Dorado County Community Action Agency.

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50-8 At the request of Community Programs, and on motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried, RESOLUTION NO. 61-82 was adopted, authorizing the Chairman to sign an Agreement with the State Office of Economic Opportunity, Employment Development Department, in the amount of \$50,000.00, for operation of the Low Income Weatherization Program for the period March 1, 1982 through September 30, 1982.

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March 9, 1982

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dlf

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES March 9 19 82

EXCELEBASE

At the recommendation of the Personnel Director, and on motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried, the Board adopted the following Resolutions:

- a. RESOLUTION NO. 63-82 amending Authorized Personnel Resolution No. 241-81 to add a .75 Clerk II position to the Community Programs Department, effective March 9, 1982;
- b. RESOLUTION NO. 64-82 amending Section 4111 of the County Personnel and Salary Ordinance regarding salaries of technical, professional, supervisory, public attorneys, and trades and crafts employees, with a correction to said Resolution to reflect the Sanitarian IV position in the "SU", Supervisorial, bargaining unit;
- c. RESOLUTION NO. 65-82 amending Section 4111 of the County Personnel and Salary Ordinance regarding salaries of law enforcement, law enforcement management, and District Attorney investigators.

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Bid results submitted by the Purchasing Agent were acted upon as follows, on motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried:

- Bid No. 252, articulated wheel loader - diesel powered - for Public Works Department, awarded to the bidder meeting specifications, Tenco Tractor, Inc., of Sacramento, in the amount of \$62,810 (1% discount - \$62,181.90), plus tax;
- Bid No. 253, articulated tandem drive motor grader for Public Works Department, awarded to the low bidder, Weaver Equipment Company of Sacramento, in accordance with the Purchasing Agent's letter of March 3, 1982.

Further, on motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried, the Board requested the Chief Administrative Officer and Auditor-Controller's Office to analyze the pros and cons of moving to a depreciation account of some kind (enterprise fund) for equipment replacement.

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On motion of Supervisor Dorr, seconded by Supervisor Walker, and unanimously carried, the Chairman was authorized to sign a letter to the Chairperson of the Board of Directors of the Sacramento Municipal Utility District (SMUD) to open a dialogue with same for exploration of the feasibility of actions that could lead to possible annexation of customers of Pacific Gas & Electric Company (PG&E), on El Dorado County's western slope, to SMUD.

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On motion of Supervisor Stewart, seconded by Supervisor Lowe, and unanimously carried, the Board approved the recommendations of Supervisors Lowe and Stewart, as outlined in their memorandum dated March 8, 1982, regarding franchised cable TV in the Tahoe Basin; and set a meeting at South Lake Tahoe on May 6, 1982, at 10:00 a.m., during which Communications Systems is requested to show cause why its franchise for cable TV in the Tahoe Basin should not be revoked for failure to comply with the provisions of the applicable County Ordinance.

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FOX RIVER

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES

March 9

19 82

At the recommendation of the Chief Administrative Officer, and on motion of Supervisor Dorr, seconded by Supervisor Flynn, and unanimously carried, the Chairman was authorized to sign the following:

- 27
(117-7)
117
- a. An 18-month interim Agreement and a 10-year permanent Agreement with the El Dorado Union High School District for establishment of a joint-use library at the Oak Ridge High School in El Dorado Hills;
 - b. "Office of Primary Responsibility" form designating the County Librarian the responsible agent for the County to monitor the Agreements for a joint use library; and
 - c. Budget Transfer No. 76, transferring \$2,500 from Project Capital Outlay Fund (1-801) to Library (6-201) for purchase of construction materials to modify the temporary school library (\$2,000); and cartons and supplies to relocate the El Dorado Hills Library (\$500).

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27-4

On motion of Supervisor Stewart, seconded by Supervisor Lowe, and unanimously carried, the Board approved the plans and specifications for the South Lake Tahoe Library; and the project architect was authorized to advertise for construction bids for same, with the Chairman authorized to sign the "Notice to Contractors".

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12-14
(434)
(292)

On motion of Supervisor Lowe, seconded by Supervisor Flynn, and unanimously carried, the Board set the following Policy Review Sessions for March 17, 1982:

- a. 1:00 p.m., regarding the El Dorado County Redevelopment Agency, and expansion of project boundaries;
- b. 2:00 p.m., with the Assessor, Board Clerk, Treasurer/Tax Collector, Auditor-Controller, and concerned parties, regarding applications for abatement of penalties for failure to file Change in Ownership Statements with the County Assessor.

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276-4
18-0
(101)
Dec 5-82

At the recommendation of Public Works, and on motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried, the Board took the following action regarding Mormon Emigrant Trail:

- a. Adopted RESOLUTION NO. 72-82 ordering Mormon Emigrant Trail removed from the County Maintained Road System;
- b. Authorized the Chairman to sign a quitclaim deed, transferring the County-owned right of way to the U. S. Department of Agriculture, Forest Service.

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124
(101)
276-4
Eds
Summit
PL
276-4
A-C

RESOLUTION NO. 73-82 was adopted, at the recommendation of the Public Works Department, and on motion of Supervisor Lowe, seconded by Supervisor Stewart, and unanimously carried, terminating the County's special use right of way over Forest Service land on portions of Echo Summit Road, Atwood Road, and Angora Ridge Road, and removing same from the County Maintained Road System; further, the Director of Public Works was requested to inform the U. S. Forest Service that the County will discuss Jameson Beach Road if it requests such a discussion.

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STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES

March 9

19 82

EXCELEBASE

by

The Chief Administrative Officer's report on the declining workload in the Planning and Building Departments was continued to March 16, 1982, on motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried.

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On motion of Supervisor Lowe, seconded by Supervisor Stewart, and unanimously carried, the Board approved the following recommendations of the Chief Administrative Officer to improve the County's 1981-82 projected fund balance:

- I. Freezing all vacant positions, including hiring of extra help.
 - A. Exceptions:
 - 1. The Board of Supervisors authorization required for authorization in all cases, and overtime not to be used to make up for vacant positions.
- II. Freezing the purchase of non-essential or deferrable services and supplies.
 - A. Exceptions:
 - 1. Approval by the Administrative Office.
- III. Freezing non-essential out-of-County travel.
 - A. Exceptions:
 - 1. Approval by the County Administrative Office.
- IV. Only those budget transfers not approved by the Chief Administrative Officer will appear on the agenda under "Department Matters", i.e., those approved by the Chief Administrative Officer will continue to be placed on the agenda "Consent Calendar".
- V. Direct County departments to review the appropriateness of current fees and charges for services.

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Consideration of the recommendations of the Chief Administrative Officer, regarding Senate Bill 180 which became effective January 1, 1982, and deals with the establishment of an advisory clinic for use by litigants of County Small Claims Courts, was continued to March 23, 1982, at the request of the County Bar Association, and on motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried.

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On motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried, the Board introduced an Ordinance repealing Section 3201 and amending Section 4102 of the County Ordinance Code, relating to holidays; the reading thereof was waived; and it was continued to March 16, 1982, for consideration of adoption. (Sponsor: Supervisor Walker)

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Mrs. Darcy A. Johnson, in a letter dated February 24, 1982, suggested modifications to County Ordinance No. 3214, which enacts mandatory refuse and garbage collection for the unincorporated portion of South Lake Tahoe, due to the problems non-residents have in complying with same. On motion of Supervisor Stewart, seconded by Supervisor Dorr, and unanimously carried, Mrs. Johnson's letter was referred to Supervisor Stewart who will meet with representatives of the City of South Lake Tahoe regarding this matter, at which time Mrs. Johnson's suggestions will be considered.

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STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES

March 9

19 82

SPECIAL ORDERS

PLANNING MATTERS

Hearing was held as duly advertised to consider a one-year extension of the interim zoning for lands in the Cool-Pilot Hill Plan Area, which was adopted as an urgency measure on April 28, 1981, and will expire April 28, 1982.

390-9-5
(285-31A-8)
Mr. Ken Milam, Planning Director, was present and recommended the Board approve the one-year extension to allow completion of the Area Plan by staff and subsequent adoption by the Planning Commission and Board of Supervisors.

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

On motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried, ORDINANCE NO. 3233 was adopted, extending the interim zoning of lands in the Cool-Pilot Hill Plan Area to expire automatically on April 28, 1983, unless further extended as provided by law.

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157
390-9
Hearing was held as duly advertised to consider the following amendment to the County Ordinance Code regarding variable front, rear and side yard setbacks for non-conforming parcels: "Setbacks for parcels smaller than the minimum allowed by the existing zoning shall be determined by the zone district which prescribes a minimum parcel size closest to the size of the subject parcel".

Mr. Ken Milam, Planning Director, was present and spoke on behalf of the Planning Commission which recommended approval of the amendment.

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

On motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried, the Board approved the Negative Declaration and adopted ORDINANCE NO. 3234 amending the County Ordinance Code regarding variable front, rear and side yard setbacks for non-conforming parcels as recommended by the Planning Commission.

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Mr. and Mrs. Dean Jennings were present to speak to their request that the Board grant "buildable status" to a parcel of their land, consisting of 12.24 acres, in the American River Canyon area, that the Jennings wish to grant to their daughter. On motion of Supervisor Dorr, seconded by Supervisor Flynn, and unanimously carried, the Board referred the request to the Planning Commission for consideration during hearings on the American River Canyon Area Land Use Plan.

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93
The Planning Director submitted the recommendation of the Recreation Commission that the Board approve, in concept, the construction of a Senior Citizens Center at South Lake Tahoe, as long as there is still provision for group camping. The Board acknowledged receipt of same, and directed it be placed on file, on motion of Supervisor Lowe, seconded by Supervisor Stewart, and unanimously carried.

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25% COTTON

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES

March 9

19 82

(57)
352
The Planning Commission recommended the Board adopt a Policy to discourage general plan and zoning boundary amendments in the Pollock Pines area, in lieu of interim zoning, until the Pollock Pines Area Plan is adopted.

After much discussion on the specific wording, the proposed policy was referred to Supervisor Flynn, County Counsel, and the Planning Director to revise and bring back before the Board on March 16, 1982, on motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried.

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95
The Planning Department submitted the request of Mr. Paul Bachinger, who stated he is part owner of Wild River Raftin' Company of Little Switzerland, that the number of user days issued to said Company under River Use Permit No. 81-12 be divided equally between him and the other owner, Mr. Paul Parker, so they can operate independently in the 1982 season.

Mr. Ken Milam, Planning Director, advised that his staff received a telephone call from Mr. Parker, just minutes before the meeting began, and Mr. Parker advised that there is no partnership, the Company and permit are his, and Mr. Bachinger is attempting to "take" half of his user days.

Mr. Bachinger was present this date, Mr. Parker was not.

On motion of Supervisor Dorr, seconded by Supervisor Lowe, and unanimously carried, the Board continued the matter to March 23, 1982, so that Mr. Parker can be so advised and be present at that time to speak in his own behalf.

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285-3-22
As requested by the Board on February 16, 1982, the Planning Department staff considered a petition submitted by the Governors Village Park Committee, signed by 262 persons who oppose the intended commercial development of the site presently known as Governors Village Park in El Dorado Hills and would like the County to rezone the property to preserve the park. The Planning Department staff recommended the property in question remain zoned CP, Planned Commercial.

Residents of the area were again present to state their opposition and request the property be limited to residential use or zoned CPO, Professional Office Commercial, so they won't have retail or "fast food" businesses on the site.

Mr. Bill Fisher, representing Pacific States Development Company, was present to speak on behalf of same. Supervisor Walker asked Mr. Fisher if he would be willing to meet with Planning Department staff and attempt to work out a compromise zoning for this site, suggesting they look at CPO, Professional Office Commercial, with a multi-family buffer zone between the CPO and the R1 lots in the area. Mr. Fisher agreed to meet with Planning staff, but made no promises as to what might be accomplished by such a meeting.

On motion of Supervisor Lowe, seconded by Supervisor Stewart, and carried by the following vote: Ayes: Supervisors Lowe, Stewart, and Walker; Abstentions: Supervisors Dorr and Flynn, the matter was continued to March 23, 1982, at which time there will be no public input, and the Board will make a decision.

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STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES March 9 19 82

On motion of Supervisor Lowe, seconded by Supervisor Stewart, and unani-
mously carried, an Ordinance was introduced to amend the County Ordinance
Code to provide a clearer definition of projects which are exempt from
the South Lake Tahoe Building Permit Allocation System; the reading there-
of was waived; and it was continued to March 16, 1982, for consideration
of adoption. (Sponsors: Supervisors Lowe and Stewart)

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132

(57)
390-9

ORDINANCE NO. 3235 was adopted, at the recommendation of the Planning
Commission, and on motion of Supervisor Dorr, seconded by Supervisor
Flynn, and unanimously carried, amending the County Ordinance Code Sec-
tion 9430 regarding off-street parking improvements, to require paved
parking lots for professional offices, industrial, commercial, multi-
family, and condominium developments, and chip and seal surfacing for
other types of development. (Sponsor: Supervisor Walker/Introduced
March 2, 1982)

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EXCELERASE

(57)
390-9

ORDINANCE NO. 3236 was adopted, at the recommendation of the Planning
Commission, and on motion of Supervisor Flynn, seconded by Supervisor
Walker, and carried by the following vote: Ayes: Supervisors Dorr,
Flynn, Stewart, and Walker; No: Supervisor Lowe, adding Section 9613.1
to the Minor Land Division Ordinance, regarding notice to surrounding
property owners of applications to divide land. (Sponsor: Supervisor
Walker/Introduced March 2, 1982)

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(57)
390-9

ORDINANCE NO. 3237 was adopted, at the recommendation of the Planning
Commission, and on motion of Supervisor Lowe, seconded by Supervisor
Walker, and unanimously carried, amending the County Ordinance Code to
correct the existing inconsistency between zoning districts and land use
designations for multi-family densities. (Sponsor: Supervisor Walker/
Introduced March 2, 1982)

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GENERAL ORDERS

The Board approved the draft letter to Attorney John W. Delehant, in the
matter of Cleveland v. County of El Dorado, as submitted by County Counsel
this date; and authorized County Counsel to enter into discussion with
the other attorney in this matter, on motion of Supervisor Stewart,
seconded by Supervisor Dorr, and unanimously carried.

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(58)

The Board approved the request of County Counsel to hire one Legal Secre-
tary, on an extra help basis, for the week of March 15, 1982, to replace
the regular Legal Secretary who will be on vacation that week.

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There being no further business, the Board adjourned to Tuesday, March 16,
1982, at 10:00 a.m.

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APPROVED:

W.P. Walker
W. P. "DUB" WALKER, Chairman

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

By Dixie L. Foote
Deputy Clerk