

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES

April 5

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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The Invocation was offered by Reverend Read Chatterton, United Church of Christ.

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

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The Agenda was adopted, on motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried, with the addition of two items: Public Works Directors's report on the condition of Fallen Leaf Road; and Mrs. Beverly J. Figone's request that she be issued a building permit for construction of a home on her lot at South Lake Tahoe.

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The Minutes of March 29, 1983, were approved as submitted, on motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried.

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The Public Works Director advised that Fallen Leaf Road, which is normally opened (cleared of snow) at Easter, is still covered with snow; and recommended his department not be directed to expend funds to open the road until at least some of the pavement is bare.

On motion of Supervisor Walker, seconded by Supervisor Lowe, and unaimously carried, the Board concurred in the Public Works Director's recommendation, leaving the matter of opening said road to his discretion, with direction that the road be opened no later than Memorial Day.

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

The following budget transfers were approved:

No. 155 for the County Clerk, transferring \$5,293.04 from Regular Employees to Extra Help to pay for an extra-help employee hired at South Lake Tahoe until the full time position is filled.

No. 158 for the Treasurer/Tax Collector, transferring \$5,000 from Overtime to Extra Help to cover expense of extra help in the office during the busy season.

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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 in the name of James & Shirley Johnson (Volume 719, Page 411).

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RESOLUTION NO. 74-83 was adopted discharging unpaid County hospital accounts.

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75-83
RESOLUTION NO. 75-83 was adopted discharging unpaid County welfare accounts.

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91-83
RESOLUTION NO. 76-83 was adopted establishing a 7-ton weight limit on Breedlove Road Bridge crossing Canyon Creek one mile north of Wentworth Springs Road; and deleting the 8-ton weight limit on the bridge on County Highway No. 132 between Blanchard Road and the town of El Dorado.

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77-83
RESOLUTION NO. 77-83 was adopted, at the recommendation of the Public Works Department, authorizing the Chairman to sign a contract with Amador County for said County to appraise four parcels located in El Dorado County which must be acquired for the right of way for the Mt. Aukum Bridge Reconstruction Project, at a rate of \$20 per hour.

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79-83
At the request of the Public Works Department, said Department was authorized to solicit bid proposals for construction of concrete improvements at four locations on County roads on the western slope (Project No. 7072); with bid opening to be on April 28, 1983, at 2:00 p.m., and award by the Board on May 3, 1983.

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78-83
RESOLUTION NO. 78-83 was adopted, at the recommendation of Community Programs, authorizing the Chairman to sign Annual Transportation Claim, in the amount of \$32,973.00, 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 at South Lake Tahoe.

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79-83
RESOLUTION NO. 79-83 was adopted, at the request of the Department of Agriculture, authorizing the Chairman to sign an Agreement with the State Department of Food & Agriculture for funds, in the amount of \$61,223.00, for insect trapping program for Fiscal Year 1983-84.

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80-83
RESOLUTION NO. 80-83 was adopted, at the recommendation of the General Services Division, authorizing the Chairman to sign Amendment No. 1 to the Grant Agreement with the State Department of Health Services for the remodeling of the El Dorado County Health Department facility, reducing minor features from the scope of work and adding additional funds.

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81-83
RESOLUTION NO. 81-83 was adopted, at the recommendation of California Governor Deukmejian, proclaiming the week of April 17 - 23, 1983, as "Victims Rights Week".

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4-11
The Board accepted the resignation of Mr. Gerry Orton from the County Justice System Advisory Group, and directed that a Certificate of Appreciation be sent to Mr. Orton; and appointed John Mann as a member of said Group for a term to expire October 26, 1984.

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22-90
The Board accepted the resignation of Edward Q. Redmond from the El Dorado Health Planning Council, and directed that a Certificate of Appreciation be sent to Mr. Redmond; and appointed the following as members of said Council: Margaret Jennings-Severe and Ron Merrill for terms to expire in May, 1983; Dorothy Cordell and Barbara Hale for terms to expire in May, 1984; and Vernon Peterson for a term to expire in May, 1985.

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4-23
2-26
Upon being advised by the Public Works Department that Summit View Mobile Home Subdivision Unit No. 1 has been completed in accordance with the plans and specifications, the Board accepted the work within same, and authorized the holding of the Performance Bond, in the amount of \$900,000.00, and the Payment Bond, in the amount of \$900,000.00, until such time as another surety, in the amount of 10 percent of the estimated cost of all of the improvements, is submitted to guarantee workmanship and materials for a period of one year, on motion of Supervisor Walker, seconded by Supervisor Lowe, and unanimously carried.

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3-26
The Board of Supervisors of the City and County of San Francisco requested the Board oppose Senate Bill 259, which reverses action taken by same in restricting conversion of large apartment buildings to condominiums. On motion of Supervisor Lowe, seconded by Supervisor Flynn, and unanimously carried, the Board received the correspondence and directed that it be filed.

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3-26
At the request of State Senator Ray Johnson, the Board directed that letters in support of Senate Bill 203 (McCorquodale), relating to local assistance grants for parks and recreation, be sent to the Assembly Water, Parks and Wildlife Committee; Ways and Means Committee; and Assemblyman Norm Waters; on motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried.

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2-1-20-84
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, was continued off calendar, on motion of Supervisor Lowe, seconded by Supervisor Stewart, and unanimously carried.

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1-6-84
At the request of the Health Department, and on motion of Supervisor Walker, seconded by Supervisor Lowe, and unanimously carried, the Director of Health Services and the Deputy Director of the Office of Emergency Services were authorized to develop a proposal for a Mutual Medical Aid Agreement with Sacramento County for level II disasters.

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50-8
On motion of Supervisor Walker, seconded by Supervisor Dorr, and unanimously carried, the Board approved the request of the Community Programs Department to withdraw its proposal to provide Pacific Gas & Electric Company-funded low income weatherization services during 1983.

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50-9
At the recommendation of the El Dorado County Commission on Aging - Advisory Council to the Area Agency on Aging, and on motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried, Alfred J. Kaiser and E. Evelyn Grau were appointed as at-large members (western and eastern slope commissioners) to same, representing Districts I and II, for terms to expire April, 1985.

Supervisor Walker was appointed as the Board's representative to the Commission on Aging, for a term to run concurrent with his term as District III Supervisor, on motion of Supervisor Flynn, seconded by Supervisor Lowe, and carried by the following vote: Ayes: Supervisors Dorr, Lowe, Flynn, and Stewart; Abstain: Supervisor Walker.

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185-10
124-0
Mr. Jon F. Jacobs expressed interest in purchasing from the County, the 9.62 acre parcel of property known as the "Pilot Hill Dump" (APN 104-290-08).

On motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried, the Board requested the following: (1) report from the Environmental Health Division of the County Health Department on the County's liability in disposing of property that was a "burn" dump; and (2) an appraisal of the property by the County Assessor.

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119
The Board received requests from the following entities that the Board reconsider its action of February 22, 1983, wherein Resolution No. 44-83 was adopted, removing El Dorado County, totally, from the alternate method of distribution for property tax apportionment for Fiscal Year 1983-84: City of Placerville, El Dorado Irrigation District, the Georgetown Divide Public Utility District, and the South Tahoe Public Utility District.

The Board denied the request for reconsideration, on motion of Supervisor Lowe, seconded by Supervisor Dorr, and carried by the following vote: Ayes: Supervisors Dorr, Lowe, and Stewart; Noes: Supervisors Walker and Flynn.

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132
Mrs. Beverly J. Figone was present and spoke to the matter of her South Lake Tahoe building permit allocation which the Building Department recommends the Board declare void due to lack of compliance with the deadline for submitting building plans and obtaining a building permit (November 30, 1982, and December 31, 1982, respectively). Mrs. Figone is requesting she be issued a building permit now, and the Building Department advised it cannot issue a building permit after December 31, 1982, for a 1982 building permit allocation.

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 Board referred the matter to County Counsel to review and make recommendation to the Board on April 12, 1983.

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At the recommendation of the Data Processing Department, and on motion of Supervisor Walker, seconded by Supervisor Lowe, and unanimously carried, the Chairman was authorized to sign an Agreement with Creative Data Systems for programming services for implementation of the Welfare Department's Medi-Cal Eligibility Data System in El Dorado County, at a cost not to exceed \$4,500.00.

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County departments submitted plans for implementing the 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.

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

Directed all department heads to hold in abeyance the temporary furlough of any employees until Wednesday at 5:00 p.m. to determine if the requirements of the El Dorado County Employees Association posting a \$50,000 bond are met pursuant to provisions of the Temporary Restraining Order obtained by said Association;

Determined that, if notified by the Chief Administrative Officer that the bond has not been timely posted, the proposed plans of temporary furlough by each department shall be implemented pending Board review on April 12, 1983;

Directed that, if the bond is timely posted, department heads are to re-establish the normal full-time work schedule for all employees, effective 8:00 a.m. Thursday, April 6, 1983, until a further ruling by the Court subsequent to the hearing set for April 19, 1983;

Advised that, subject to the provisions of the Court Order following the hearing, if the County prevails, the proposed temporary furlough will be implemented immediately thereafter;

Advised that employees who have already taken furlough days off before the date of this action will have their time credited towards the furlough if it is allowed after the hearing;

Continued to April 12, 1983, Board action implementing department plans for the temporary furlough.

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SPECIAL ORDERS

PLANNING MATTERS

Hearing was held as duly advertised to consider the following:

- a. Cancellation of a portion of Agricultural Preserve No. 51 in the Cool/Pilot Hill area, consisting of 93 acres, requested by Cool Investments; and
- b. Rezoning of said lands from Exclusive Agricultural Zone to Single Family Residential Three-Acre Zone.

The property in question consists of four parcels, and the Planning Commission recommended approval of the cancellation and rezoning on parcels A, B, and D based on the following findings:

Cancellation

1. The cancellation and proposed alternative use are consistent with the General Plan;
2. The cancellation and proposed alternative use do not result in "leap-frog" development (discontiguous urban land use patterns);
3. The proposed alternate use will not diminish or impair the agriculture use or potential agricultural use of this property or contiguous parcels.

Rezoning

1. The rezoning is consistent with the General Plan.

The Planning Commission recommended denial of the cancellation and rezoning on parcel C based on the following findings:

1. The request would diminish the agricultural use of the land;
2. There has not been sufficient data received to show that an alternative agricultural use cannot be accomplished on this portion of the property.

The applicant was not present; there were no written or verbal protests; and the hearing was closed.

On motion of Supervisor Flynn, seconded by Supervisor Walker, and carried by the following vote: Ayes: Supervisors Dorr, Walker, Flynn, and Stewart; No: Supervisor Lowe, the Board concurred in the findings of the Planning Commission, approved the Negative Declaration as filed, and approved the cancellation of the Williamson Act Contract on parcels A, B, and D.

On motion of Supervisor Flynn, seconded by Supervisor Walker, and carried by the following vote: Ayes: Supervisors Walker, Flynn, and Stewart; Noes: Supervisors Dorr and Lowe, the Board approved the Negative Declaration as filed, and approved the cancellation of the Williamson Act Contract on parcel C, based on the Planning Commissions findings for approval of cancellation of said Contract on parcels A, B, and D.

On motion of Supervisor Flynn, seconded by Supervisor Walker, and carried by the following vote: Ayes: Supervisors Dorr, Walker, Flynn, and Stewart; No: Supervisor Lowe, the Board approved the Negative Declaration as filed, and approved the rezoning of parcels A, B, C, and D, by adoption of ORDINANCE NO. 3351 which amends the County Zoning Ordinance accordingly, to become effective 30 days after the Notice of Cancellation of the Williamson Act Contract is recorded, based on the finding that the rezoning is consistent with the General Plan.

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Hearing was held as duly advertised to consider the following:

- 46-211
- a. Cancellation of Agricultural Preserve No. 211 in the Cool/Pilot Hill area, consisting of 1,021.7 acres, requested by Jet Air, Inc. (George Straza); and
 - b. Rezoning of said lands from Exclusive Agricultural Zone to Residential Agricultural Twenty-, Forty-, and Eighty-Acre Planned Development Zones, consisting of 1,265 acres.

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

Cancellation

1. The cancellation and proposed alternative use are consistent with the General Plan;
2. The cancellation and proposed alternative use do not result in "leap-frog" development (discontiguous urban land use patterns);
3. The proposed alternate use will not diminish or impair the agricultural use or potential agricultural use of this property or contiguous properties.

Rezoning

1. The rezoning is consistent with the General Plan.

Mr. Patrick Riley, attorney, 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 Flynn, seconded by Supervisor Dorr, and carried by the following vote: Ayes: Supervisors Dorr, Walker, Flynn, and Stewart; No: Supervisor Lowe, the Board concurred in the findings of the Planning Commission; approved the Negative Declaration as filed; and approved the cancellation of the Williamson Act Contract on Agricultural Preserve No. 211.

285-12.52
390-502

On motion of Supervisor Flynn, seconded by Supervisor Walker, and carried by the following vote: Ayes: Supervisors Dorr, Walker, Flynn, and Stewart, No: Supervisor Lowe, the Board concurred in the findings of the Planning Commission; approved the Negative Declaration as filed; and approved the rezoning of the 1,021.7 acres as requested, by adoption of ORDINANCE NO. 3352 which amends the County Zoning Ordinance accordingly, to become effective 30 days after the Notice of Cancellation of the Williamson Act Contract is recorded.

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Hearing was held as duly advertised to consider the following:

- 44-76
- a. Cancellation of Agricultural Preserve No. 76 in the Cool/Pilot Hill area, consisting of 475+ acres, requested by Pampered Campers (George Straza); and
 - b. Rezoning of said lands from Exclusive Agricultural Zone to Residential Agricultural Twenty- and Forty-Acre Planned Development Zones.

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

Cancellation

1. The Cancellation and proposed alternative use are consistent with the General Plan;
2. The cancellation and proposed alternative use do not result in "leag-frog" development (discontiguous urban land use patterns);
3. The proposed alternate use will not diminish or impair the agricultural use or potential agricultural use of this property or contiguous properties.

Rezoning

1. The rezoning is consistent with the General Plan.

Attorney Patrick Riley was present and spoke on behalf of the applicant.

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

25-14-83
31-9-83

On motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried, the Board concurred in the findings of the Planning Commission; approved the Negative Declarations as filed; approved the cancellation of the Williamson Act Contract for Agricultural Preserve No. 76; and approved the rezoning as requested, by adoption of ORDINANCE NO. 3353 which amends the County Zoning Ordinance accordingly, to become effective 30 days after the Notice of Cancellation if recorded.

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Hearing was held as duly advertised to consider the following:

- 46-171
- a. Cancellation of Agricultural Preserve No. 171 in the Latrobe area, consisting of 663 acres, requested by John Simas and Sandra Varozza; and
 - b. Rezoning of said lands from Exclusive Agricultural Zone to Estate Residential Ten-Acre Zone.

25-14-83
31-9-83

The Planning Commission recommended approval of the cancellation subject to the execution of a development agreement addressing off-site road improvements through an area of benefit procedure and that, upon acceptance of an agreement and conditions, that a zoning category of RE-10, Estate Residential Ten-Acre be applied to these properties; and that a second condition of cancellation be that the Environmental Health Department submit to Planning staff its approval of the well production feasibility report submitted by George Wheeldon, based on the following reasons:

1. The cancellation and proposed alternative use are consistent with the General Plan;

Continued next page

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2. The cancellation and proposed alternative use do not result in "leap-frog" development (discontiguous urban land use patterns);
3. The proposed alternative use will not diminish or impair the agricultural use or potential agricultural use of this property or contiguous properties.

Mr. Robert Simas was present and spoke on behalf of the applicants. Also present to speak in favor of the request was Mr. Bill McCabe of Latrobe.

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

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 Board concurred in the findings of the Planning Commission; approved the Negative Declarations; approved the cancellation of the Williamson Act Contract on Agricultural Preserve No. 171 subject to execution of a development agreement, to be approved by the Board, addressing off-site road improvements and water availability; and approved the rezoning as requested, by adoption of ORDINANCE NO. 3354 which amends the County Zoning Ordinance accordingly, to become effective 30 days after the Notice of Cancellation is recorded.

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(57)
83-1
The El Dorado Trails Committee requested that the "Hiking and Equestrian Trails Master Plan" map and text, which was completed and submitted to the Planning Department by said Committee at the request of the Board of Supervisors, be reviewed by the Board as soon as possible.

On motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried, the matter was referred to the Planning Director with the request he report back to the Board on April 19, 1983, as to the feasibility of the Planning Department processing the "Hiking and Equestrian Trails Master Plan" in the current fiscal year, and the costs involved to accomplish same; said report to include the Planning Department's "work plan" for fiscal years 1982-83 and 1983-84.

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211
On motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried, the Chief Administrative Officer was requested to have a plaque prepared for Judy McDonald, for her service to the County as Executive Director of Mother Lode Rehabilitation Enterprises, Inc., as she is accepting the position of Legislative Advocate for California Association of Rehabilitation Facilities effective April 1, 1983; said plaque to be presented to Mrs. McDonald during a regular Board meeting.

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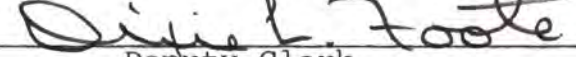
There being no further business, the Board adjourned to Tuesday, April 12, 1983, at 10:00 a.m.

APPROVED:


THOMAS L. STEWART, Chairman

ATTEST:

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

By 
Deputy Clerk