

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES August 3 1982

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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R-7
The Invocation was offered by Reverend Larry George, Foothills United Methodist 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 Lowe, seconded by Supervisor Dorr, and unanimously carried, with the addition of a statement from the Board to the Sacramento Municipal Utility District Board of Directors regarding the South Fork of the American River (SOFAR) Project.

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The Minutes of July 27, 1982, were approved as submitted, on motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried.

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50-1
On motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried, the Consent Calendar matters were considered and acted upon as follows:

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

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298A
The Board approved Assessment Roll Changes numbered 1700, 1701, 2974, 2981, 2982, 2983, 2985, 2991, 2993, 2994, and 2995.

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7-67
The Chairman was authorized to execute 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>
Parker S. Floyd	2042 689

* * * *

141-4
RESOLUTIONS NOS. 204-82 and 205-82 were adopted, Authorizing an Action for the Recovery of County Funds Paid Out for Western Slope Ambulance (County Service Area No. 7); Library, Public Defender, Probation, Welfare, and Health (Mental Health) Departments.

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507
RESOLUTION NO. 206-82 was adopted, at the request of Community Programs, authorizing the Chairman to sign Amendment No. 1 to the Agreement with the State Office of Economic Opportunity, Employment Development Department, in the amount of \$50,000.00, to reflect minor changes in same for the operation of the Low Income Weatherization Program for the period March 1, 1982 through September 30, 1982.

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509
RESOLUTION NO. 207-82 was adopted, at the recommendation of Community Programs, authorizing the Chairman to sign Amendment No. 3 to Agreement (No. 8200-0823) with the State Office of Economic Opportunity, increasing same from \$75,000.00 to \$99,453.00 and extending the termination date from August 31, 1982, to September 30, 1982, for the operation of the Energy Crisis Intervention Program.

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23
RESOLUTION NO. 208-82 was adopted, commending Chief John Crow of the South Lake Tahoe Police Department, for his many years of service to the County of El Dorado and City of South Lake Tahoe.

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337
The Board accepted the resignation of Pat O'Gieblyn as member of the Fish and Game Committee representing District V, and directed a Certificate of Appreciation be forwarded to Mr. O'Gieblyn.

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(50-4)
22-7
At the recommendation of the Health Department (Mental Health Division), and on motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried, the Chairman was authorized to sign Agreements with the following for Fiscal Year 1982-83:

- a. The Alcoholism Council of the Sierra Nevada, in the amount of \$43,694.00, to provide alcohol-related indirect and direct services;
- b. State Department of Rehabilitation, in the amount of \$10,497.00, for alcohol-related vocational rehabilitation services.

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250
At the request of the General Services Division, and on motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried, the Board rescinded its action of July 20, 1982, wherein the Chairman was authorized to sign Change Order No. 4 to the Agreement with James P. Morton Construction Company for the remodeling of the El Dorado County Psychiatric Health Facility; and approved items 1 and 3 only on Change Order No. 4, at a total cost of \$429.00, and the Chairman was authorized to sign same.

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(325)
87
At the recommendation of the County Supervisors Association of California (CSAC), and on motion of Supervisor Lowe, seconded by Supervisor Flynn, and unanimously carried, the Chairman was authorized to forward a telegram to Congressman Shumway requesting he support HR 5320 (employment and training bill) and reject amendments to same which would dilute local governments' vote in the program.

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(326)
a29
At the recommendation of the County Surveyor, and on motion of Supervisor Dorr, seconded by Supervisor Lowe, and unanimously carried, the Board voted to oppose AB 3638 (Rogers) which, in its present form, will prohibit counties from checking records of survey unless specifically requested to do so by the engineer or land surveyor who performed the survey.

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WA
21-20
On motion of Supervisor Stewart, seconded by Supervisor Lowe, and unanimously carried, the Chairman was authorized to sign a statement to the Board of Directors of the Sacramento Municipal Utility District (SMUD), regarding its relegation of the SOFAR Project to the status of a possible alternative in its Resource Plan, and authorized Supervisor Flynn to present said written statement, and comment on same, at the SMUD Board of Directors hearing on the Resource Plan on Thursday, August 5, 1982.

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(115)
124-3
At the recommendation of the Chief Administrative Officer, and on motion of Supervisor Dorr, seconded by Supervisor Lowe, and unanimously carried, the Board deferred until after budget hearings, the request of the Public Works Department for authorization to fill one Highway Superintendent position, due to the resignation of Mr. Ralph Sylvester on September 17, 1982.

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(115)
124-3
On motion of Supervisor Dorr, seconded by Supervisor Lowe, and unanimously carried, the Board approved the recommendation of the Ad Hoc Committee on Public Works Productivity that the Assistant Highway Superintendent position be filled and that the recruitment process (testing) for same be altered to emphasize people management skills and a working knowledge of cost control methods.

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115
On motion of Supervisor Stewart, seconded by Supervisor Lowe, and unanimously carried, the Board approved the request of the Health Department (Mental Health Division) to fill one, half-time Psychiatric Technician position.

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115
On motion of Supervisor Dorr, seconded by Supervisor Flynn, and unanimously carried, the Board approved the request of the General Services Division to fill the Purchasing Assistant position due to the resignation of Marleen Armstrong.

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A.O.
Resubmit
Buena Vista
Hilton
Living
The Public Works Department submitted its Report on Finances for the Rosebud Drive-Buena Vista Drive-Hilton Way Assessment District, and recommended the following:

- a. Approval of payments as follows: El Dorado Irrigation District, in the amount of \$190.90; Assessment District Attorney, in the amount of \$1,971.31; and County's Road Fund, in the amount of \$3,870.68, for construction inspection services; and
- b. Public Works Department be directed to process the remaining right of way acquisition documents and perform other work incidental to completing same.

Continued next page. . . .

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On motion of Supervisor Lowe, seconded by Supervisor Stewart, and unanimously carried, the Board referred the matter to the Director of Public Works and the Chief Administrative Officer, with the request they bring same back when the final report is prepared, along with an accounting of what the bills are actually for (invoices).

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Hearing was held as duly advertised to consider the Draft Environmental Study and Alternate Alignments (routes) for the replacement of the Lotus Road Bridge at Weber Creek.

Mr. Virgil Mustain of the Public Works Department reviewed the two alternate routes under consideration.

Mr. George Williamson was present and spoke on behalf of himself and his brother, Kenneth Williamson, who jointly own property in the area. Mr. Williamson stated he is opposed to the entire project, but most especially objects to the proposed alternate number 2. He feels that the Environmental Impact Report does not speak to the impact on the property in the area. His concerns include disturbance of the water shed which will have an adverse effect on domestic water, increased trespassing and public nuisance situations, and a decrease in the monetary and esthetic value of the property in the area by eliminating access to Weber Creek.

Mr. Bruce Clemenson was present and spoke on behalf of himself and his wife who jointly own 2½ acres in the area. Overall, Mr. Clemenson prefers alternate number 1, but could support it only if he is properly compensated for the loss of his property for the construction of same.

Dr. Miklos Jdvardy of Sacramento was present to express his concern for the project's effect on the spawning of fish in the creekbed and the roost of turkey vulchers in the area. Dr. Jdvardy stated that he definitely prefers alternate number 1.

Mr. David E. Callahan, who owns property in the area, was present and stated that he agrees something needs to be done about the bridge, but feels neither of the proposed alternates are appropriate -- both ruin the area -- and that the bridge should just be widened right where it is. He stated that alternate number 2 is especially destructive to the area, esthetically and monetarily.

Mr. Mustain responded to the concerns expressed.

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

On motion of Supervisor Dorr, seconded by Supervisor Flynn, and unanimously carried, the Board deferred the matter until all the required studies are completed by the Public Works Department.

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On motion of Supervisor Stewart, seconded by Supervisor Flynn, and carried by the following vote: Ayes: Supervisors Dorr, Flynn, Stewart, and Walker; No: Supervisor Lowe, the Board voted to reconsider its action of July 27, 1982, wherein Resolution No. 203-82 was adopted, placing a measure on the ballot of the General Election on November 2, 1982, to read as follows: "Should El Dorado County participate in the national nuclear civil protection plan?".

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SPECIAL ORDERS

PLANNING MATTERS

Hearing was held as duly advertised to consider the following:

- 435
Barnett
Industrial
Park
- a. Master Plan for the Barnett Industrial Park, consisting of a total of 247.5 acres in the Barnett Ranch area, for development of 83.5 acres for commercial office professional use, and 164 acres for industrial use, petitioned by K.F.R.D., Inc., et al; and
 - b. Rezoning lands in the Barnett Ranch area as follows: 83.5 acres from Exclusive Agricultural Zone to Professional Office Commercial-Design Control Zone, and 164 acres from Exclusive Agricultural Zone to Industrial-Design Control Zone, petitioned by K.F.R.D., Inc., et al.

The Planning Commission recommended approval, subject to conditions.

Mr. Gene Thorne, Agent, 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 Dorr, seconded by Supervisor Flynn, and unanimously carried, the Board accepted the Negative Declaration and approved the Master Plan for Barnett Industrial, subject to the six conditions listed below, based on the following findings:

1. This project is in compliance with the Goals and Policies of the General Plan, which would include the Barnett Ranch Area Plan;
2. Adequate access and services are available for the proposed project; and
3. The project site, pursuant to the Goals and Policies of the Barnett Ranch Area Plan, is suitable for industrial and professional office commercial use.

Conditions:

1. The developer shall maintain a looped road system throughout the Master Plan and all phases of development;
2. The utility layout providing public water and sewer to the project site shall serve the proposed commercial and industrial areas. A sewer and water agreement between the property owner and E.I.D. is required prior to approval of any land divisions or rezonings.
3. The 200-foot buffer area on the west side of the property shall be improved and landscaped, pursuant to profile sections submitted by the applicant, for use with each phase of development, pursuant to a mechanism acceptable to the County which would assure maintenance of the subject area.
4. The project engineer shall submit to Public Works, a drainage plan which ensures adequate on and off-site drainage control.
5. The project engineer shall prepare a traffic study, as required by Public Works, and adequate mitigation methods developed prior to any project approvals.
6. The rezoning from AE, Exclusive Agricultural to I-DC, Industrial-Design Control (164 acres) and CPO-DC, Professional Office Commercial-Design Control (83.5 acres) shall not be effective until the parcel map is filed on that portion of the project.

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285-4382
390-92
On motion of Supervisor Dorr, seconded by Supervisor Lowe, and unani-
mously carried, the Board accepted the Negative Declaration and approved
the rezoning from AE, Exclusive Agricultural to I-DC, Industrial-Design
Control (164 acres), and CPO-DC, Commercial Office Professional-Design
Control (83.5 acres), by adoption of ORDINANCE NO. 3287 which shall not
become effective until a parcel map is filed for record on that portion
of the project, based on the following findings:

1. The request is in compliance with the Goals and Policies of the General Plan;
2. The project site is suitable for Industrial and Commercial Office Professional use;
3. Adequate services are available to serve the project site.

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285-4482
390-92
Hearing was held as duly advertised to consider rezoning of lands in the Greenstone area from Estate Residential Ten-Acre Zone to Single Family Residential Two-Acre Zone, consisting of 10.03 acres, petitioned by Viola Thompson.

The Planning Commission recommended approval, based on the following findings:

1. The request is consistent with the General Plan, including the 1969 Land Use Element for the Greenstone Area;
2. There are adequate services for R2A development;
3. Access can be developed from Sunshine Lane.

Mrs. Thompson was present to speak to her request.

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

On motion of Supervisor Flynn, seconded by Supervisor Stewart, and unani-
mously carried, the Board accepted the Negative Declaration, concurred in
the Planning Commission's findings, and approved the rezoning by adoption
of ORDINANCE NO. 3288 which amends the County Zoning Ordinance accordingly.

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(288)
141
County Counsel reviewed for the Board, the matter of the Technical Audit of Communications System, Inc., dba Cable TV of Meyers, as prepared by D.C. Williams & Associates.

At the recommendation of County Counsel, and on motion of Supervisor Lowe, seconded by Supervisor Stewart, and unanimously carried, the Board dissolved its revocation order issued May 6, 1982; and the matter of the cable TV franchise granted to Communication Systems, Inc. (C.S.I.) was placed on a 90-day observation period, with monthly reports to be prepared by C.S.I. and endorsed by D.C. Williams & Associates and County Counsel for submittal to the Board, concerning the continuing equipment installation and system modifications as have been recommended in reports to the Board by D.C. Williams & Associates, said reports to include discussion, or proposed Ordinance changes, to resolve the differences or questions previously related in regards to the County's cable TV franchise ordinance; and C.S.I. to specifically address any customer complaints received by the County during the 90-day period.

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Hearing was held as duly advertised to consider rezoning of lands in the Quintette area from Residential Agricultural Forty-Acre Zone to Timberland Preserve Zone, consisting of 501.17 acres, petitioned by Southern Pacific Land Company.

The Planning Commission recommended approval, based on the following findings:

1. The request is consistent with the General Plan;
2. The land is highly productive timberland;
3. All advisory agencies recommend approval (Agricultural Commission, Georgetown Advisory Committee, etc.)

The applicant was not represented at the meeting.

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

On motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried, the Board concurred in the findings of the Planning Commission; accepted the Negative Declaration; and approved the rezoning by adoption of ORDINANCE NO. 3289 which amends the County Zoning Ordinance accordingly.

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At the request of the Planning Department for Board clarification, and on motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried, the Board declared it is not the County's intent that the County Engineer be required to certify private improvements on subdivisions which are part of a Planned Development; and directed the Planning Department to work with County Counsel to prepare an ordinance to make the necessary amendments to the Major Land Division Ordinance to reflect this clarification, and bring same back to the Board for introduction.

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At the recommendation of the Planning Department, and on motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried, ORDINANCE NO. 3290 was adopted, amending the security provisions of the County Subdivision Ordinance to require security in an amount equal to at least 50 per cent more than the estimated cost of required improvements for the work of subcontractors and materialmen, as required by State law. (Sponsor: Supervisor Walker/Introduced 7/27/82)

Also, at the recommendation of the Planning Department, and on motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried, RESOLUTION NO. 209-82 was adopted to add a requirement for the County to transmit the estimates of cost of utility purveyors for verification.

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August 3

19 82

GENERAL ORDERS

114-7
At the recommendation of the General Services Director, and on motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried, Bid No. 290, modified van for El Dorado Transit, was awarded to the sole bidder, Wide One Corporation of Anaheim, in the amount of \$31,726.89.

114-7
95
At the recommendation of the General Services Director, and on motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried, Bid No. 296, to furnish and equip transportation on the South Fork of the American River, was awarded to the low bidders as follows: Item 1 (Upper Section - Chili Bar to Coloma) and Item 2 (Lower Section - Coloma to Salmon Falls) to Canyon River Trips of Garden Valley, in the amount of \$100 per trip and Item 3 (both Lower and Upper Sections) to Ouzel Voyages of Paradise, in the amount of \$139 per trip; and the Board clarified that said trips are not to be counted against the trips allowed on said companies' river use permits.

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549
m.o.
At the recommendation of County Counsel, and on motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried, the Chairman was authorized to sign a Letter Agreement with Carlo S. Fowler of Orrick, Herrington & Sutcliffe for services as bond counsel for proposed 1982 El Dorado County tax and revenue anticipation notes, in an amount not to exceed \$7,500.00.

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57
The Building and Planning Departments reported on proposed zones in which fee-exempt agricultural buildings will be permitted. On motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried, the Board approved the Planning Director's recommendation as outlined in his memorandum to the Building Department, dated July 14, 1982, and directed that the appropriate Ordinance be written and brought back to the Board for introduction and adoption.

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(933-4)
390-7
Police
minutes
ORDINANCE NO. 3286 was adopted, on motion of Supervisor Lowe, seconded by Supervisor Flynn, and unanimously carried, to provide a special tax for police protection services, in an amount not to exceed \$20 per improved parcel and \$10 per unimproved parcel; said Ordinance to take effect upon approval of two-thirds of the voters of the County voting upon such proposition, and only if the provisions of Government Code Section 53978 continue to be effective on July 1, 1983.

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23
(44-1)
The South Lake Tahoe City Council requested the Chairman be authorized to sign a six-month Joint Exercise of Powers Agreement between the City of South Lake Tahoe, El Dorado County, and South Tahoe Public Utility District to designate one appointed and one elected official to participate in a preliminary analysis of the feasibility of constructing and operating a co-generation facility within the Lake Tahoe Basin; and to solicit proposals for engineering and consulting services in preparation of the preliminary analysis.

On motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried, the Board continued the matter off calendar, with the understanding the Chief Administrative Officer will request a representative of the City Council to make a presentation to the Board regarding this request, after budget hearings.

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(115)
170-1
The Board authorized the Public Defender's Office to fill one Legal Secretary position, on an extra-help basis, for a period of one week while the Public Defender's secretary is on vacation, on motion of Supervisor Lowe, seconded by Supervisor Walker, and carried by the following vote: Ayes: Supervisors Dorr, Lowe, Stewart, and Walker; No: Supervisor Flynn.

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There being no further business, the Board adjourned to Tuesday, August 10, 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 *Dijie L. Foote*
Deputy Clerk