

# STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES April 12 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 Joe Wiens, First Baptist Church of Pollock Pines.

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The Pledge of Allegiance to the Flag was led by Mrs. Dorothy Ingram, newspaper reporter for the Georgetown Gazette.

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The Agenda was adopted, on motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried.

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The Minutes of April 5, 1983, were approved as submitted, on motion of Supervisor LOwe, seconded by Supervisor Dorr, and unanimously carried.

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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:

The Board approved Assessment Roll Changes numbered 1972; 1994; 1995; 1998 - 2000; 8002 - 8004; 8017; 8018; and 8023 - 8026.

\* \* \* \*

Budget Transfer No. 160 was approved for the Library, transferring \$4,000 from Regular Employees (1010) to Extra Help (1020) as necessary due to illnesses.

Budget Transfer No. 161 was approved for the Public Defender, transferring \$90 from Professional and Specialized Services (2180) to Memberships (2150) due to unexpected increases in same.

The Board approved the transfer of \$296,923 of General Fund monies and \$56,903 from other funds from which County employees are paid, to the County Contingency Fund, reflecting savings resulting from the temporary layoff of all County employees as approved by the Board on March 29, 1983.

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Budget Transfer No. 157 was approved, transferring \$15,000 from General Fund Appropriation for Contingency (9900) to Trials - Jury and Witness Expense (2-110) for additional appropriation required for professional and specialized services for the remainder of the fiscal year.

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RESOLUTIONS NOS. 82-83 and 83-83 were adopted Authorizing an Action for the Recovery of County Funds Paid Out for Western Slope Ambulance (County Service Area No. 7); Lake Tahoe Ambulance; Pollock Pines-Camino Ambulance; Animal Control, Welfare, Probation, Public Defender, Health, Library, and Mental Health Departments.

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58 At the recommendation of County Counsel, the Board denied the claim for personal injuries and property damage, in the amount of \$50,000.00, submitted by Attorney Robert I. Harris on behalf of Beryl A. Wilson.

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58 At the recommendation of County Counsel, the Board denied the claim for personal injuries and property damage, in the amount of \$6,815.20, submitted by Prudential Property and Casualty Insurance Company on behalf of Sheree Lowe.

\* \* \* \*

58 At the recommendation of County Counsel, the Board denied the claim for personal injuries and property damage, in the amount of \$100,000.00, submitted by Attorney John R. Roberts on behalf of Sheree Lowe.

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58-1 At the recommendation of County Counsel, the Board denied the claim for property damage, in the amount of \$50.00, submitted by Sylvia Reichert.

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58 At the recommendation of County Counsel, the Board denied the claim for general damages, in the amount of \$16,000.00, submitted by Attorney Dale L. Sare on behalf of James W. Smith.

\* \* \* \*

58 At the recommendation of County Counsel, the Board denied the claim for personal injuries, in the amount of \$250,000.00, submitted by Attorney Richard H. Travis, Jr., on behalf of Theresa Bauer.

\* \* \* \*

58-1 RESOLUTION NO. 84-83 was adopted, at the request of Community Programs, recognizing April 13, 1983, as the Second Anniversary of the establishment of the South Lake Tahoe Senior Nutrition Site, and the accomplishments of the volunteers who have served to make the Program successful.

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58-5 RESOLUTION NO. 85-83 was adopted, at the recommendation of Community Programs, authorizing the Chairman to sign Amendment No. 1 to the Agreement (No. 8300-0013) with the State Office of Economic Opportunity for operation of the Low Income Home Energy Assistance Weatherization Program, increasing same from \$27,500.00 to \$105,176.00, for period October 1, 1982 through September 30, 1983.

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50, At the request of Community Programs, the Chairman was authorized to sign the final Project Progress Review Report, as required by the Department of Health and Human Services for Community Services Block Grant recipients, for the period March 1, 1982 through February 28, 1983.

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341 At the request of the Agriculture Department, said Department was authorized to purchase a two-way radio, at a cost not to exceed \$1,150.00, to be placed in a four-wheel drive pickup truck used in remote areas of El Dorado County for the Gypsy Moth trapping program. (Radio to be purchased with State funds.)

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341 The Board accepted the 1982 El Dorado County Crop Report, as submitted by the Agriculture Department, pursuant to Section 2279 of the California Agricultural Code; and directed said Report be placed on file.

\* \* \* \*

104-6 RESOLUTION NO. 87-83 was adopted to provide property tax revenues to the Placerville Fire Protection District for annexation of Placerville Fire Protection District Annexation No. 83-01, in accordance with AB 8 negotiations.

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22-9w Beverly S. Edwards was appointed as a member of the El Dorado Health Planning Council, for a term to expire May, 1984.

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114 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 following requests of the General Services Division, after being advised by same that the architectural firm of Nopp, Zeiner, Atchinson and Associates, Inc., will reorganize on April 30, 1983:

- a.. Purchase of 38 plans storage tubes and two four-drawer file cabinets from said firm, at a cost of \$236.00, to store records of County projects previously stored by same;
- b. Budget Transfer No. 162, transferring funds from Plant Acquisition - El Dorado Hills Library (3609) to General Services Dvision's Fixed Assets (3370) for said purchase;
- c. Preparation of amendments to current Agreements with said firm for active projects, designating a specific architect for each project.

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Legislative Matters

At the request of the Mono and Inyo County Boards of Supervisors, the Board elected to oppose Senate Bill 270 (Dills), which would exempt the water-gathering activities of the City of Los Angeles Department of Water and Power, as well as other water-gatherers, from air pollution control laws, on motion of Supervisor Lowe, seconded by Supervisor Flynn, and unanimously carried.

\* \* \* \*

On motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried, the Board elected to support Senate Bill 126 which will allow State Senators Johnson and Nielsen to run for re-election in their home counties of Butte and Yolo respectively.

\* \* \* \*

RESOLUTION NO. 88-83 was adopted, at the recommendation of the Deputy Director of the County Office of Emergency Services, and on motion of Supervisor Lowe, seconded by Supervisor Flynn, and carried by the following vote: Ayes: Supervisor Lowe, Walker, Flynn, and Stewart; No: Supervisor Dorr, declaring a local emergency due to the earth and rock slides in the American River Canyon and the closure of State Highway 50 resulting from same; and the Chairman was authorized to sign a letter to the Governor and the Director of the State Department of Transportation (Caltrans), with a copy to the Caltrans District 3 Office in Marysville, urging Caltrans to take whatever steps necessary to open State Highway as soon as possible, and initiate publicity advising motorists of alternate routes to Lake Tahoe.

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The Building Department requested authorization to fill the Building Aide position at its Lake Tahoe Office, on a permanent, full-time basis, due to the resignation of same on April 8, 1983.

On motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried, the Board directed that the one remaining employee at the Lake Tahoe Office, Mr. Bill Morecraft, continue to handle the business at that office; and advised the Building Official, Mr. Tom Bullock, to come back to the Board if that solution becomes unworkable.

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The Chairman was authorized to sign a letter to the City of South Lake Tahoe advising same of the four options for continued operation of the Lake Tahoe Airport, as outlined in Supervisor Walker's letter dated April 7, 1983, 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.

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The Board recessed, and reconvened with Supervisor Stewart absent.

On motion of Supervisor Dorr, seconded by Supervisor Walker, and unanimously carried by those present, the Chairman was authorized to sign a letter drafted by the Director of County Health Services in response to a letter from 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.

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Supervisor Stewart re-entered the meeting room.

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County Counsel submitted for Board consideration, an Ordinance which would require the payment of delinquent taxes prior to the processing of an application for any real property development, including construction.

On motion of Supervisor Walker, seconded by Supervisor Lowe, and unani-  
mously carried, the proposed Ordinance was referred to the Planning,  
Building, and Tax Collector's Offices, and the Builders Exchange and Board  
of Realtors for comment; and the Board will consider introduction of same  
on April 26, 1983.

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132  
County Counsel submitted his recommendation relating to the matter of the  
1982 South Lake Tahoe building permit allocation issued to Beverly J. Figone,  
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).

Based on the determination that there may have been a mistake made or unin-  
tentional false information given to Mrs. Beverly J. Figone, due to a simi-  
lar name being involved, the Board elected to do whatever is necessary to  
resolve the problem, on motion of Supervisor Walker, seconded by Supervisor  
Dorr, and carried by the following vote: Ayes: Supervisors Dorr, Lowe,  
Walker, and Flynn; Abstain: Supervisor Stewart.

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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.

Supervisor Walker's motion to reconsider the furlough plan in regards to  
those departments with 100% funding from the State of California or federal  
government, i.e., Community Programs, Area Agency on Aging, and the Mental  
Health Division of the Health Department, died for lack of a second.

On motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously  
carried, the Board denied the County Surveyor's request that his office be  
exempt from the temporary layoff.

On motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously  
carried, the Board approved the District Attorney's furlough plan as sub-  
mitted, and did not exempt the Family Support Unit as requested.

On motion of Supervisor Dorr, seconded by Supervisor Flynn, and unanimously  
carried, the Board denied the Probation Department's request for exemption  
from the temporary layoff, and accepted said Department's furlough plan as  
submitted.

On motion of Supervisor Walker, seconded by Supervisor Lowe, and unanimously  
carried, the Board accepted the furlough plan submitted by Community Programs,  
and authorized the Department Coordinator, John Litwinovich, to use what-  
ever means necessary to prepare the nutrition program meals on furlough days.

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On motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried, the Board accepted the furlough plan submitted by the Area Agency on Aging.

On motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried, the Board approved "special" furlough plans submitted by the Public Guardian, County Counsel, Treasurer/Tax Collector, District Attorney, and Placerville Justice Court.

On motion of Supervisor Walker, seconded by Supervisor Dorr, and unanimously carried, the Board, in response to the furlough plan submitted by the Planning Director, instructed same to reduce costs in the Planning Department by 10% even if it requires cancelling some night meetings.

On motion of Supervisor Dorr, seconded by Supervisor Walker, and unanimously carried, rejected the furlough plan submitted by the Farm Advisor.

On motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried, the Board approved the furlough plans submitted by the balance of County departments.

On motion of Supervisor Walker, seconded by Supervisor Lowe, and unanimously carried, the Board determined that County employees who choose to work on their furlough days will be covered by all County insurance programs which apply on their normal work days.

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In response to concerns expressed by the City of Placerville, in its letter to the Board dated April 1, 1983, regarding the effect the County's furlough plan may have upon the communications services the County provides the City under contract between the two entities, as well as the operation of the transit system and the City HUD-funded housing assistance program administered by the Community Action Council; the Board advised representatives of the City, present this date, that they can come back to the Board if they are not satisfied with the County's services under the communications contract and an amendment to said contract will be considered, on motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried.

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RESOLUTION NO. 89-83 was adopted, on motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried, designating the Stone Powder House on Bedford Avenue in Placerville to be a County Historical Site, as requested by Hangtown's Gold Bug Park Development Committee, Inc.

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## Special Orders

### PLANNING MATTERS

Hearing was held as duly advertised to consider rezoning of lands in the Somerset/Fairplay/Mt. Aukum area from Residential Agricultural Twenty-Acre Zone to Estate Residential Ten-Acre Zone, consisting of 51.78 acres, petitioned by Roy L. Cloutier. The Planning Commission recommended approval, based on the following reasons:

1. The rezoning is consistent with the General Plan;
2. A majority of the privately owned lands in the area are ten acres or less in size.

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

On motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried, the Board concurred in the reasons of the Planning Commission; approved the Negative Declaration as filed; and approved the rezoning by adoption of ORDINANCE NO. 3355 which amends the County Zoning Ordinance accordingly.

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Hearing was held as duly advertised to consider rezoning of lands in the Lotus/Coloma area from Estate Residential Ten-Acre Zone to Estate Residential Five-Acre Zone, consisting of 11.16 acres, petitioned by Luke Ause. The Planning Commission recommended approval, based on the reason that the request is consistent with the General Plan.

The applicant was not present; there were not 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 Lowe, Walker, Flynn, and Stewart; No: Supervisor Dorr, the Board concurred in the reason of the Planning Commission; approved the Negative Declaration as filed; and approved the rezoning by adoption of ORDINANCE NO. 3356 which amends the County Zoning Ordinance accordingly.

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At the recommendation of the Planning Department, and 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, the Board approved the request of Bill Mashek and Richard Flasher that the weekend maximum group size for Nonesuch Whitewater be revised from its approved level of 14 user days to 27 user days.

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On motion of Supervisor Lowe, seconded by Supervisor Flynn, and unanimously carried, the Planning Department was authorized to prepare contracts and bids for the purchase of four composting waterless toilets to be installed along the South Fork of the American River, on Bureau of Land Management (B.L.M.) land, and fabrication of 14 signs to be installed along the boundary of each B.L.M. parcel along the South Fork of the American River; and the Chairman was authorized to sign the appropriate budget transfer to accomplish same.

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The Planning Department requested the following:

- a. Conceptual approval of the Upper Truckee River Erosion Control Project, one of several Tahoe Basin projects intended to remedy erosion problems and improve the overall water quality of Lake Tahoe;
- b. Authorization for the Chairman to sign a contract with the State Water Resources Control Board for funds, in the amount of \$15,135.00, for same;
- c. Approval to use funds, in the amount of \$5,090.00, from the County Fish and Game Committee Budget as El Dorado County's share for same.

On motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried, the Board approved in concept, the Upper Truckee River Erosion Control Project; held in abeyance the matter of the Chairman being authorized to sign a contract with the State Water Resources Control Board for funds for same; and referred to the County Fish and Game Committee for comment, the matter of using \$5,090.00 of said Committee's budgeted funds for the County's share for said project.

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## General Orders

RESOLUTION NO. 86-83 was adopted, as requested by the Treasurer-Tax Collector, and on motion of Supervisor Walker, seconded by Supervisor Dorr, and unanimously carried, authorizing the Auditor-Controller to draw a warrant, in the amount of \$31.16, to replenish the Treasurer's Cash Difference Fund.

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Supervisors Walker and Lowe were appointed to work with staff to develop a plan for reducing staff in County departments, on motion of Supervisor Dorr, seconded by Supervisor Flynn, and unanimously carried.

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There being no further business, the Board adjourned to Tuesday, April 19, 1983, at 10:00 a.m.

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APPROVED:

  
THOMAS L. STEWART, Chairman

ATTEST:

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

By   
Deputy Clerk