

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES October 5 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 Pastor Neville Arroues, First Baptist 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 Flynn, seconded by Supervisor Dorr, and unanimously carried.

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Approval of the Minutes of September 28, 1982, was continued to October 12, 1982, on motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried.

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

LHR 50-1

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

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LHR 117

Budget Transfer No. 23 was approved for the Department of Aging, transferring \$100 from Special Departmental Expense (92-2230) to Fixed Assets (92-3370) to purchase an answering machine.

Budget Transfer No. 24 was approved for the Jail Division of the Sheriff's Department, transferring \$10,000 from Staff Development (92-2251) to Transportation and Travel (92-2256) to correct the Jail Budget.

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LHR 117

Budget Transfer No. 20 was approved, transferring \$1,250.00 from Revenue Sharing Contingency Fund (9-900) to Miscellaneous Projects (83-3627), for relocation of the Elections Department to the Government Center.

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LHR 117

Budget Transfer No. 21 was approved, transferring \$2,000.00 from General Fund's Appropriation for Contingency (9-900) to County Promotion Special Departmental Expense (2230), to secure space for El Dorado County at a major industrial site exposition being held in San Jose on November 16 and 17, 1982.

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LHR 298a

The Board approved Assessment Roll Changes numbers 1168 and 1169.

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LHR 247

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>	
Kevin Kotrys	2091	711

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LHR 141-4

141-4
RESOLUTIONS NOS. 260-82 and 261-82 were adopted Authorizing an Action for the Recovery of County Funds Paid Out for Western Slope Ambulance (County Service Area No. 7); Hospital; Library; Animal Control, Probation, Welfare, and Mental Health Departments.

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LHR 58

58
At the recommendation of County Counsel, the Board denied the claim for personal injury, in the amount of \$404,000.00, filed by Attorney Sondra Pike Browning on behalf of Mary Fucich.

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LHR 58

58
At the recommendation of County Counsel, the Board denied the claim for personal injury, filed by Attorney Joseph Garcia on behalf of Gloria, Lloyd, and Leslie Christensen, in the amounts of \$100,000.00, \$100,000.00, and \$250,000.00 respectively.

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LHR 58-1

58-1
At the recommendation of County Counsel, the Board denied the claim for property damage, in the amount of \$220.17, submitted by Jonathan J. McCabe.

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LHR 23

23
At the recommendation of County Counsel, the Board authorized transfer to the City of South Lake Tahoe, by quitclaim deed, the County's interest in Assessor's Parcel No. 26-043-04, which is the right of way of Riverside Boulevard between Lakeview Avenue and the Lake Tahoe shoreline.

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LHR 50

50
The Board acknowledged receipt of the following audit reports prepared by Ehlman & Roberts, Inc., Certified Public Accountants, as submitted by Community Programs, and directed said reports be placed on file:

- a. Community Action Council, Inc., acting as a delegate agency for Solano County under Grants 90604-80-06 and 90604-81-04, for period ending July 31, 1982; and
- b. Community Action Council, Inc., USCSA Community Food and Nutrition Program Grants 12B, 13, and 16, for period ending June 30, 1982.

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LHR 233-2

233-2
At the recommendation of the Sheriff, the Chairman was authorized to sign a one-year Agreement with Telex Computer Products, Inc., for maintenance of the automated warrant system equipment, at a cost of \$2,748.00 per year.

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LHR 233-2

At the request of the Sheriff, the Board waived formal bidding procedure and authorized purchase of four used rental automobiles from Hertz Corporation, to be used as undercover units, with funds budgeted for same.

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LHR 214-1
At the request of the Probation Department, the Chairman was authorized to sign an Agreement with Calaveras County for the placement of said County's juveniles in the El Dorado County Juvenile Hall, at a rate of \$40 per day.

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LHR 53
At the recommendation of the General Services Division, the Chairman was authorized to sign an Agreement with Edward T. Murray, A.I.A., for preparation of plans and specifications for the reroofing of the County Chamber of Commerce building at 542 Main Street, Placerville, at a cost not to exceed \$400.00.

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LHR 349-4
At the request of the Treasurer/Tax Collector, the Board adopted the following:

- a. RESOLUTION NO. 263-82, authorizing the Tax Collector to sell at public auction, 80 parcels of property deeded to the State for non-payment of delinquent taxes;
- b. RESOLUTION NO. 264-82, authorizing the Tax Collector to sell by sealed bid, 5 parcels of property deeded to the State for non-payment of delinquent taxes.

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LHR 46-202

The Board set a public hearing for October 19, 1982, at 2:00 p.m., to consider the request of Eldred Kunkel for an addition to existing Agricultural Preserve No. 202 in the Somerset/Fairplay/Mt. Aukum area, consisting of 54 acres.

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LHR 94 94-2

The Chairman was authorized to sign Agreements with the El Dorado County and Georgetown Divide Resource Conservation Districts for erosion and sediment control during Fiscal Year 1982-83.

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LHR 46-137

The Board acknowledged receipt of the Notice of Non-Renewal of Agricultural Preserve No. 137, consisting of 258.23 acres, submitted by Mr. Sidney Morse, acting for an on behalf of the Morse Trust; and directed said Notice be placed on file.

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LHR 212

At the request of Golden Sierra High School, the Board authorized same to conduct its third Annual Homecoming Parade on Marshall Grade in Garden Valley, from the Manhattan Creek Store, west, past Greenwood Road, to Garden Valley Road and the school, on Saturday, October 9, 1982, from 9:30 a.m. to 10:15 a.m.

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LHR 50-10

50-10
At the recommendation of Community Programs, and on motion of Supervisor Stewart, seconded by Supervisor Lowe, and unanimously carried, RESOLUTION NO. 262-82 was adopted, authorizing the Chairman to sign an Agreement with the State Department of Health Services, in the amount of \$50,144.00, for operation of the Supplemental Nutrition Program for Women, Infants, & Children (WIC) in El Dorado County for period October 1, 1982 - September 30, 1983.

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LHR 406-2

LHR (74-15)

74-15
406-2
General Services Division submitted for Board review, Nopp, Zeiner, Atchinson & Associates' analysis regarding the three potential sites for the Ponderosa Judicial Court Facility, and recommending final selection of a site for acquisition.

On motion of Supervisor Flynn, seconded by Supervisor Lowe, and carried by the following vote: Ayes: Supervisors Lowe, Flynn, and Walker; Noes: Supervisors Dorr and Stewart, the Board accepted site number 4, Meder Road and Cameron Park Drive, with a change to the proposed site access road to be constructed, as agreed to by the owner this date, and the Chairman was authorized to sign a 90-day option on said site.

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LHR (326) 349

326
349
State Senator Ray Johnson advised that Senate Bill 2086 will permit, by Board of Supervisors' Resolution, an alternative method of refunding property taxes collected on timberland under Board of Equalization Rule 1025, said alternative being a credit against subsequent taxes owed in connection with same, rather than a direct refund.

On motion of Supervisor Dorr, seconded by Supervisor Stewart, and unanimously carried, the Board elected to provide a direct refund only.

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246
LHR 246 On motion of Supervisor Lowe, seconded by Supervisor Stewart, and unanimously carried, the Board authorized Mr. John "Bill" Cody, County Veterans Service Officer, to speak before the Assembly Select Committee on Veterans Affairs at its hearing regarding the impact of federal budget cuts on California veterans; said hearing being held October 6 and 7, 1982, at the California State Capitol in Sacramento.

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LHR 22-3

615
22-3
22-7
The Personnel Director recommended the following relating to the position of Director of the Psychiatric Health Facility:

- a. Adoption of a Resolution, changing the bargaining unit designation from Management to Supervisory;
- b. Approval of a 7 per cent salary range increase for this classification, offsetting the elimination of the Management benefit of paid PERS CONTRIBUTION.

LHR 22-7 (115)

On motion of Supervisor Flynn, seconded by Supervisor Lowe, and carried by the following vote: Ayes: Supervisors Dorr, Lowe, and Flynn; Noes: Supervisors Stewart and Walker, the Board directed that the position continue in the Management Bargaining Unit.

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LHR 50-8

At the recommendation of Community Programs, and on motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried, RESOLUTION NO. 265-82 was adopted, authorizing the Chairman to sign an Agreement (No. 8300-013) with the State Office of Economic Opportunity, in the amount of \$27,500.00, to provide the Low Income Home Energy Assistance Program in El Dorado County, for period October 1, 1982 - September 30, 1983.

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LHR 423

At the request of County Counsel, and on motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried, the Board continued to October 12, 1982, the matter of an Agreement with Mr. Louis W. Franz, whereby the County will grant Mr. Franz a right-of-way easement at the east end of County-owned Parcel No. 67-270-06, on Green Valley Road, for access to the 80 acres Mr. Franz is planning to develop as Highland Village Unit No. 3 Rural Subdivision. (Referred 9/21/82, and again continued on 9/28/82.)

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LHR 34 (53)

On motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried, the Board supported the request of the County Chamber of Commerce, that the State Department of Transportation provide road rest facilities along Highway 50 in the Pollock Pines area.

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LHR 423 (69)

In a letter dated September 24, 1982, the California Regional Water Quality Control Board, Lahontan Region, requested El Dorado County submit a list of erosion control projects for consideration for State Assistance Grant funding. Also, in three separate letters dated October 1, 1982, the California Regional Water Quality Control Board, Lahontan Region, advised it will conduct a public hearing on October 14, 1982, in the matter of El Dorado County's discharge of earthen materials to Lake Tahoe from Tahoe Hills Subdivision, Rubicon Properties Subdivision, and Rubicon Palisades Subdivision".

The matter of all four letters was continued off calendar until the Director of Public Works brings the matter back before the Board, some time after attending the public hearing on October 14, 1982.

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SPECIAL ORDERS

PLANNING MATTERS

LHR 285-52-82

Hearing was held as duly advertised to consider rezoning of lands in the Placerville Periphery area from Estate Residential Ten-Acre Zone to Estate Residential Five-Acre Zone, consisting of 10 acres, petitioned by Delton and Inez Freeman. The Planning Commission recommended approval, based on the finding that the request is consistent with the General Plan.

The applicant was not present. 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 concurred in the finding of the Planning Commission, accepted the Negative Declaration, and approved the rezoning by adoption of ORDINANCE NO. 3306, which amends the County Zoning Ordinance accordingly, to become effective upon receipt of a legal description of the property from the petitioner, 30 days from this date.

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LHR 123-20

Hearing was held as duly advertised to consider the formation of the Knolls Property Owners Community Services District.

123-20
The County Clerk certified that out of 31 eligible registered voters, 25 valid signatures were submitted (81%) on petitions requesting said formation.

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

On motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried, RESOLUTION NO. 266-82 was adopted, forming the Knolls Property Owners Community Services District, and designating the following as members of said District's Board of Directors: Janet Radford, Martin Fitch, Carol Whitwell, Steve Trageser, and Bob Cribbs.

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LHR 57-6

57-6
Camino/Fruitridge
Greenstone Area
Plans
12-14-82
RESOLUTION NO. 267-82 was adopted, setting aside the approval of the Camino/Fruitridge and Greenstone Area Plans on August 1, 1979; directing the Planning Director to provide recommendations regarding the Superior Court's requirement pertaining to the reapproval of the two Area Plans; and resolving that, until such time as said plans are adopted, any requests for development in the two subject areas shall be examined for consistency using the 1979 Plans which had been adopted for those areas, on motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried.

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LHR 57(221) LHR 216 12-14

The Planning Department requested Board direction regarding school mitigation impacts in light of recent legislation (Senate Bill 2011/Greene).

57
(221)
12-14-82
On motion of Supervisor Lowe, seconded by Supervisor Stewart, and unanimously carried, the Board agreed to set a Policy Review Session, regarding impact fees, with school district administrators and land developers to be invited to same.

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57
LHR 57 At the recommendation of the Planning Department, and on motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried, the Chairman was authorized to sign a Release of Notice of Restriction, which will release same for road improvements on a parcel map in Garden Valley, contingent upon the other road being constructed.

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95
LHR 95 On motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried, the Board approved the recommendation of the Planning Department that Planning Department staff hold informal meetings with the riparian landowners and commercial river outfitters to review the Draft River Management Plan before same is formally heard by the Recreation Commission, the Planning Commission, and the Board of Supervisors.

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308-3
LHR 308-3 At the recommendation of the Planning Department, and on motion of Supervisor Walker, seconded by Supervisor Dorr, and unanimously carried, the Board voted to file a response of "no comment" on the Application of Diamond Investors for Diamond Springs Apartments, 16 units, as submitted by the Sierra Planning Organization. (Referred and continued from 9/28/82)

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LHR 57

51 The Bear State Property Owners Association requested removal of a mitigation measure imposed by the Planning Commission when approving its parcel maps in 1975, that said Association be responsible for upgrading and maintaining Kentucky Flat Road for fire escape purposes.

On motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried, the Board modified the condition of the subject parcel maps, relieving the Bear State Property Owners Association from the obligation to maintain Kentucky Flat Road.

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LHR 95

95 At the recommendation of the Planning Department, and on motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried, the Chairman was authorized to sign an Addendum to the Agreement with James A. Roberts, Ph.D., for preparation of Section III of the River Management Plan - "Carrying Capacity and Thresholds Study", deleting the \$1,000 expense allowance, and increasing the consulting fee from \$9,000 to \$10,000.00.

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LHR 201

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

- (201)
2.7
- Amendment to the contract with John H. Williams, C.P.A., for conduct of audit of the Airport Enterprise Fund, at a cost of \$950.00;
 - Budget Transfer No. 22, transferring \$950 from General Fund's Appropriation for Contingency (9-900) to Annual Audit's Professional Services (2180) for payment to same.

LHR 217

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There being no further business, the Board adjourned to Tuesday, October 12, 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