

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES March 29 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 Supervisor Flynn.

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

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11-11 At the request of the El Dorado County Board of Realtors, Inc., and on motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried, the Board proclaimed April 10 through 16, 1983, Private Property Week, with the theme, "The Strength of a Nation Lies in the Homes of its People".

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The Agenda was adopted, on motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried, with the addition of a memorandum from the Public Works Department outlining procedure for the modification of the traffic signals on Missouri Flat Road at State Highway 50 on and off ramps and at Mother Lode Drive.

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The Minutes of March 22, 1983, were approved as submitted, on motion of Supervisor Dorr, seconded by Supervisor Lowe, and unanimously carried.

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

11-7 Budget Transfer No. 146 was approved for Community Programs, making necessary line appropriation changes in the Senior Social Services Fund (5-603).

11-7 Budget Transfer No. 154 was approved for Federal Revenue Sharing - Road Department, increasing Fixed Assets (3370) to purchase one hydraulic jack (\$655) and one diagnostic tester (\$700).

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11-7 The Board approved Assessment Roll Change number 1303.

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2-47 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: Doris Beatrice Kalivoda, Volume 1845, Page 90.

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349
At the recommendation of County Counsel, the Board rejected claims submitted by 1,531 claimants requesting refunds of taxes paid, pursuant to Revenue & Taxation Code Section 5097, on the basis of court decisions relating to the imposition of the 2 per cent escalator of 1975 to 1978.

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21-201
At the recommendation of the Airports Department, the Chief Administrative Officer was authorized to sign a Federal Assistance Preapplication, to be submitted to the Federal Aviation Administration, for funds, in the amount of \$164,782.00, for the El Dorado County Airport Erosion Control Project.

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21-218
The Board continued to April 5, 1983, the request of the Airports Department for approval of the Design Report, and authorization for the Deputy Purchasing Agent to solicit bid proposals for the El Dorado County Airport Erosion Control Project.

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124-1
The Public Works Department was authorized to purchase one hydraulic jack (transmission), at a cost of \$655 including tax, to replace one which is unrepairable; and one electronic diagnostic tester for front wheel drive on a John Deere grader, at a cost of \$700 including tax and shipping.

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124-1
At the request of the Public Works Department, RESOLUTION NO. 60-83 was adopted, authorizing the Chairman to sign a five-year Lease with the State of California, through its Director of General Services, with the approval of the Department of the California Highway Patrol for use of approximately four square feet of radio vault space and related antenna space at Big Hill off Ice House Road, at a yearly cost of \$430.00.

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22-1
At the recommendation of the Health Department, the Chairman was authorized to sign an Application to be sent to the State Department of Health Services for funds, in the amount of \$20,000.00, for Maternal and Child Health Programs for Fiscal Year 1983-84.

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22-1
At the recommendation of the Health Department, RESOLUTION NO. 61-83 was adopted, authorizing the Chairman to sign Amendment No. 1 to the Agreement with the State Department of Health Services for family planning services for Fiscal Year 1982-83.

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22-2
At the recommendation of the Health Department, the Chairman was authorized to sign the Standard Agreement for County Health Services for Fiscal Year 1982-83 for the County's allocation of State funds, not to exceed \$962,725.00.

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50-8
RESOLUTION NO. 62-83 was adopted, at the recommendation of Community Programs, authorizing the Chairman to sign Amendment No. 1 to the Agreement (No. 8300-019) with the State Office of Economic Opportunity, increasing same from \$41,700.00 to \$125,700.00, for operation of the Energy Crisis Intervention Program for Fiscal Year 1982-83.

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732
7403/1
At the recommendation of the Sheriff, Hal Pringle was appointed as a member of the Correctional Facility Advisory Committee.

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22-10
At the recommendation of the Office of Emergency Services, Nancy Allen was appointed as a member of the Emergency Medical Care Committee.

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50-2
The Board set a public hearing for April 19, 1983, at 11:30 a.m., to consider the request of El Dorado Disposal Service, Inc., for an increase in rates for collection and disposal of refuse in the Western El Dorado County franchise area; and extension of said franchise for a period of twenty-five years.

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30-2/3
The Board concurred with the Sierra Planning Organization (SPO) staff's recommended review comments on the following :

- a. Application of Golden Empire Health Systems Agency for full designation for sixth year ("favorable" comment);
- b. Preapplication of California Human Development Corporation for career employment training opportunities to in-school farmworker youth, as well as counseling, supportive services, transition services, and placement services ("no comment");
- c. Application of the U.S. Forest Service for White Oak Land Exchange ("no comment");
- d. Environmental Impact Report of El Dorado Irrigation District for creation of Assessment District No. 3 for expansion of water and wastewater service to the El Dorado Hills area ("no comment").

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21-2
RESOLUTION NO. 66-83 was adopted, at the request of the Pollock Pines Chamber of Commerce, authorizing the closure of Pony Express Trail from Sly Park Road to Alder Drive on July 4, 1983, between the hours of 11:00 a.m. and 4:00 p.m., for the Eighteenth Annual Fourth of July Parade.

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31-3
RESOLUTION NO. 67-83 was adopted to provide property tax revenues to the El Dorado Irrigation District for annexation of the Thomas B. and Illeen E. Kowaleski property (EID 93-2) in accordance with AB 8 negotiations.

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21-70A
At the recommendation of the Airports Department, and on motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried, the Chairman was authorized to sign a contract with the State Water Resources Control Board for funds, in the amount of \$325,218.00, for the El Dorado County Airport Erosion Control Project; said authorization subject to County Counsel's approval of the final grant language, and RESOLUTION NO. 70A-83 was adopted accordingly.

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24-6
340
(23-4)
Community Programs recommended the Chairman be authorized to sign an Annual Transportation Claim, in the amount of \$46,581.00, against the 1983-84 transportation fund apportionment to the California Tahoe Regional Planning Agency for the South Lake Tahoe Dial-A-Ride Program, which provides transportation services to the eligible low income elderly and handicapped of South Lake Tahoe.

On motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried, the matter was referred back to Community Programs for amendment of the claim and resubmittal of same for Board approval on April 5, 1983.

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114-4
At the request of the Deputy Purchasing Agent, and on motion of Supervisor Dorr, seconded by Supervisor Lowe, and unanimously carried, the Board waived formal bidding procedure, and authorized the purchase of two intermediate sedans from Fresno Dodge, Inc., of Fresno, at a cost of \$6,962.79 per unit plus tax.

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On motion of Supervisor Stewart, seconded by Supervisor Lowe, and unanimously carried, the Board adopted the following:

- 74-12
- a. RESOLUTION NO. 64-83, as requested by the Community and Leisure Services Department of the City of South Lake Tahoe, approving the 1982-83 Eastern Slope Plan Up-Date of the Local Arts Plan, and authorizing the Lake Tahoe Cultural Arts Alliance (a non-profit subcontractor of the City of South Lake Tahoe) to sign the 1982-83 Local Priorities Grant Contract with the California Arts Council, contingent upon approval of the Up-Date by said Council; and
 - b. RESOLUTION NO. 65-83, as requested by the Sierra Cultural Arts Center Association, approving Phase II of the Local Arts Plan and authorizing said Association to sign the 1982-83 Local Priorities Grant Contract with the California Arts Council, contingent upon approval of the Phase by same.

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341
(74-12)
At the request of the General Services Division, and on motion of Supervisor Walker, seconded by Supervisor Flynn, and carried by the following vote: Ayes: Supervisors Dorr, Walker, Flynn, and Stewart; No: Supervisor Lowe, the Chairman was authorized to sign a Letter Amendment to the contract with Nopp, Zeiner, Atchinson & Associates, Inc., for preparation of Change Orders to the contract with SLN, Inc., for the Animal Control Facility Addition Project, at a cost not to exceed \$1,000.00.

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114-7
At the request of the General Services Division, and on motion of Supervisor Dorr, seconded by Supervisor Flynn, and unanimously carried, the Chairman was authorized to sign a Letter Contract with Nopp, Zeiner, Atchinson & Associates, Inc., for preparation of bid documents, and administration of bid openings and construction work for four lighting projects at County buildings, in an amount not to exceed \$5,400.00 for engineering services, and \$500.00 for reimbursable expenses.

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21
At the recommendation of the Planning Department, the Board voted to support Senate Concurrent Resolution No. 8 (Marks), which would require the State Legislature to pass by 2/3 majority vote, any State-mandated local program which would impose costs to local government, on motion of Supervisor Flynn, seconded by Supervisor Walker, and carried by the following vote: Ayes: Supervisors Dorr, Lowe, Walker, and Flynn; Abstain: Supervisor Stewart.

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326
22
104
At the recommendation of the Planning Department, and on motion of Supervisor Flynn, seconded by Supervisor Lowe, and carried by the following vote: Ayes: Supervisors Lowe, Walker, Flynn, and Stewart; No: Supervisor Dorr, the Board voted to support Assembly Bill 1609 (Waters), regarding mitigation of impact on school and fire districts by residential development, provided Section 21000 et seq of the Public Resource Code (C.E.Q.A.) is amended to clarify that action taken under provisions of Section 65970 (as amended by the proposed Bill) is considered an appropriate and acceptable mitigation of significant effects on the environment; and, by order of the Chairman, Supervisor Flynn was appointed to work with concerned local districts and building industry representatives to reach consensus on said bill.

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At the recommendation of the Risk Manager, and on motion of Supervisor Walker, seconded by Supervisor Dorr, and unanimously carried, the Board took the following action relating to Senate Bill 575 (Foran) regarding joint and several liability:

- 326
(42025)
- Adopted RESOLUTION NO. 68-83 in support of said Bill;
 - Directed that copies of said Resolution be sent to our State Legislators;
 - Authorized the Chairman to sign a letter to all Council/Board/District Chairpersons of cities and school districts in the County, requesting same to adopt similar Resolutions and forward them to Legislators in Sacramento.

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On motion of Supervisor Lowe, seconded by Supervisor Flynn, and unanimously carried, the Board set the following two Policy Review Sessions for April 13, 1983:

- 12-11
(7304)
21
(430)
- 9:00 a.m., regarding legal requirements to implement the recommendations in the Missouri Flat Road Traffic Circulation Study, and determination of the process to follow for public input; and
 - 10:30 a.m., with the Economic Development Council and the Diamond-Missouri Corridor Association, regarding financing alternatives, other than tax increment financing, for public improvements that might be associated with the El Dorado County Redevelopment Agency.

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115
61-3
At the request of County Service Area No. 3, and on motion of Supervisor Dorr, seconded by Supervisor Lowe, and unanimously carried, the Board authorized the hiring of one extra-help Vector Control Technician I at Step 1 for a six-month period beginning April 2, 1983, for mosquito, plague, and yellow jacket control in said Service Area.

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115
County Service Area No. 3 was authorized to hire Russ Garvin as an extra-help Vector Control Technician I at Step 1 of the salary range, for a six-month period beginning April 2, 1983, for mosquito, plague, and yellow jacket control in said Service Area, on motion of Supervisor Dorr, seconded by Supervisor Walker, and carried by the following vote: Ayes: Supervisors Dorr, Lowe, Walker, and Flynn; No: Supervisor Stewart. (Supervisor Stewart favored hiring Mr. Garvin at Step 3 of the salary range as requested.)

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115
RESOLUTION NO. 69-83 was adopted, on motion of Supervisor Dorr, seconded by Supervisor Lowe, and unanimously carried, directing the following:

- 82
82-7
- Temporary layoff of each County employee for a period of 48 work hours for each full-time employee, and a proportional reduction for part-time and extra-help employees, effective April 2, 1983, and continuing through June 30, 1983, to meet a shortfall in County discretionary funds;
 - Each County Department to submit its plan for implementing said temporary layoff to the Board of Supervisors by close of business hours on April 1, 1983;
 - Auditor-Controller's Office to calculate the equivalent savings which will result from said temporary layoff and to prepare a budget transfer, transferring said savings to the County Contingency Fund Account; and
 - Each elected official be requested to consider a voluntary 10 per cent reduction of their salary for the balance of this fiscal year as a sign of support and sharing of the spirit of public service through this difficult period.

Further, by informal consensus, the Board requested County Counsel and the Chief Administrative Officer to prepare a letter, for the Chairman's signature, to the Presiding Judge of the Superior Court, requesting the Court's cooperation in this matter as it relates to the Superior Court.

115-34
Supervisors Dorr, Lowe, Walker, Flynn, and Stewart all signed a memorandum to the County Auditor-Controller, authorizing a 10% reduction in their salaries for the period April 2, 1983 through June 30, 1983.

Supervisor Lowe read into the record, letters from Dorothy Carr, County Recorder, and E. R. Ferguson, County Treasurer/Tax Collector, wherein they declined to take the 10% reduction in salary.

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115-44
Hearing was held as duly advertised to consider the abandonment of a portion of Ringold Road, from Sherwood Lane to the end of Ringold Road (approximately 600 feet) in the Pleasant Valley-Oak Hill area, as recommended by the Public Works Department.

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

On motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried, the abandonment was approved as recommended, and RESOLUTION NO. 70-83 was adopted accordingly.

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32-7
The Health Department (Mental Health Division) requested approval, in principle, of the Lease of a house at 175 Middletown Road in Placerville to be used for the Mental Health Department's Day Treatment Program, at a monthly rental of \$500.00.

Dr. Frank Dougherty, Director of Mental Health, was present and advised that his Department has canvassed the neighborhood regarding this proposed location of the day treatment facility, and has met with no opposition.

There were no written or verbal protests.

On motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried, the request was approved, in principle, with the actual lease agreement to be brought before the Board for approval.

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A.D.
Rosebud
The Public Works Department submitted the Final Report for the Rosebud Drive-Buena Vista Drive-Hilton Way Assessment District; and requested authorization for final payments to the following claimants:

1. Public Works Department, \$30.00;
2. Public Works Department, \$3,870.68;
3. Jones, Hall, Hill & White, \$1,971.31; and
4. El Dorado Irrigation District, \$190.90.

On motion of Supervisor Dorr, seconded by Supervisor Walker, and unanimously carried, the Board approved payment of claims numbers 1, 3, and 4.

On motion of Supervisor Dorr, seconded by Supervisor Walker, and carried by the following vote: Ayes: Supervisors Dorr, Lowe, Walker, and Flynn; Abstain: Supervisor Stewart, the Board denied the Public Works Department's claim in the amount of \$3,870.68 (claim number 2).

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3/29/83
Missouri Flat
A.D.
On motion of Supervisor Walker, seconded by Supervisor Lowe, and carried by the following vote: Ayes: Supervisors Lowe, Walker, Flynn, and Stewart; No: Supervisor Dorr, the Public Works Department was authorized to do the following:

- a. Proceed with the modification of the traffic signals on Missouri Flat Road at State Highway 50 on and off ramps and at Mother Lode Drive;
- b. Issue purchase orders for work by contractors as follows: removal of existing pavement markings, at a cost not to exceed \$1,500.00, and modification of the traffic signals electrical systems, at a cost not to exceed \$3,500.00;
- c. Transfer up to \$7,000 from the El Dorado/Diamond Springs Road Improvement Fees Trust Fund (Account No. 78-0404) to the County Road Fund for reimbursement of the actual cost incurred.

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SPECIAL ORDERS

PLANNING MATTERS

57
(572)
341

Hearing was held as duly advertised to consider Agricultural Policies and Definitions submitted by the Agricultural Buffer Committee, which was appointed to make recommendations on the protection of agricultural lands through planning and zoning. (Hearing continued from March 21, 1983.)

Upon being advised by the Planning Director that Planning staff had failed to file the proper environmental documentation for the proposed policy and zoning amendments, the matter was referred back to Planning Department staff, on motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried.

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423
Subdivision
#3

Hearing was held as duly advertised to consider abandonment of public utilities easements between Lots 151 and 152, and Lots 152 and 153 of Gold Ridge Forest Subdivision Unit No. 3, as requested by Alan Hodges, Douglas W. K. Jue, and Gold Chain Realty.

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

On motion of Supervisor Lowe, seconded by Supervisor Flynn, and unanimously carried, RESOLUTION NO. 71-83 was adopted abandoning the easements as requested.

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57

RESOLUTION NO. 72-83 was adopted, on motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried, amending the County General Plan to incorporate those amendments approved by the Board on March 8 and 15, 1983.

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57

At the recommendation of the Planning Commission, County Counsel was requested to prepare an Ordinance which would allow design waivers to be heard after the approval of a tentative subdivision map, on motion of Supervisor Flynn, seconded by Supervisor Walker, and carried by the following vote: Ayes: Supervisors Lowe, Walker, Flynn, and Stewart; No: Supervisor Dorr.

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(65)
83

In a memorandum dated March 23, 1983, Mr. Ken Milam, Planning Director, reported on Mr. Art Ballard's compliance with his lease for restoration of the Bayley House. Mr. Arlan Nickle of the Planning Department was present this date and verbally updated said report, advising that the Planning Department is satisfied with the progress made by Mr. Ballard as of this date. On motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried, the Board received the Planning Department's report for filing.

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GENERAL ORDERS

270-4
Fallen Leaf
L.P. De
The Public Works Department advised that the request of E. Clement Shute, Jr., Attorney for the Fallen Leaf Lodge, for waiver of the minimum road standard, which was approved by the Board on March 8, 1983, to allow a 16-foot road surface within a 20-foot right of way for a road to be constructed to supersede a portion of Fallen Leaf Road, requires a Resolution adopted by a unanimous vote of the Board of Supervisors, pursuant to Section 906 of the Streets and Highways Code; and recommended the matter be referred back to the Planning Commission for its consideration, and if approved by the Commission, for preparation of the appropriate Resolution for adoption by the Board.

On motion of Supervisor Lowe, seconded by Supervisor Flynn, and unanimously carried, the matter was referred to County Counsel for preparation of the appropriate Resolution to be brought back before the Board for adoption.

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22-1
At the recommendation of the Health Department, the Chairman was authorized to sign a letter of intent to the State Department of Health Services to contract back to the State for the administration of the Medically Indigent Adult (MIA) Program for Fiscal Year 1983-84, on motion of Supervisor Dorr, seconded by Supervisor Walker, and unanimously carried.

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22-1
The Director of Health Services submitted for the Chairman's signature, a letter in response to Mr. Frank Nachtman, Administrator of Marshall Hospital, who expressed concern regarding the future treatment of medically indigent adults (MIA's) in El Dorado County, and the reimbursement rate for same, which is 15 per cent below the Medi-Cal payment rate.

On motion of Supervisor Dorr, seconded by Supervisor Lowe, and unanimously carried, the matter was referred back to the Health Department for preparation of a draft response to Mr. Nachtman's letter of January 11, 1983, addressing the questions raised in said letter.

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(328-3)
325
RESOLUTION NO. 73-83 was adopted, protesting the takeover of Pacific Gas & Electric hydro facilities by public entities, and requesting Congress to amend the Federal Power Act to eliminate, in cases of relicensing of existing hydroelectric facilities, any preference for government owned utilities solely on the basis of government ownership, on motion of Supervisor Flynn, seconded by Supervisor Dorr, and carried by the following vote: Ayes: Supervisors Dorr, Walker, Flynn, and Stewart; No: Supervisor Lowe.

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249
On motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried, the Board denied the request of Francois Roland for waiver of penalty for late payment, in the amount of \$57.49, that was assessed against Assessor's Parcel No. 25-372-361 in Lake Tahoe Subdivision, due to reasonable cause and circumstances beyond the assessee's control.

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On motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried, the Board accepted for deposit, a check, in the amount of \$2,232.71, from the National Institute of Municipal Law Officers, which is El Dorado County's pro rata share of the FUTA Trust Fund, to which the County contributed \$5,000.00, for Federal Unemployment Compensation Tax litigation.

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As requested by the Board on March 22, 1983, the Planning Department submitted for Board approval, written instructions as to the role of the River Advisory Committee and the procedure to be followed before the River Management Plan is brought to the Board.

The Board approved same, with the Committee name changed to "River Management Advisory Committee", and the membership to include all those who wish to participate in the development of the River Management Plan, which may include members of the existing Technical Advisory Committee and Recreation Commission, on motion of Supervisor Dorr, seconded by Supervisor Flynn, and carried by the following vote: Ayes: Supervisors Dorr, Walker, Flynn, and Stewart; No: Supervisor Lowe.

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On motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried, Supervisor Flynn and County Counsel were requested to resolve with a Mr. Olson, the matter of an oak tree on Placerville Airport property which fell over onto Mr. Olson's property.

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There being no further business, the Board adjourned to Tuesday, April 5, 1983, at 10:00 a.m.

APPROVED:

Thomas L. Stewart
THOMAS L. STEWART, Chairman

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

By *Dorrie L. Foote*
Deputy Clerk