

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES February 8 19 83

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 Stewart presided.

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12-7 The Invocation was offered by Reverend Norman Greenfield, Community Baptist Church.

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

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The Agenda was adopted, on motion of Supervisor Walker, seconded by Supervisor Lowe, and unanimously carried, with two additions: Chief Administrative Officer's recommendation for approval of a Proposal to Provide Housing Market-Feasibility Study and Agreement for Services, and Addendum to same, required under the State Mortgage Revenue Bond Program; and Supervisor Lowe's request that the Board reconsider its action of February 1, 1983, in approving in principle the concept of entering into a contract with the legal firm of Driscoll, Tarlton, and Olson for the provision of legal services in cases the Public Defender cannot accept due to client conflicts.

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The Minutes of February 1, 1983, were approved as submitted, on motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried.

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30-2 Ms. Carol Onorato, Chairman of the State Water Resources Control Board, was present and spoke regarding erosion control projects within the California side of the Tahoe Basin.

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

117 Budget Transfer No. 109 was approved, transferring \$18,450.00 from Revenue Sharing Appropriation for Contingency (9-900) to Sheriff's Professional and Specialized Services - Data Processing (2181) for its computerized warrant system with Sacramento County.

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117 Budget Transfer No. 114 was approved, transferring \$55,806.59 from General Fund Appropriation for Contingency (9-900) to Trials Professional and Specialized Services (2180) to pay costs incurred for a change of venue criminal case.

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298A The Board approved Assessment Roll Changes numbered 1898, 1899, and 1900.

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247
The Chairman was authorized to execute Release of Lien, discharging all property encumbered by the Agreement to Reimburse the County for Public Assistance, as recorded in the official records of El Dorado County as follows: Name - Edward H. Neff and Josine F. Neff, Volume - 404, Pages - 102 and 103.

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144-4
RESOLUTION NO. 29-83 was adopted Authorizing an Action for the Recovery of County Funds Paid Out for Western Slope Ambulance (County Service Area No. 7); Lake Tahoe Ambulance; Probation, Public Defender, Library, and Welfare Department.

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349
William G. and Martha A. Wilcoxon submitted a claim requesting refund of taxes paid, pursuant to Revenue and Taxation Code Section 5097, on the basis of court decisions relating to the imposition of the 2 per cent escalator of 1975 to 1978. The claim was rejected, rejected as late, and rejected as not verified, as recommended by County Counsel.

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413
At the recommendation of the Public Works Department, the Chairman was authorized to sign a Certificate of Acceptance of Grant Deed for access road right-of-way between State Highway 49 and Diamond Meadows Subdivision boundary, owned by C. Steven and JoAnn Cockerell, Verlyn D. and Carol A. Osborne, and Inno and Nancy K. Rasina.
3.88

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50-76
At the request of the Area Agency on Aging, the Chairman was authorized to sign a letter to the State Department of Health for submittal with supporting documentation relating to the establishment of the El Dorado County Adult Day Health Care Planning Council, for approval by the Adult Day Health Care Section of the State Department of Health.

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115
RESOLUTION NO. 30-83 was adopted amending Authorized Personnel Allocation Resolution No. 241-81 and setting forth the number and classification of all employees in each County Department effective August 17, 1982.

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115
At the recommendation of the Personnel Director, the Board approved the request of the County Recorder for an Amendment to the list of classifications to be covered by the Early Retirement Option during the window period, January 3 through April 22, 1983, to include the General Clerk II position in the Recorder's Office.

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83
The Chairman was authorized to sign an Agreement with W. Kenneth Gaffney and Mark F. Gaffney, dba The Gaffneys, for construction and installation of an exhibit showing the resources, attractions, and advantages of El Dorado County at the Los Angeles County Fair in Pomona September 15 through October 2, 1983, and at the Orange Show April 28 through May 8, 1983, at a cost of \$2,500.00 plus prize monies; and the County Chamber of Commerce was designated to monitor said Agreement to ensure the Chamber's satisfaction with the exhibit.

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22-12
Amador County's Public Works Department requested comments on its Solid Waste Management Plan Draft, 1982 Revision; and the Board directed that our County Environmental Health Department's comments be forwarded to Amador County in response to said request.

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134-12
24
The State Department of Transportation advised that it has received El Dorado County's request for construction of a new westbound on-ramp at the Cameron Park Drive/State Route 50 Interchange and that said project should be included in the El Dorado Regional Transportation Plan and the Regional Priority List of Projects. The Board acknowledged receipt of the correspondence and referred same to the Local Transportation Commission.

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22-12
RESOLUTION NO. 31-83 was adopted, at the request of the State Solid Waste Management Board, endorsing the Great California Resource Rally to be held April 18 through 24, 1983; and urging citizens, local businesses, government leaders and agencies to participate in Resource Rally activities; and encouraging Californians to help the State win its war on waste through year-long recycling, litter control and other waste management efforts.

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6-3
RESOLUTION NO. 32-83 was adopted to set a public hearing for March 8, 1983, at 2:30 p.m., to consider the proposed reorganization of boundary lines of County Service Area No. 3 (in the Tahoe Basin) and County Service Area No. 7 (on the western slope).

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12-11
The Chairman of the Western Slope Energy Advisory Council requested Certificates of Appreciation be sent to members of same for past services. The Board approved the request and further directed that Certificates also be sent to members of the Technical Advisory Committee.

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117
The Board considered Budget Transfer No. 116, transferring \$15,000.00 from General Fund Appropriation for Contingency (9-900) to Other Trusts (224) (Account 78-0205) to pay fees for mentally disordered individuals residing in board and care facilities, pursuant to the Board's action of February 1, 1983, to establish said trust fund.

A motion by Supervisor Flynn, seconded by Supervisor Walker, to approve the budget transfer, did not carry by the following vote: Ayes: Supervisors Walker, Flynn, and Stewart; Noes: Supervisors Dorr and Lowe. (4/5's vote of the Board required for allocation of contingency funds.)

On motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried, the Board voted to reconsider the matter on February 15, 1983, to allow Board members an opportunity to have their concerns addressed and clarified.

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(358)
115
On motion of Supervisor Lowe, seconded by Supervisor Flynn, and unanimously carried, the Board adopted a Policy and Procedure Statement relating to County employees serving Jury Duty, as recommended by the Personnel Director.

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King Videocable Company requested extension of its cable television franchise to include the unincorporated portions of El Dorado County known as Sly Park. The Board continued the request for consideration at a public hearing to be set for the earliest possible date, on motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried.

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On motion of Supervisor Walker, seconded by Supervisor Dorr, and unanimously carried, the Board approved the following Policy Review Sessions:

- 12-14
(21)
12-14
(124)
12-14
(13)
12-14
(57)
- March 2, 1983, at 1:30 p.m., at the Lake Tahoe Unified School District Board Room, with Pan Am World Services, Inc., South Lake Tahoe City Council, and appropriate transportation agencies, to discuss Pan Am's proposal to provide management services at the Lake Tahoe Airport;
 - March 16, 1983, at 9:00 a.m., regarding staffing level of the Engineering Unit of the Public Works Department;
 - March 16, 1983, at 10:30 a.m., with the Recreation Commission, regarding proposed plan for bike trails;
 - March 16, 1983, at 1:30 p.m., with the Planning Department, regarding community development block grants.

61-3
Further, on motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried, the Board voted to meet, seated as the Board of Directors of County Service Area No. 3, on March 2, 1983, at 11:00 a.m., in the new County Library at South Lake Tahoe, to discuss matters that affect the Tahoe Basin (i.e., animal control, snow removal service, etc.).

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On motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried, the Board approved the Personnel Director's proposed guidelines and parameters under which the Personnel Department is to operate while observing the hiring freeze imposed by the Board on February 1, 1983; said guidelines and parameters outlined in the Personnel Director's memorandum to the Board dated February 8, 1983.

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50-78
At the request of the Area Agency on Aging, the Chairman was authorized to sign an amended Agreement with Neil A. Harris for consultant services for a three-month period, at a cost not to exceed \$3,080.00, to prepare an Adult Day Health Care Plan for El Dorado County in accordance with State requirements, on motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried. (Agreement previously approved by the Board on February 1, 1983.)

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132
An Ordinance was introduced, amending sections of the County Ordinance Code relating to paperwork simplification and the mitigation of administrative restrictions on building permit issuance; the reading thereof waived; and it was continued to February 15, 1983, for consideration of adoption; on motion of Supervisor Lowe, seconded by Supervisor Stewart, and carried by the following vote: Ayes: Supervisors Lowe, Walker, Flynn, and Stewart; No: Supervisor Dorr. (Sponsor: Supervisor Lowe)

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74-17
At the recommendation of the General Services Division, and on motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried, the Board approved the following relating to the Agreement with Knutsen Builders for the District Attorney Remodel Project, and the Chairman was authorized to initial appropriate portions of the Agreement:

- a. Extending the term of the Agreement from 45 days to 63 days;
- b. Allowing a 30-day progress payment, instead of a lump sum payment at the end of the work.

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27-10
Mr. Robert L. Edwards, Superintendent of Mother Lode Union School District, submitted a petition signed by 958 citizens requesting the following for improved and safer signalization at Missouri Flat and Forni Roads:

- a. Immediate design for same be funded from the County's current budget;
- b. Administrative Office budget a sufficient amount in the 1983-84 County budget from Federal Revenue Sharing, or other income, to cover the expenditure for an approved 4-way signal with proper turn lanes;
- c. Signalization project be completed as soon as feasible, but no later than August, 1983.

On motion of Supervisor Walker, seconded by Supervisor Lowe, and unanimously carried, the Board acknowledged the petition and referred the matter to Supervisor Walker and the Public Works Department to review and make recommendations to the Board on February 22, 1983.

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(57-12)
113
At the recommendation of the Chief Administrative Officer, and on motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried, the Chairman was authorized to sign the Proposal to Provide Housing Market-Feasibility Study and Agreement for Services, submitted by Mills-Carneghi, Inc., and the Addendum to same; said study required under the State Mortgage Revenue Bond Program, and the cost, not to exceed \$8,500 plus any travel expenses incurred by the firm, to be funded by the application fees paid by the interested developers.

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212
(65)
At the request of the National Pony Express Association, and on motion of Supervisor Lowe, seconded by Supervisor Flynn, and unanimously carried, RESOLUTION NO. 33-83 was adopted, designating the Pony Express Trail as a National Historic Trail and requested that said Trail, within its boundaries, be located, re-established, and perpetuated by the National Pony Express Association.

Further, in order to protect the trail encroachment by buildings, the matter was referred to the Planning and Recreation Commissions to consider adoption of the route in the Recreation Element of the County General Plan, on motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried.

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SPECIAL ORDERS

PLANNING MATTERS

Hearing was held as duly advertised to consider rezoning of lands in the Tahoe Basin from Commercial, Single Family Residential, and Agricultural Zones to Recreational Facility Zone, consisting of approximately 76.98 acres, petitioned by William Craven.

Mr. Ernie Jones, of Jones and Turner Engineering, was present and spoke on behalf of the applicant, explaining plans for future use of the property to be rezoned (for which the Planning Commission granted Special Use Permit No. T81-68 subject to 17 conditions). Mr. Clem Shoot, attorney, was also present and spoke on behalf of the applicant.

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

On motion of Supervisor Lowe, seconded by Supervisor Flynn, and unanimously carried, the Board took the following action:

- a. Certified that the Environmental Impact Report /Environmental Impact Statement (E.I.R./E.I.S.) was prepared for the project known as Fallen Leaf Lodge Rehabilitation Project has been completed in compliance with California Environmental Quality Act (C.E.Q.A.) and State Guidelines; and the rezoning has been reviewed in light of the information contained in the E.I.R./E.I.S. prior to the action being taken by this body;
- b. Approved the rezoning, by adoption of ORDINANCE NO. 3333 which amends the County Zoning Ordinance accordingly, based on the following findings:
 1. The rezoning from A, Agriculture; C, Commercial; and R1, Single Family Residential; to RF, Recreational Facility Zone, is in compliance with the General Plan; and the current land use designation is Medium Density Residential, 1 to 5 dwelling units per acre;
 2. Changes, alterations, and mitigation measures have been required in, or incorporated into, the project which mitigate or avoid the significant environmental effects as identified in the Final E.I.R./E.I.S.

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Board again considered the application for a license to operate a cardroom in the Camp Chiquita Campground laundry-game room, at 9092 Wentworth Springs Road in Georgetown, petitioned by Michael C. and Pamela L. Gonzalve.

The public hearing was conducted, and closed, on February 1, 1983, with the matter taken under submission by the Board before rendering its decision this date.

On motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried, the Board denied the application based on the following findings:

1. The public interest does not require a cardroom in this location; that it would be better located in the more commercial areas on the Georgetown Divide where there is more adequate police protection and other public services;
2. A number of neighbors objected to the establishment at this location.

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57 In response to the request of the Planning Department for clarification of the County's jurisdiction over small hydroelectric projects completely or substantially on public lands, the Board declined to take jurisdiction and "lead agency" status on those projects on public (federal) lands, or 50% on public lands, on motion of Supervisor Dorr, seconded by Supervisor Walker, and carried by the following vote: Ayes: Supervisors Dorr, Walker, and Stewart; Noes: Supervisors Lowe and Flynn.

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390-9-21000 57 ORDINANCE NO. 3334 was adopted, amending Section 16.28.020 of the County Ordinance Code regarding expiration of tentative subdivision maps and time extensions for same; said Ordinance adopted as an urgency measure, to become effective immediately, on motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried. (Sponsor: Supervisor Walker)

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GENERAL ORDERS

258 An Ordinance was introduced, amending Chapter 5.52 of the County Ordinance Code relating to community antenna television systems; the reading thereof was waived; and it was continued to February 15, 1983, for consideration of adoption. (Sponsor: Supervisor Dorr/previously introduced 2/1/83)

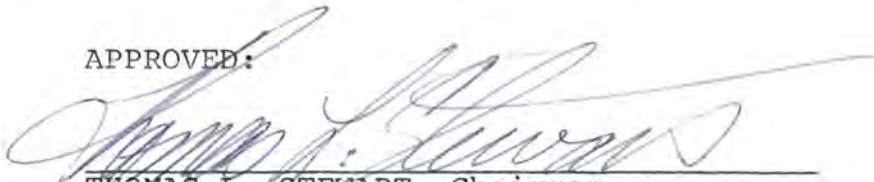
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170 On motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried, the Board voted to reconsider its action of February 1, 1983, wherein it approved in principle the concept of entering into a contract with the firm of Driscoll, Tarlton, and Olson for the provision of legal services in cases the Public Defender cannot accept due to client conflicts; said reconsideration to be placed on the Board's agenda for February 15, 1983, with a time allocation of 11:00 a.m.

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There being no further business, the Board adjourned to Tuesday, February 15, 1983, at 10:00 a.m.

APPROVED:


THOMAS L. STEWART, Chairman

ATTEST:

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

By 
Deputy Clerk