

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES

August 24

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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The Invocation was offered by Reverend Alfred Morrison, First Assembly of God Church.

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

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The Agenda was adopted, on motion of Supervisor Dorr, seconded by Supervisor Flynn, and unanimously carried, with the addition of the Chief Administrative Officer's memorandum outlining his understanding of the final 1982-83 Revenue Sharing Funds Budget.

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The Minutes of August 17, 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:

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

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Budget Transfer No. 9 was approved, transferring \$4,124.67 from General Fund Appropriation for Contingency (92-9900) to the Board of Supervisors' Special Departmental Budget (92-2230), for the plowing of Echo Summit Road.

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The Board approved Assessment Roll Change numbered 1100.

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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>	
John & Patricia Dorman	1396	335
John Dorman	1269	528

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At the recommendation of County Counsel, the Board denied the claim for property damage, in the amount of \$47,413.00, filed by Attorney Daniel M. Cameron on behalf of Jack A. and Virginia M. Thorne.

* * * *

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50-6
At the recommendation of County Training Programs, the Chairman was authorized to sign Modification III to the 1981-82 Comprehensive Employment and Training Act (CETA) Subgrant Agreement (No. 8100-4602), increasing same from \$1,131,077.00 to \$1,142,133.00.

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246-4
316-4
316-4
The Board approved the request of H & G Placerville Associates, by Hahn Devcorp, for extension of the completion date for construction of road improvements on Missouri Flat Road at Prospectors Plaza to October 15, 1982.

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58
(141)
RESOLUTION NO. 229-82 was adopted, at the recommendation of the Risk Manager, delegating to County Counsel, the Board's authority to send notice of denial of claims denied by operation of the law.

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(115)
229-1
RESOLUTION NO. 230-82 was adopted, amending Authorized Personnel Resolution No. 241-81 to delete one Assistant County Geologist position in the Surveyor's Office due to lack of funds.

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50-70
The Board accepted the resignation of Julie R. Willis as member of the El Dorado County Commission on Aging, Advisory Council to the Area Agency on Aging, representing District I, and directed that a Certificate of Appreciation be forwarded to Ms. Willis.

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354w
The Board accepted the resignation of Deidre Bird as member of the Combined Advisory Board on Alcoholism, Drug Abuse, and Mental Health Services, and directed that a Certificate of Appreciation be forwarded to Ms. Bird.

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354w
At the request of the Combined Advisory Board on Alcoholism, Drug Abuse, and Mental Health, Sondra Browning was removed as member of same, due to non-attendance at regularly scheduled meetings.

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337
Mr. Curtis A. Warren was appointed as member of the Fish and Game Committee, representing District V.

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(178-1)
221-14
RESOLUTION NO. 231-82 was adopted, at the request of the Board of Trustees of the Tahoe Truckee Unified School District, ordering the consolidation of the recall election of said District with the State-wide General Election to be held on November 2, 1982.

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423
Four Springs Ranch
At the request of the Project Engineer, the Board approved the release of the \$770.00, which guaranteed workmanship and materials for Four Springs Ranch Rural Subdivision for a period of one year.

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30-3
The Board concurred with the Sierra Planning Organization staff's "no comment" on the project entitled "Diamond Meadows No. 3" for 20 single family homes built under controlled regulations.

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54
At the recommendation of County Counsel, and on motion of Supervisor Walker, seconded by Supervisor Lowe, and unanimously carried, the Board denied the claim of Marshua Stires for personal injury damages, in the amount of \$100,000.00.

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25
At the request of Community Programs, and on motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried, the Chairman was authorized to sign a one-year Agreement with Choices for Children, for lease of a 244 square foot room in the Community Center facility to be used as office space.

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21
RESOLUTION NO. 227-82 was adopted, on motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried, adopting the County Budget for Fiscal Year 1982-83.

By informal consensus, the Chief Administrative Officer was requested to prepare a draft "policy statement" regarding County departments staying within the "net County cost", and present same to the Board at its Policy Review Session on September 8, 1982, regarding the County budget.

After hearing Mrs. Pamela Masters, President of the County Chamber of Commerce, read a letter from same, dated August 24, 1982, wherein the Chamber requests funds, in the amount of \$31,000.00, for promotion of tourism on the western slope of the County, the request was referred to the Chief Administrative Officer, by informal consensus of the Board, with direction that he review the request and report back to the Board on same.

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114
RESOLUTION NO. 228-82 was adopted, at the request of the General Services Division, and on motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried, establishing a petty cash fund, in the amount of \$20.00, to be used for Buildings and Grounds' purchases of small hardware and related type items not carried in inventory and needed on an intermittent basis.

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114-3
General Services Division requested authorization to proceed with the State contract for highway pursuit tires for the Sheriff's Department as bidders solicited did not meet specifications on Bid No. 276; and further to advertise for bids for the mud and snow tires.

On motion of Supervisor Lowe, seconded by Supervisor Flynn, and unanimously carried, the matter was referred back to the Purchasing Department to work with the Sheriff's Department to again solicit bids.

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ASSESSMENT & SPECIAL DISTRICTS

County Service Area No. 5

The California Regional Water Quality Control Board, Lahontan Region, advised that portions of the 1976 Storm Drainage and Erosion Control Master Plan for County Service Area No. 5, prepared by William F. Pillsbury, Inc., need updating and will require same to be in accordance with the Lake Tahoe Basin Water Quality Plan, which was adopted by the State Water Resources Control Board on October 29, 1980; and recommended a meeting be arranged with its staff to discuss same.

Mr. Pillsbury was present to speak to the matter, as was Mr. Earl Mar, President of the Tahoe Cedars Property Owners Association.

On motion of Supervisor Stewart, seconded by Supervisor Lowe, and unanimously carried, the Board requested Mr. Pillsbury to meet with representatives of the California Water Quality Control, Lahontan Region; and the U.S. Department of Agricultural Soil Conservation Service, Tahoe Resource Conservation District; as well as Mr. Mar, President of the Tahoe Cedars Property Owners Association; and develop a written proposal to bring back to the Board.

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On motion of Supervisor Lowe, seconded by Supervisor Flynn, and unanimously carried, the Board received and filed, as corrected, the Chief Administrative Officer's memorandum dated August 23, 1982, outlining his understanding of the final 1982-83 Revenue Sharing Funds Budget as agreed upon by the Board during its hearings on same.

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Legislative Matters

The Board ratified a mailgram to Governor Brown, requesting his veto of Assembly Bill 684 (Young), relating to reform of Workers' Compensation Law, on motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried.

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On motion of Supervisor Dorr, seconded by Supervisor Lowe, and unanimously carried, the Board authorized a telegram to be sent to State Senators John Garamendi and Ray Johnson urging a "no" vote on Assembly Bill 1448 (Moore) which would require county governments planning to withdraw from Social Security to provide alternative retirement benefits negotiated through a binding memorandum of understanding.

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By informal consensus, the Board referred Assembly Bill 3231, regarding block grants, to Supervisor Dorr and the Chief Administrative Officer for their recommendation.

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2
(115)
The Community Programs Department requested the County Personnel Department be authorized to study the position of El Dorado Transit Program Director for possible reclassification, and make recommendation to the Board.

On motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried, the request was referred to the Chief Administrative Officer.

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(115)
17
On motion of Supervisor Lowe, seconded by Supervisor Stewart, and unanimously carried, the County Clerk was authorized to fill one, vacant, Legal Process Clerk position in the Clerk's Office at South Lake Tahoe.

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(115)
214
On motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried, the Probation Department was authorized to hire extra help counselors for Juvenile Hall and one extra help Account Clerk.

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115
(147)
On motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried, the Recorder was authorized to hire an employee on a contractual basis, pursuant to Assembly Bill 3332, for an interim period in order to complete the microfiche system. (Jenell Standish)

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(115)
113
At the recommendation of the Personnel Director, and on motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried, the Board took the following action relating to the hiring freeze on all vacancies, extra help, and overtime (if used to fill vacant positions):

- a. Delegated the responsibility and authority to review and approve requests for waivers from same to the Chief Administrative Officer until September 30, 1982; and
- b. Directed County Departments to submit requests for same to the Chief Administrative Officer.

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52-7
At the recommendation of the Health Department (Mental Health Division), and on motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried, the Chairman was authorized to sign a post-doctoral psychology intern Agreement with Lisa VonderHaar for a variety of services at the Placerville Clinic, in an amount not to exceed \$8,333.00, for a term ending June 30, 1983.

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23
(132)
71
70
On motion of Supervisor Stewart, seconded by Supervisor Lowe, and unanimously carried, the Chairman was authorized to sign a letter to the Tahoe Regional Planning Agency, which has already been signed by the South Lake Tahoe City Manager, stipulating to the fee distribution formula of the mitigation fees collected on lots which are subject to their development rights being transferred. (The Board, by consensus, agreed that, if there is a City-to-the-County transfer, the County will share with the City.)

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113 On motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried, the Chairman was authorized to sign a letter to the Chief Administrative Officer, expressing appreciation for his efforts in the preparation and presentation of the 1982-83 County Budget.

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132 An Ordinance amending various sections of the County Ordinance Code, relating to paperwork simplification and the mitigation of administrative restrictions on building permit issuance, was introduced; the reading thereof was waived; and it was continued to August 31, 1982 for consideration of adoption.

* * * *

(132A) RESOLUTION NO. 232-82 was adopted, on motion of Supervisor Dorr, seconded by Supervisor Lowe, and unanimously carried, relating to mobilehome permit, plan review, miscellaneous, document duplication, and mitigation fees, to become effective upon the effective date of the Ordinance revision.
150
57

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2987 Hearing was held as requested by William A. Barton on Assessment Roll Change No. 1724, relating to name and value change. Mr. Barton was present to speak on his own behalf.

On motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried, the Board upheld the action of the Assessor and approved the escaped assessments; and Mr. Barton was requested to meet with the Assessor to discuss future assessments of the property in question.

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296-4 Hahn Devcorp requested an Amendment to its Agreement with the County, to clarify that the amount of road improvement costs to be paid by H & G Placerville Associates for additional signalization along Missouri Flat Road will be its pro-rata share of "actual" costs incurred when same are determined. Mr. Jim Ingram was present and spoke on behalf of Hahn Devcorp, stating that what they are asking for is an "itemized bill", so to speak, of actual costs involved in the signalization, to ascertain that their share of the cost is accurately and fairly determined.

On motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried, the Board requested the Public Works Department to provide an up-to-date accounting on the matter for consideration by the Board on September 7, 1982.

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SPECIAL ORDERS

PLANNING MATTERS

248-46-82
20-22
Hearing was held as duly advertised to consider rezoning of lands in the Pleasant Valley area from Single Family Residential Two-Acre Zone to Single Family Residential One-Acre Zone, consisting of 16.83 acres, petitioned by Bernita L. Isaacson. The Planning Commission recommended approval, based on the following findings:

1. The request is consistent with the General Plan (Single Family Residential, Medium Density);
2. The area contains numerous parcels one acre or less in size;
3. E.I.D. water is available.

Attorney Mike Petersen was present and spoke on behalf of the applicant who was also present.

There were no new written or verbal protests (the matter was previously heard by the Board on May 25, 1982; June 29, 1982; and July 27, 1982); and the hearing was closed.

On motion of Supervisor Lowe, seconded by Supervisor Walker, 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. 3292 which amends the County Zoning Ordinance accordingly, to become effective upon the recording of a final parcel map for the property.

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Hearing was held as duly advertised to consider an Ordinance establishing the Research and Development Zone, which would provide for the location of high technology, non-polluting manufacturing plants, and related facilities in a campus-like setting.

67
There were no written or verbal protests, and the hearing was closed.

On motion of Supervisor Dorr, seconded by Supervisor Lowe, and unanimously carried, the Ordinance was introduced, the reading thereof waived, and it was continued to August 31, 1982, for adoption, with the following amendments:

1. The following language added as subsection "d" to Section 4 on page 4 of the Ordinance: "Planning staff shall take into consideration planters and tree shading requirements regarding truck maneuvering, truck parking, truck ingress and egress, and outside storage when reviewing plans.";
2. The setback requirement for entry monument signs was changed from 100 feet to 20 feet (top of page 3 of the Ordinance);
3. In the eighth line of Section 17.35.020 on page 1 of the Ordinance, the word "visual" was inserted after the word "air".

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Hearing was held as duly advertised to consider rezoning of lands in the El Dorado Hills area from Agricultural Zone to Research and Development Zone, consisting of 190 acres, petitioned by El Dorado Hills Investors, Ltd. The Planning Commission recommended approval, based on the following findings:

1. The request is consistent with the General Plan;
2. Heavy Industrial zoning is inappropriate in this area.

Mr. Jack Bertolucci 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 Lowe, and unanimously carried, the Board accepted the Negative Declaration and approved the rezoning, by adoption of ORDINANCE NO. 3293 which amends the County Zoning Ordinance accordingly, to become effective on the effective date of the Research and Development Zone Ordinance, based on the following findings:

1. The request is consistent with the General Plan;
2. Research and Development zoning is appropriate in this area.

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Hearing was held as duly advertised to consider a one-year extension of the 20-acre minimum interim zoning in the Somerset/Fairplay/Mt. Aukum Plan Area.

Mr. Ken Milam, Planning Director, spoke to the need for the extension, citing delays in getting the Area Land Use Plan for the Somerset/Fairplay/Mt. Aukum area approved by the Planning Commission and subsequently adopted by the Board of Supervisors.

Mr. Robert Lamb, owner of property in said area, was present and spoke in opposition to the extension.

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

ORDINANCE NO. 3294 was adopted, on motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried, extending the interim zoning in the Somerset/Fairplay/Mt. Aukum Plan area; said Ordinance to expire automatically on September 1, 1983.

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Mr. Robert A. Laurie, Chief Assistant County Counsel, advised the Board that, this date, the matter of E.P.I.C. vs. County of El Dorado was continued to September 15, 1982, for the purpose of allowing all parties to meet and communicate each others' positions to a better extent previously done, in hopes they can bring a proposed agreement back to the Court. Therefore, in regards to item number 42 on this day's agenda, Mr. Laurie feels it is in the best interest of the County and the applicant that the request (item #42) be continued until after September 15, 1982, when the County will have a specific court order regarding the Camino/Fruitridge Area Land Use Plan.

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423
Apple
Country
Estates
Subdiv

The Planning Commission submitted the Tentative Map and Design Waiver for Apple Country Estates Subdivision in the Camino/Fruitridge area, consisting of 31 acres, comprising 9 lots, subdivider: John and Barbara Neider. The Planning Commission recommended approval of same.

In light of County Counsel's previous statement regarding the matter of E.P.I.C. vs. County of El Dorado, and its relation to this request, Mr. Neider stated he concurred in County Counsel's recommendation that the request be continued until after September 15, 1982. ✓

On motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried, the request was continued to September 21, 1982.

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57-6
RESOLUTION NO. 233-82 was adopted, on motion of Supervisor Lowe, seconded by Supervisor Flynn, and unanimously carried, amending the County General Plan to incorporate those amendments approved by the Board on July 12, 13, and 20, 1982. ✓

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423
Sunrise
Hills
Condominium

At the recommendation of the Planning Commission, and on motion of Supervisor Dorr, seconded by Supervisor Lowe, and unanimously carried, the Board approved the three-part phasing plan for Sunrise Hills Condominiums, subject to the three conditions proposed by the Planning Commission, based on the following findings: ✓

1. The proposed plan meets the requirements of the Interim Design Manual;
2. The project is in compliance with the previously approved tentative map.

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At the recommendation of the Planning Department, and on motion of Supervisor Lowe, seconded by Supervisor Stewart, and unanimously carried, the Board voted to support the concept of formation of the Kirkwood Meadows Public Utility District, and restate its tax allocation position per its action of July 13, 1982. ✓

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Supervisor Stewart exited the meeting room.

(57)
390-1
Planning

ORDINANCE NO. 3295 was adopted, adding Section 17.52.020 to the County Ordinance Code, relating to the placement of mobilehomes on residential property, on motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried by those present. (Introduced 8/17/82) ✓

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(57)
310-1
Planning

ORDINANCE NO. 3296 was adopted, amending Section 16.48.080 and repealing Sections 16.48.090 and 16.48.100 of the County Ordinance Code, relating to the expiration of Tentative Maps, on motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried by those present. (Introduced 8/17/82) ✓

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67-12
An Ordinance establishing an El Dorado County Housing Advisory Commission, and defining the powers and duties of same, was introduced; the reading thereof waived; and it was continued to August 31, 1982, for adoption; on motion of Supervisor Lowe, seconded by Supervisor Flynn, and unanimously carried by those present.

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109-246-10
The Board received a letter, dated August 16, 1982, from Mr. Harry West, Chairman of the Echo Summit Lodge Trustees, wherein the Board is advised that lodge members have heard the County may take action affecting the access to the lodge over old Highway 50 (also known as the Johnson Pass Road), and requested notification of any hearings regarding same.

On motion of Supervisor Walker, seconded by Supervisor Lowe, and unanimously carried by those present, the Chairman was authorized to sign a letter to Mr. West, advising that the Board has no knowledge of any such impending action.

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420
Appointments
The County Risk Manager was requested to prepare a letter for the Chairman's signature, to Mund, McLaurin & Co., Insurance Analysts, in response to a letter to the Board from same, dated August 18, 1982, regarding the County's termination of its Agreement with Mund, McLaurin & Co.; and the Chairman was authorized to sign said letter when prepared, on motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried by those present.

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There being no further business, the Board adjourned to Tuesday, August 31, 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 Daniel Foote
Deputy Clerk