

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES April 26 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 Jim Upshaw, Federated Church.

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The Pledge of Allegiance to the Flag was led by Mr. Kent Taylor, County Chief Administrative Officer.

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The Agenda was adopted, on motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried, with the addition of four items: a request for the Chairman to sign a letter to the Presiding Judge of the Superior Courts regarding the temporary furlough of County employees; a Resolution declaring the Rising Hill Road Community Services District duly organized; a Resolution adopting revised job specifications for Chief Elections Clerk; and a request for County Service Area No. 7 to purchase mobile radio equipment for the new ambulance.

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The Minutes of April 19 and 20, 1983, were approved as submitted, on motion of Supervisor Lowe, seconded by Supervisor Flynn, 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:

117 Budget Transfer No. 173 was approved, transferring \$1,110.50 from General Fund Appropriation for Contingency (9900) to County Counsel's Professional and Specialized Services (2180) to correct payment that was made from said account relating to the court order imposed in the case of EPIC vs. County of El Dorado.

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2718 The Board approved Assessment Roll Changes numbered 8027 - 8033; 8036 - 8038; and 8059 - 8060.

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2-1 The Chairman was authorized to execute Releases of Lien, discharging all property encumbered by the Agreements to Reimburse the County for Public Assistance, as recorded in the Official Records of El Dorado County as follows:

<u>Name</u>	<u>Volume</u>	<u>and</u>	<u>Page</u>
Karlene Gumpolen	2150		311
Harold Couch	2132		659

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141-4
RESOLUTIONS NOS. 94-83 and 95-83 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; Library, Public Defender, Health, Risk Management, Welfare, and Mental Health Departments.

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52-1
As recommended by County Counsel, the Board denied the claim for property damage, in the amount of \$100.04, submitted by Rob Burris.

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52-1
As recommended by County Counsel, the Board denied the claim for property damage, in an undetermined amount, submitted by Great American Insurance Companies as subrogee for Judith M. Jacobsen.

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52-1
As recommended by County Counsel, the Board denied the claim for property damage, in the amount of \$106.00, submitted by Mike Slavensky.

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52-1
As recommended by County Counsel, the Board denied the claim for property damage, in the amount of \$257.17 (\$157.17 - companies' portion, and \$100.00 - insured's portion), submitted by State Farm Insurance Companies as subrogee for Nancy L. Berglund.

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52-1
As recommended by County Counsel, the Board denied the claim for personal injuries, in the amount of \$2,500,000.00, submitted by Attorney Wade R. Thompson on behalf of Dana McFeeley.

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52-1
As recommended by County Counsel, the Board rejected as a late claim, an Application for Leave to Present Late Claim for personal injuries, in an amount in excess of \$500,000.00, submitted by Attorney John R. Vetter on behalf of Steven Anthony Silva.

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110
RESOLUTION NO. 96-83 was adopted, at the recommendation of the Airports Department, amending Resolution No. 172-82 to add gate card fees, in the amount of \$25.00 per year, for the Lake Tahoe Airport, to be effective June 1, 1983.

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At the request of the Public Works Department, the Board authorized the following:

- 110
- Purchase of a heat exchanger unit for the heating-cooling system in the Engineering Division of said Department, at a cost of approximately \$1,500.00, plus cost of installation by Building and Grounds Division of \$300.00;
 - Chairman to sign appropriate budget transfer, transferring \$1,800.00 from Equipment (3370A) to Structures and Improvements (3360) for same.

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150-76
212-
RESOLUTION NO. 97-83 was adopted, at the request of the Area Agency on Aging, proclaiming May 1 - 31, 1983, as "Older Americans Month" in El Dorado County and urging citizens to honor and celebrate this special event.

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At the recommendation of the Agriculture Department, the Chairman was authorized to sign Leases with the following for Fiscal Year 1983-84:

- 341-1
- a. Amador County for use of El Dorado County's heavy capacity weight truck, at a cost of \$650.00; and
 - b. Placer County for use of El Dorado County's heavy capacity weight truck and 20-gallon liquified petroleum gas test prover, at a cost of \$1,550.00.

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213
The Board accepted the Third Quarterly Budget Report for Fiscal Year 1982-83, submitted by the Chief Administrative Officer, and directed it be placed on file.

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At the recommendation of the General Services Division, the Chairman was authorized to sign Amendments to Agreements with the following architects to perform services related to the original Agreements, due to the reorganization of the architectural firm of Nopp, Zeiner, Atchinson & Associates, Inc.:

- 114-7
74-14
74-14
74-14
- a. Dick Zeiner, for preparation of bid documents, and administration of bid openings and construction work for four lighting projects at County buildings;
 - b. Robert C. Atchinson, for preparation of design documents for the Western Slope Animal Control Facility Addition Project;
 - c. Dick Zeiner, for Phase IV of the Cultural-Educational Center at South Lake Tahoe;
 - d. Dick Zeiner, for the permits and application phase of the proposed Senior Citizens Center at South Lake Tahoe.

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The Board concurred with the Sierra Planning Organization staff's review comments on the following:

- 3 8.5
- a. Application of California Human Development Corporation for Youth Employment & Training Program (YETP) (Sierra Planning Organization recommended "no comment");
 - b. Preapplications of El Dorado Irrigation District for Pleasant Oak Main; Sly Park Line and Cover Reservoir; Strawberry New Water Intake; Kirkwood Well and Pump Station; Lakehills Estate New "12" Line; Outingdale Water System; Rickwalk Line - Tie Onto Line; and Sly Park Camps - Tie Onto Water System (Sierra Planning Organization recommended "favorable" comments).

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123-19
On motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried, Budget Transfer No. 163 was adopted, advancing \$48,195.00, from the County Treasury (800) to the Marble Mountain Community Services District (430), as a loan until revenues are received.

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283
The Sheriff's request for approval of budget transfer number 172, increasing the Sheriff's Department Overtime (1030) by \$20,000.00 and decreasing Peace Officers Training (POST) by said amount, was continued to May 3, 1983, for further justification for the request, to include a review of the Sheriff's extra-help budget account for consideration of a line-item transfer of funds from same to the overtime account, on motion of Supervisor Flynn, seconded by Supervisor Dorr, and carried by the following vote: Ayes: Supervisors Dorr, Lowe, and Flynn; Noes: Supervisors Walker and Stewart.

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72
At the recommendation of the Planning Department, and on motion of Supervisor Dorr, seconded by Supervisor Lowe, and unanimously carried, the Chairman was authorized to sign a letter, to be sent to the State Department of Finance, requesting participation in the 1985 Special Census.

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At the recommendation of the General Services Division, and on motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried, the Chairman was authorized to sign the following relating to landscape maintenance at the Government Center at South Lake Tahoe:

- 74-800
- a. Agreement with Zehren Landscape Nursery of South Lake Tahoe, in an amount not to exceed \$5,830.00, for period May 1, 1983 - October 31, 1983, subject to the insertion of additional language as recommended by County Counsel this date;
 - b. Office of Primary Responsibility form authorizing the Building and Grounds Unit of said Division to monitor said contract.

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On motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried, Dr. Dougherty, Director of Mental Health, was authorized to testify in support of Senate Bill 141 relating to the plea of guilty but insane.

227
326
On motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried, Dr. Dougherty, Director of Mental Health, was authorized to testify in support of Assembly Bill 1566, regarding reallocation of State hospital days to small counties.

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(353)
116
On motion of Supervisor Dorr, seconded by Supervisor Lowe, and unanimously carried, the Board approved a Policy and Procedure Statement relating to employee transfers, as recommended by the Personnel Director.

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(175)
117
RESOLUTION NO. 98-83 was adopted, at the request of the County Clerk, and on motion of Supervisor Lowe, seconded by Supervisor Flynn, and unanimously carried, adopting revised job specifications for the Chief Elections Clerk position.

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123-2 ✓
RESOLUTION NO. 99-83 was adopted, on motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried, declaring Rising Hill Road Community Services District duly organized, and appointing the following as members of its Board of Directors: George F. Alleman, Harold F. Humphrey, J. Scott Lumsden, Melvin E. McLaury, and Michael A. Restaino.

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183 (US)
On motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried, the Chairman was authorized to sign a letter to the Presiding Judge of the Superior Courts requesting the Courts determine and implement a plan that will accomplish equivalent savings for the Superior Courts staffing costs as are accomplished by other departments through the temporary furlough imposed with respect to all other County employees.

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296 (125)
On motion of Supervisor Dorr, seconded by Supervisor Lowe, and unanimously carried, the Board approved in concept an Ordinance restricting the type of vehicle that can be parked on residential streets for periods in excess of one hour, or the time necessary to load or unload the vehicle; and directed staff to prepare an "enabling" Ordinance to be brought back to the Board for introduction.

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22-1
At the recommendation of the Health Department, and on motion of Supervisor Walker, seconded by Supervisor Dorr, and unanimously carried, the Chairman was authorized to sign the following:

- a. Agreement (CMSP 09-83) with the State Department of Health Services, for funds in a maximum amount of \$58,212.00, for participation in the County Medical Services Program for medical care to medically indigent adults, for the period January 1, 1983 - June 30, 1983;
- b. Letter of transmittal, stipulating Board considers said Agreement as an Agreement of adhesion.

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83
The City of South Lake Tahoe requested favorable consideration of the South Lake Tahoe Visitors Bureau's request to relocate its offices to the building which currently serves as the South Lake Tahoe City Administration Center.

The matter was continued to May 10, 1983, and the Board requested that an amendment to the Lease Agreement with the City of South Lake Tahoe be prepared, whereby the City would be allowed to sublease to the Visitors Bureau for the remainder of said Lease Agreement (two years), on motion of Supervisor Lowe, seconded by Supervisor Flynn, and carried by the following vote: Ayes: Supervisors Lowe, Walker, Flynn, and Stewart; No: Supervisor Dorr.

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At the request of the County's Assembly Bill (AB 90) Advisory Group, and on motion of Supervisor Stewart, seconded by Supervisor Lowe, and unanimously carried, the Board took the following action:

- a. Adopted RESOLUTION NO. 101-83 involving El Dorado County in the AB 90 Program;
- b. Approved the allocation of AB 90 Program funds for fiscal year 1983-84 as recommended by the AB 90 Advisory Group, as outlined by Rosemary Manning, Chairperson of said Group, in her letter to the Board dated April 18, 1983, with the exception of its deletion of County administrative costs, for which the Board directed \$1,167 be allocated.

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50-76
At the request of the Area Agency on Aging, and on motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried, the Board approved the budget revision to the 1982-83 Area Plan, to be submitted to the State Department of Aging, reflecting the utilization of one-time Community Action carryover monies, in the amount of \$7,834.00, to offset an anticipated deficit of the Nutrition (C-1 and C-2) Program.

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Hearing was held as duly advertised to consider the following as requested by the Area Agency on Aging:

- 38-76
- Resolution be adopted, authorizing the Chairman to sign the Area Plan on Aging for Planning and Service Area 29 for period July 1, 1983, through June 30, 1986, which includes the Area Plan Budget for Fiscal Year 1983-84, in the amount of \$309,043.00, for administration of Title III Older Americans Act programs;
 - Chairman be authorized to sign letter of transmittal relating to same;
 - Ordinance be introduced, reflecting revision of Commission on Aging's By-Laws.

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

On motion of Supervisor Walker, seconded by Supervisor Dorr, and unanimously carried, RESOLUTION NO. 100-83 was adopted; the Chairman was authorized to sign the letter of transmittal; and the Ordinance was the reading thereof waived, and it was continued to May 3, 1983, for adoption.

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SPECIAL ORDERS

PLANNING MATTERS

423
Patterson, Pesses & Associates requested waiver of the requirement that public streets have a minimum 50-foot right of way, and acceptance of the offer of dedication of all streets within Summit View Subdivision, and that said streets, which have 40-foot minimum rights of way, be included into the County maintained road system.

At the recommendation of County Counsel, and on motion of Supervisor Walker, seconded by Supervisor Lowe, and carried by the following vote: Ayes: Supervisors Dorr, Lowe, Walker, and Flynn; No: Supervisor Stewart, the Board directed the Clerk to reschedule the matter for a public hearing as required to consider amending the Final Map for Summit View Subdivision.

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572-9
The Board took no action on the request of Kenneth Wilkinson that the Board intervene in the matter of mitigation fees required by the Shingle Springs Fire Protection District resulting from his application, along with other property owners, for rezoning of 450 acres in the Barnett Ranch area from Exclusive Agricultural Zone to Estate Residential Five-Acre Zone, and the parcel map submitted by Fred Wilkinson for his 20 acres in said area. (Rezoning to be considered by the Planning Commission on May 26, 1983, after which the matter will come to the Board for consideration.)

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170
At the request of the Planning Department, and on motion of Supervisor Stewart, seconded by Supervisor Dorr, and unanimously carried, the Chairman was authorized to sign a response to the Tahoe Regional Planning Agency, commenting on the draft Environmental Impact Statement for the Tahoe Regional Plan.

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353
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22-11A
The Planning Commission submitted for adoption, a Policy regarding on-site community sewage disposal systems/facilities for the Western Slope of El Dorado County; and recommended, upon adoption of same, appointment of a committee, consisting of engineers from El Dorado Irrigation District, the City of Placerville, and Georgetown Divide Public Utility District; a member of the Environmental Health Department; Dan Hinrichs of Culp/Wesner/Culp; and Gene Thorne, local land surveyor, to establish design standards for said facilities.

On motion of Supervisor Lowe, seconded by Supervisor Flynn, and unanimously carried, the Policy was adopted with amendment to the first paragraph of same as recommended by Supervisor Lowe, and additional language at the end of the Policy as recommended by the manager of the Georgetown Divide Public Utility District; and the committee was appointed as recommended.

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57
The Planning Director's report 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, was continued to May 10, 1983, on motion of Supervisor Dorr, seconded by Supervisor Walker, and carried by the following vote: Ayes: Supervisors Dorr, Walker, Flynn, and Stewart; No: Supervisor Lowe.

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The Board of Supervisors recessed to convene as the Board of Directors of the County Redevelopment Agency (see Minutes of same under separate cover) after which the Board of Supervisors reconvened as the Board of Directors of County Service Area No. 7 (Ambulance Service), with Supervisor Stewart absent.

61-7
At the recommendation of the Program Monitor of County Service Area No. 7, and on motion of Director Flynn, seconded by Director Walker, and carried by the following vote: Ayes: Directors Dorr, Walker, and Flynn; No: Director Lowe; Absent: Director Stewart, the Board authorized waiver of formal bidding procedure and purchase of one fire radio, one medical radio, R/T pak and handi talkie from Motorola Corporation, at a cost not to exceed \$6,621.03 during Motorola's Spring sale on mobile radios, as needed to place the new ambulance into service; said waiver based on the finding that competitive bidding would not be in the public's interest because the unique nature of the property precludes receiving bids.

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The Board of Supervisors reconvened, with Supervisor Stewart absent for the duration of the meeting. First Vice Chairman Lowe presided.

164
At the request of the Deputy Director of the County Office of Emergency Services, and on motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried by those present, the Board reaffirmed its action of April 12, 1983, wherein Resolution No. 88-83 was adopted 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.

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200-5
At the recommendation of the Sheriff, and on motion of Supervisor Dorr, seconded by Supervisor Flynn, and unanimously carried by those present, the Chairman was authorized to sign an Agreement with the County of Los Angeles for transportation of prisoners, for period not beyond June 30, 1985.

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(57) 32 On motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried by those present, the matter of an Ordinance which would require the payment of delinquent taxes prior to the processing of application for any real property development, including construction, was continued off calendar.

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64 Board review of Grant Application, submitted to Lahontan Regional Water Quality Control Board, for State assistance funds to correct erosion problems in the Rubicon area, and discussion with Jim Yost, Project Engineer from Brown and Caldwell, relating to same, was continued to May 3, 1983, at 10:30 a.m., on motion of Supervisor Walker, seconded by Supervisor Dorr, and unanimously carried by those present.

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613 On motion of Supervisor Dorr, seconded by Supervisor Walker, and unanimously carried by those present, the Board authorized a committee of two Board members to conduct a meeting at South Lake Tahoe to take public testimony on proposed assessment rates for County Service Area No. 3 for mosquito abatement, ambulance service, and administrative costs, prior to the Board's public hearing on same which will be held in Placerville at a later date.

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92 93 330 The Board directed that letters be forwarded to Congressmen Norman D. Shumway and Eugene Chappie expressing concern with the increasing number of permits issued by the California Department of Parks and Recreation for commercial rafts on the American River within the Auburn Dam Project area, on motion of Supervisor Flynn, seconded by Supervisor Lowe, and carried by the following vote: Ayes: Supervisors Lowe, Walker, and Flynn; Abstain: Supervisor Dorr; Absent: Supervisor Stewart.

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By informal consensus, the Chairman was authorized to sign a letter to all elected County department heads, asking whether they intend to participate in a voluntary 10% reduction of their salaries for the balance of the 1982-83 fiscal year, as requested by the Board on March 29, 1983.

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There being no further business, the Board adjourned to Tuesday, May 3, 1983, at 10:00 a.m.

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APPROVED:

THOMAS L. STEWART, Chairman
PATRICIA R. LOWE, First Vice Chairman

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

By Deputy Clerk