

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES

May 11

19 82

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 Walker 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 Lowe.

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The Agenda was adopted, on motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried by those present, with the following additions: (1) Petitions containing 461 signatures of residents of the Georgetown Divide to be added to the petitions containing 851 signatures of residents of the Somerset area, protesting the move of the County Public Works maintenance crews from those two areas into Placerville; and (2) Draft Resolution relating to interim land use planning within the Camino/Fruitridge and Greenstone Plan areas.

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The Minutes of May 4, 1982, were approved as submitted, and approval of the Minutes of May 6, 1982, was continued to May 18, 1982, on motion of Supervisor Lowe, seconded by Supervisor Flynn, and unanimously carried by those present.

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

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

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141-2 RESOLUTIONS NOS. 120-82 and 121-82 were adopted Authorizing an Action for the Recovery of County Funds Paid Out for Western Slope Ambulance (County Service Area No. 7); Risk Management, Animal Control, Public Defender, Probation, Welfare, and Mental Health Departments.

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247 The Chairman was authorized to execute Releases 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>	
Ada Huot	954	385
Ada G. and Harold E. Huot	793	680
Ada G. and Harold E. Huot	554	167

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58
At the recommendation of County Counsel, the Board denied the claim for indemnity, filed by Attorney Edwin T. Weiberg on behalf of Lucille Jensen and James Martin, for any and all damages granted to Viola Judy and against same in the action entitled "Viola Judy vs. Donald J. Carriere, dba Sierra Inn, et al" filed in El Dorado County Superior Court, Action Number 39638.

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30-13
The Chairman was authorized to sign a 5-year Land Use Lease with Richard L. Golemon for a portable hangar at the Placerville Airport.

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At the recommendation of the Public Works Department, RESOLUTION NO. 122-82 was adopted, amending Resolution No. 245-81 to add the following intersection stops in the Pollock Pines area:

- 19-1
- a. On North Street at its intersection with Pine Street;
 - b. On Polaris Street at its intersection with Pine Street, stopping northbound and southbound traffic;
 - c. On Laurel Drive at its intersection with Pine Street;
 - d. On Pine Street at its intersection with Laurel Drive, stopping westbound traffic.

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20
At the recommendation of the Health Department, the Board made the following appointments to the Maternal, Child and Adolescent Health Advisory Board, which replaces the Child Health and Disability Prevention Program Advisory Board pursuant to Assembly Bill 1838, for terms to expire July 31, 1984: re-appointment of Jeffrey Rockholm, D.D.S. (Health Professional) for a three-year term; and appointment of Lois Ferguson-Brown, Consumer Parent, and Richard Mazzoni, Pharmacist, (Health Professional) for three-year terms.

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50-8
RESOLUTION NO. 123-82 was adopted, authorizing the Chairman to sign Amendment No. 2 to the Agreement (No. 8200-0823) with the State Office of Economic Opportunity, increasing same from \$55,000 to \$75,000 for the operation of the Energy Crisis Intervention Program.

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50
The Board approved and authorized the Chairman to sign, a narrative submitted by Community Programs, which provides the following information for submittal to the State Department of Health and Human Services:

- a. List of El Dorado County Community Action Agency property valued in excess of \$1,000 and purchased with Community Services Administration, Office of Community Services (CSA/OCS) funds, or Community Services Block Grant funds;
- b. Estimate of remaining funds or indebtedness after meeting CSA/OCS grant obligations; and
- c. Statement regarding other funding sources for the Agency, whether the Agency will continue to operate, recommendations for disposition of property, and future use of said property

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At the recommendation of the Chief Administrative Officer, the Chairman was authorized to sign Agreements with the following for allocation of AB90 County Justice System Subvention Program funds for Fiscal Year 1982-83, with the condition that the County reserves the right to cancel or modify said Agreements should the State of California reduce the funding:

- a. New Morning, Inc., for counseling and shelter care services for status offenders, in the amount of \$80,187.00;
- b. New Morning, Inc., for a delinquency prevention program, in the amount of \$10,756.00;
- c. Tahoe Human Services, Inc., for counseling and shelter care services for status offenders, in the amount of \$25,704.00; and
- d. Voluntary Action of South Lake Tahoe for alternative sentencing program, in the amount of \$23,796.00.

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The Board approved the request of the Department Heads Association, that negotiations for department heads' salaries/benefits be deferred until the fall of 1982.

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At the request of the El Dorado County and Georgetown Divide Resource Conservation Districts, the Board proclaimed the week of May 16 through 23, 1982, as "Soil Stewardship Week" in El Dorado County.

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RESOLUTION NO. 125-82 was adopted to provide tax revenues to the Coloma-Lotus Fire Protection District relating to annexation of land to said District where no fire service has previously been provided, in accordance with the Board's policy statement regarding such annexations.

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RESOLUTION NO. 124-82 was adopted, on motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried by those present, designating St. James Catholic Church, built in 1923 and relocated and restored by the Jeepers Jamboree Committee, an historical building of early Georgetown. Further, on motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried by those present, the matter was referred to the El Dorado County Historical Society.

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The Director of Health Services reported on the proposed transfer of the Medical Indigent Adults from the State Medi-Cal System to the County. On motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried by those present, the Chief Administrative Officer was directed to draft a letter, for the Chairman's signature, in opposition to the proposed transfer, as the following key issues have not been addressed: funding level, repeal of the Beilenson Provisions of the Health and Safety Code, provision of a stable revenue source, and needs and problems of small counties; said letter to be forwarded to our State Legislators and the Governor; and the Director of Health Services was authorized to present the Board's position at legislative hearings on the proposal.

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341
(326)

At the request of the Agricultural Commission, and on motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried by those present, the Board voted to support Assembly Bill 884 (Thurman) which would prevent the transfer of monies from the State Agricultural Fund to the State General Fund.

* * * *

341
(326)

At the request of the Agricultural Commissioner, and on motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried by those present, the Board voted to oppose Assembly Bill 2600 which would further restrict persons legally using steel-jaw traps for furbearing animals and predatory animal control.

* * * *

(326)
98

On motion of Supervisor Lowe, seconded by Supervisor Flynn, and unanimously carried by those present, the Board authorized Mr. Vern Peterson, Deputy Director of the Office of Emergency Services, to speak in opposition to Senate Bill 1477 at the Senate committee hearing on same; said Bill compels Air Pollution Control District Boards to impose annual fees, through the permit system, to cover the cost of district programs.

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(115)
21

RESOLUTION NO. 126-82 was adopted, deleting the following positions in the Airports Department due to lack of funds: one Assistant Airports Director; one Airport Maintenance Technician I; one Airport Maintenance Technician II; and one Airport Maintenance Technician III, on motion of Supervisor Dorr, seconded by Supervisor Walker, and carried by the following vote: Ayes: Supervisors Dorr, Flynn, and Walker; No: Supervisor Lowe; Absent: Supervisor Stewart.

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(151)
113

The Welfare Department requested approval of a draft memorandum, for implementation within said Department, restricting certain activities of public employees when those activities are inconsistent, incompatible, or in conflict with the duties assigned in the course of their employment.

353

At the request of the Chief Administrative Officer, and on motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried by those present, the matter was referred to the Chief Administrative Officer to circulate to all employee groups for comment, and bring back in a form that would apply to all County employees.

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119

At the recommendation of County Counsel, and on motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried by those present, the Board approved the claim for excess tax sale proceeds from El Dorado County Tax Sale No. 25 (APN 81-043-10) on February 20, 1981, as submitted by Mr. Ernest R. Carnevali, Agent for Mr. Edward J. McCarthy, and that the Auditor be directed to notify all possible parties of interest of the Board's decision, and to hold funds in the amount of \$2,611.06 for a ninety-day period prior to disbursement of same; with disbursement to be accomplished with two warrants, in the amount of \$1,305.53 each, payable to Ernest R. Carnevali and Edward J. McCarthy.

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The Chief Administrative Officer recommended approval of Budget Transfer No. 94 for Juvenile Hall, transferring \$1,100 from Revenue Sharing Contingencies to Fixed Assets, for the purchase of two Maytag clothes dryers. On motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried by those present, the Board authorized the purchase of the two dryers, with the Chief Administrative Officer to determine the source of funds for same.

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201
The County Auditor-Controller and Chief Administrative Officer recommended Mr. John H. Williams, C.P.A., be awarded the contract, in the amount of \$10,700.00, for the conduct of the 1981-82 County Audit, including Airport Concessionaires and Fixed Base Operators, Special Districts; and Revenue Sharing Audit. On motion of Supervisor Dorr, seconded by Supervisor Flynn, and unanimously carried by those present, the contract was awarded to the low bidder, Touche Ross & Co., in the amount of \$10,200.00.

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74-20
At the recommendation of the Capital Improvements Coordinator, and on motion of Supervisor Lowe, seconded by Supervisor Flynn, and unanimously carried by those present, the Board took the following action relating to the landscape maintenance at the Government Center at South Lake Tahoe:

- a. Authorized the Purchasing Agent to sign the Purchase Order/Contract with Zehren's Landscape Nursery of South Lake Tahoe, in the amount of \$5,903.14;
- b. Authorized the Chairman to sign an Office of Primary Responsibility Form authorizing the City of South Lake Tahoe Community and Leisure Services Department to monitor the Purchase Order/Contract;
- c. Requested County Counsel to amend the 1972 Agreement with the City of South Lake Tahoe to delete the 40% contribution the County will pay to the City for landscape maintenance.

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117
(317)
83
At the request of Supervisor Walker, and on motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried by those present, the Chairman was authorized to sign Budget Transfer No. 95, for the Recreation Department, transferring \$800 from Transportation/Travel to Structures/Improvements, for the purchase of metal towers from Pacific Gas & Electric Company, to be used for lighting bases at the American River College Baseball Field.

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353
Supervisors Lowe and Walker submitted a proposed Policy regulating loans from the County General Fund. On motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried by those present, the Board approved the Policy as presented, with the following two amendments: No. 2(A) to read, "Estimated property tax related revenues will be treated as known revenues and exempt from this policy"; and No. 4 to read, "All loans are to be listed on the Consent Calendar of the Board's Agenda, and shall be approved by the Board of Supervisors".

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132
At the recommendation of the Chief Building Official, and on motion of Supervisor Dorr, seconded by Supervisor Lowe, and unanimously carried by those present, the Board determined that it will not accept open space easements as part of the transfer process for the Lake Tahoe building permit allocations.

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124-141
On motion of Supervisor Dorr, seconded by Supervisor Lowe, and unanimously carried by those present, an Ordinance was introduced, adding Section 10.08.080 to the County Ordinance Code to establish bicycle lanes separated from any vehicular lanes upon highways within the unincorporated portions of El Dorado County; the reading thereof was waived; and it was continued to June 1, 1982, for consideration of adoption, with the California Highway Patrol, Sheriff, and County Public Works Department to be requested to comment on same.

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132
590-16
Ord
ORDINANCE NO. 3266 was adopted, on motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried by those present, amending the County Building Code Ordinance, which was adopted December 15, 1981, in order to comply with State law and Public Works Department requirements.

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(132-14)
150
A Resolution amending building and related permit fee schedules was continued to May 18, 1982, on motion of Supervisor Dorr, seconded by Supervisor Flynn, and unanimously carried.

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421-1
Mr. Paul H. Gerken requested the waiver of the \$30 penalty imposed by the Public Works Department for his use of an encroachment onto his property prior to the issuance of a valid encroachment permit; said property being located off Deer Valley Road and the entrance in question used as access to the property since 1944. On motion of Supervisor Dorr, seconded by Supervisor Lowe, and unanimously carried by those present, the Board approved the request.

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178
Reverend Jerry Sanzari, President of the Lake Tahoe Wedding Chapel Association, was present and spoke on behalf of same, regarding the increasing cost of "confidential" marriage licenses in El Dorado County, which is now higher than the cost for same in neighboring counties; and requesting the Board's assistance in lowering the cost so El Dorado County wedding chapels can continue to compete with those in Nevada at South Lake Tahoe.

On motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried by those present, the Board appointed a committee consisting of the County Clerk, the Chief Administrative Officer, and a representative of the Lake Tahoe Wedding Chapel Association to research a solution to the problem and report back to the Board in 30 days.

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296-4
5-22
590-7
7-18-82
At the recommendation of the Public Works Director, and on motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried by those present, the Board rescinded Ordinance No. 3260, adopted April 27, 1982, which imposed a 10-ton weight limit on String Canyon Road and Grizzly Flat Road for a period not to exceed 90 days. (The recission to be accomplished by the Public Works Department removing the posted notice of said weight limit.)

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124
The Board received petitions containing 851 signatures of residents of the Somerset area, and 461 signatures of residents of the Georgetown Divide, all of whom are protesting the move of the County Public Works Department's maintenance crews from their areas into the Placerville area. On motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried by those present, the petitions were referred to the Public Works Department with a request that said Department explain its reasons for making the move in a report back to the Board on May 25, 1982.

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104-12
Board consideration of snow removal within the Meeks Bay Fire Protection District was continued off calendar, on motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried by those present, to be brought back by Supervisor Stewart with his report on same.

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8-19
The request of the Tahoe City Disposal Co., Inc., for a rate increase for garbage pickup in the Tahoma-Emerald Bay franchise area, was referred to the Chief Administrative Officer for recommendation back to the Board, on motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried by those present.

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SPECIAL ORDERS

PLANNING MATTERS

285-1882
350-92
Hearing was held as duly advertised to consider rezoning of lands in the Rescue area from Estate Residential Ten-Acre Zone to Estate Residential Five-Acre Zone, consisting of 15.38 acres, petitioned by Henry Reiter. The Planning Commission recommended approval, based on the following findings:

1. The request is consistent with the General Plan;
2. Adequate services are available for the density proposed;
3. The land is in choice agricultural soils within the Long Range Land Use Plan but meets Section III, Agricultural Goals and Policies (B) 1, 2, 3, and 4, which are findings for allowing a change in land use.

Mr. Reiter was present to speak on behalf of his request.

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

On motion of Supervisor Dorr, seconded by Supervisor Lowe, and unanimously carried by those present, the Board concurred in the findings of the Planning Commission; accepted the Negative Declaration; and approved the rezoning by adoption of ORDINANCE NO. 3267 which amends the County Zoning Ordinance accordingly.

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Hearing was held as duly advertised to consider rezoning of lands in the Georgetown area from Single Family Residential One-Acre Zone, to General Commercial and Single Family One-Acre Zones, consisting of 3.07 acres, petitioned by Earl Helvy. The Planning Commission recommended approval, based on the finding that the request is consistent with the General Plan.

Mr. Andy Anderson was present and spoke on behalf of the applicant.

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

On motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried by those present, the Board concurred in the finding of the Planning Commission; accepted the Negative Declaration; and approved the rezoning by adoption of ORDINANCE NO. 3268 which amends the County Zoning Ordinance accordingly.

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At the request of the Recreation Commission, and on motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried by those present, the Board authorized said Commission to review and suggest possible revisions to the Major Land Division Ordinance to simplify the recreation land dedication/in-lieu fee requirements, with the additional request that, if there is a proposal to revise that particular section of the Ordinance Code, the question of on-site recreational facilities in subdivisions be addressed also.

Further, on motion of Supervisor Walker, seconded by Supervisor Dorr, and unanimously carried by those present, the Board approved the request of the Recreation Commission to review all subdivision maps prior to their presentation to the Planning Commission, so long as the process does not cause additional cost and obvious time delays to subdivision proposals.

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Hearing was held as duly advertised to consider the formation of the Marble Mountain Homeowners Community Services District.

The Board received letters from the following area residents in favor of the formation: Mr. & Mrs. Gary Costamagna, Ken & Cindi Reeshane, Robert J. St. Amant, Mr. & Mrs. William J. Fairbanks, Jr., John D. & Linda H. McDonald, Dennis & Penny Powell, and Bill Tucker. Messrs. Powell and McDonald were present and spoke to the request also.

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

On motion of Supervisor Dorr, seconded by Supervisor Flynn, and unanimously carried by those present, the Board adopted RESOLUTION NO. 127-82 calling an election to be held in the proposed Marble Mountain Homeowners Community Services District to determine whether or not said District shall be organized, to be held on the next established election date of November 2, 1982, or by postcard ballot as provided for by law.

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Mr. Joe Norton, Assistant County Geologist, submitted a "Report Summary" of the Department of Conservation's Division of Mines and Geology report entitled "Mineral Land Classification of the Placerville 15' Quadrangle", which classifies approximately 200 square miles of land within the County into three mineral resource zones.

Continued next page

285-21-1-2
39-19

193
57

123-19

57-112

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On motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried by those present, the Board approved the comments to the State Mining and Geology Board as recommended by the Assistant County Geologist in his memorandum to the Board, dated April 28, 1982, and authorized Mr. Norton to present said comments to said Board at its meeting of May 18, 1982.

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*(434-11)
390-9
53*

ORDINANCE NO. 3269 was adopted, on motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried by those present, establishing an Industrial Development Authority in El Dorado County. (Sponsor: Supervisor Walker/Introduced 5/4/82)

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At the recommendation of the Recreation Commission, and on motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried by those present, the Board took the following action:

- 83*
- a. Accepted and approved the updated priority list for County bicycle trails, i.e., (1) Pollock Pines bike trail, (2) Missouri Flat Road bike trail, (3) Charles Brown School to Herbert Green School;
 - b. Approved consideration of acquisition of easements from new development proposals along Missouri Flat Road for bicycle trails;
 - c. Approved Transportation Development Act bicycle trail funding allocations in the amount of \$14,460 for Fiscal Year 1981-82 and \$15,031 for Fiscal Year 1982-83.

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RESOLUTION NO. 129-82 was adopted, on motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried by those present, relating to interim land use planning within the Camino/Fruitridge and Greenstone Plan areas, declaring the following policies to be in effect within same:

- 57-6
Camino
Fruitridge
Greenstone*
1. The Camino/Fruitridge and Greenstone Area Plans having been in essence dissolved, the County must and shall consider in effect, the 1969 General Plan as amended (with the exception of the two area plans the Court invalidated);
 2. The Zoning Maps adopted in 1980 and amendments adopted subsequent thereto for the two subject areas shall remain in full force and effect to the degree that said maps are consistent with the 1969 Plan;
 3. All projects, not having received tentative approval by April 30, 1982, shall be examined for consistency with both the 1969 General Plan and the 1979 amendments;
 4. There shall be no building moratorium imposed in the subject areas.

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GENERAL ORDERS

11-5

Airports Department and County Counsel submitted twenty-year Lease Agreements with Oasis Petroleum Corporation and Executive Aero Systems, Inc., for servicing operations at the Lake Tahoe Airport; and a Resolution adopting new criteria for fixed base operators at the Lake Tahoe Airport.

RESOLUTION NO. 128-82 was adopted, as amended, on motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried by those present, adopting new criteria for fixed base operators at the Lake Tahoe Airport.

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21-5

On motion of Supervisor Lowe, seconded by Supervisor Flynn, and unani-
mously carried by those present, the Chairman was authorized to sign
twenty-year Lease Agreements with Oasis Petroleum Corporation and Execu-
tive Aero Systems, Inc., for servicing operations at the Lake Tahoe Air-
port, subject to County Counsel's refinement of language therein, as dis-
cussed this date, and the inclusion of a provision that the contractors
pay audit costs.

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(74-20)

On motion of Supervisor Lowe, seconded by Supervisor Flynn, and unani-
mously carried by those present, the Chairman was authorized to sign a
statement that the Board approves and accepts the conditions of the
California Tahoe Regional Planning Agency (CTRPA), which must be met
prior to commencement of the County Library-Museum Project at South Lake
Tahoe.

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330-2

On motion of Supervisor Lowe, seconded by Supervisor Flynn, and unani-
mously carried by those present, the Board authorized County Counsel to
meet with representatives of the Placer County Board of Supervisors to
draw up a final draft of the Joint Powers Agreement between the Placer
County Board of Supervisors, El Dorado County Board of Supervisors, Placer
County Water Agency and El Dorado County Water Agency, for the creation
of the American River Authority, pertaining to the joint exercise of
powers for the construction of the Auburn Dam and Reservoir and a hydro-
electric powerplant at the Dam.

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There being no further business, the Board adjourned to Tuesday, May 18,
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 *Dorothy H. Foote*
Deputy Clerk