

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES

May 3

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 Associate Pastor John Cowper, First Assembly of God Church.

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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 the Airports Director's application to the California Tahoe Regional Planning Agency for Airport Aid Development (ADAP) funds for capital outlay projects at the Lake Tahoe Airport.

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The Minutes of April 26, 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 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. 177 for the Welfare Department, to augment the General Relief budget (5-201) with \$10,000 County General Funds, due to a \$200,000 reduction in the AFDC-FG appropriation.

No. 181 for the combined Administration/Personnel office to correct overcharges in the Personnel budget.

No. 182 for the Lake Valley Judicial District, transferring funds from Fixed Assets, Extra Help, and Regular Employees Accounts to Jury & Witnesses, Professional and Specialized Services, and Communications Accounts.

No. 183 and No. 184 for Elections/County Clerk, to correct overexpenditures in same.

No. 185 for Superior Court, transferring \$276 from Health Insurance (1120) to Overtime (1030) to cover unexpected expense to the early retirement of one Superior Court Clerk.

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Budget Transfer No. 179 was approved, transferring \$1,000 from General Fund Appropriation for Contingency (9900) to County Counsel's Professional and Specialized Services (2180) for settlement of the Ellis v. Hirsch, et al, matter.

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247
✓ The Chairman was authorized to execute Release of Lien, discharging all property encumbered by the Agreement to Reimburse the County for Public Assistance, as recorded in the official records of El Doardo County in the name of Ronald W. Ramm, Volume 2097, Page 658.

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95
At the recommendation of County Counsel, the Board rejected the protest of possessory interest taxes levied for Fiscal Year 1982-83 submitted by Gold Country River Runners, who also requested the Board find illegal and reduce to zero the assessment of same.

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221
At the recommendation of the Health Department, the Chairman was authorized to sign a contract with Banshi Vora, M.D., Lake Tahoe Obstetrics & Gynecology, to provide prenatal, delivery, and post-partum care to patients referred by the Health Department's branch office at South Lake Tahoe, at a sum of \$1,100.00 per month, for period ending June 30, 1984.

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50-8
RESOLUTION NO. 105-83 was adopted, at the recommendation of Community Programs, authorizing the submission of a proposal to the State Office of Economic Opportunity for Department of Energy (DOE) Low Income Weatherization Program funds, in the amount of \$20,000.00, for low income home weatherization for Fiscal Year 1983-84.

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341-1
RESOLUTION NO. 102-83 was adopted, at the request of the Agriculture Department, authorizing the Chairman to sign an Agreement with the State Department of Food and Agriculture for subvention funds, in the amount of \$16,790.00, for the enforcement and implementation of pesticide permit regulations in El Dorado County for Fiscal Year 1983-84.

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74-80
At the recommendation of the General Services Division, the Chairman was authorized to sign the Notice of Completion for the Agreement with Library Bureau, Inc., Division of Mohawk Valley Community Corporation, of Herkimer, New York, for that portion of Phase IV for the Cultural-Educational Center (Library) at South Lake Tahoe pertaining to the furnishing of bookstacks.

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(350-3)
249
The Data Processing Department was authorized to purchase a printer and cable from Sperry Univac for the Tax Collector's Office, at a cost of \$2,900.00, including tax.

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120
The Board approved the Board Clerk's Property Transfer Request, transferring one Public Address System - Realistic Complete, with mike and base, from the Board of Supervisors' Department to the Planning Department for use in its Area Plan meetings.

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(115)
124-3
RESOLUTION NO. 103-83 was adopted, amending Resolution No. 30-83 to delete one Welder position and add one Equipment Mechanic position in the Public Works Department.

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As recommended by the Personnel Director, the Board approved Letter Agreements with John W. Driscoll, J. Mark Nielsen, and Noble Sprunger, to provide legal services on a rotating basis to the Civil Service Commission, at a rate of \$65 per hour plus reasonable and necessary expenses including mileage.

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RESOLUTION NO. 104-83 was adopted setting a public hearing for June 7, 1983, at 2:30 p.m., to consider establishment of a County Service Area No. 9 for provision of extended local park, recreation or parkway facilities and services; extended road improvement maintenance services; extended drainage easement improvement and maintenance services; extended public cemetery services; and such other services as may be authorized in accordance with law from time to time.

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The following recommendations of J. Dan Healy, relating to traffic problems on Gold Ridge Trail in Pollock Pines, were referred to the Traffic Advisory Committee:

- a. Traffic counting devices be placed across Gold Ridge Trail, and also across Amber, Topaz, and Opal Streets at their intersections with same, to prove the need for stop signs at Amber and Opal; and
- b. Route signs be installed on Sly Park Road at Gold Ridge Drive, to properly direct motorists to Jenkinson Lake, Sly Park, and Mormon Emigrant Trail.

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Budget Transfer No. 176 was approved, reflecting an increase of \$11,000 in estimated revenues in the Health Department's Vital Statistics Budget (6215) and transferring \$5,000 of same to the Medical/Lab Supplies Budget (2140) and \$6,000 for General Fund Appropriation for Contingency (9900), on motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried.

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At the request of Atchinson & Associates, and on motion of Supervisor Walker, seconded by Supervisor Dorr, and unanimously carried, the Chairman was authorized to sign Change Order No. 3 to the Agreement with S.L.N., Incorporated, for the Animal Control Facility Addition, to furnish and install a can washing station, furnish and install bowl type automatic water stations in existing kennel, and install new coated gas line to existing incinerator.

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The County Supervisors Association of California (CSAC) requested the Board review Assembly Bill 574 (Young), which changes the method of collecting possessory interest tax, and respond as to how it would impact El Dorado County. On motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried, the Board elected to advise CSAC that it is opposed to the concept of the State collecting possessory interest taxes currently being collected by the counties, as proposed by AB 574.

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On motion of Supervisor Dorr, seconded by Supervisor Flynn, and unanimously carried, the Board directed that telegrams be sent to State Senators Keene and Doolittle, members of the Senate Judiciary Committee, reaffirming this Board's strong support of Senate Bill 575 (Foran) which provides that in an action for personal injury, property damage and death, where the injury was caused by two or more persons, the damages shall be equitably apportioned by the trier of fact; each defendant would be liable for the percentage of non-economic damages allocated to that person, and liability would be several and not joint.

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341-9
The Agriculture Commissioner requested the Board schedule a Policy Review Session with County Counsel, Risk Management, and the Agriculture Department regarding who will be the principle contact and negotiator for all contracts and agreement between El Dorado County and the Lake Tahoe Humane Society. On motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried, the Board directed that the matter be placed on its agenda for May 10, 1983, with a time allocation of 11:00 a.m.

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124-1
14-1
The Board scheduled a Policy Review Session with the Planning Director, to discuss the Planning Department work program, for Wednesday, May 4, 1983, at 9:00 a.m., on motion of Supervisor Walker, seconded by Supervisor Flynn, and carried by the following vote: Ayes: Supervisors Walker, Flynn, and Stewart; No: Supervisor Dorr; Abstain: Supervisor Lowe.

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246-5
Rubicon
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At the recommendation of Public Works, the Board accepted and filed the Negative Declaration for the Lotus Road Bridge Project (No. 3026); and adopted Alignment 1B as the official route for same, on motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried.

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Through discussion with Mr. Jim Yost, Project Engineer from Brown and Caldwell, the Board reviewed the grant application submitted to Lahontan Regional Water Quality Control Board for State assistance funds to correct erosion problems in the Rubicon area; and on motion of Supervisor Lowe, seconded by Supervisor Flynn, and unanimously carried, the Board ratified the submittal of said grant application.

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246
At the recommendation of the Public Works Department, and on motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried, the Board rejected all bids for construction of concrete improvements at four locations on County roads on the western slope (Project No. 7072), as the low bid of \$61,500.00 is considerably in excess of the engineer's estimate, and sufficient funds are not available in the respective Road Improvement Funds to accommodate said bid.

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241
The Airports Department recommended the Chairman be authorized to sign a one-year Ground Transportation Agreement with Gray Line Scenic Tours, Inc., dba California-Nevada Golden Tours, for the transportation (to include loading and unloading) of persons and their belongings to and from the South Lake Tahoe Airport, at a fee of 5 per cent of the carrier's gross receipts for each pickup.

The matter was continued off calendar, on motion of Supervisor Walker, seconded by Supervisor Stewart, and carried by the following vote: Ayes: Supervisors Lowe, Walker, and Stewart; Noes: Supervisors Dorr and Flynn.

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23-4
Mr. Ray LeBlanc of Lake Tahoe Transportation Systems, Inc., requested reimbursement, in the amount of \$369.00, for costs incurred for preparation of monthly ridership reports relating to special low income, elderly, and handicapped transit services for ongoing monitoring services.

At the recommendation of Community Programs, and on motion of Supervisor Lowe, seconded by Supervisor Stewart, and carried by the following vote: Ayes: Supervisors Dorr, Lowe, Flynn, and Stewart; No: Supervisor Walker, the Board denied the request.

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At the recommendation of Community Programs, and on motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried, the Chairman was authorized to sign an Agreement with Lake Tahoe Transportation Systems, Inc., for special need dial-a-ride transportation services at South Lake Tahoe for period March 1, 1983 through June 30, 1983; and Community Programs was authorized to prepare an addendum to said Agreement, increasing the total number of subsidized one-way non-transferrable tickets issued per month, from 700 to 900, provided funds are available in Community Programs' current budget and no further application to the California Tahoe Regional Planning Agency (CTRPA) is required.

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As recommended in a memorandum to the Chief Administrative Officer from the Undersheriff, dated April 28, 1983, the Board approved the Sheriff's revised proposal for increasing his Overtime Account, i.e., transferring \$8,000 from the Sheriff's Extra Help Account to the Sheriff's Overtime Account, and \$14,000 from the Jail Overtime Account to the Sheriff's Overtime Account, for a total increase of \$22,000 in the Sheriff's Overtime Account, on motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried.

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The Sheriff requested the following to reopen discussion regarding the 1983-84 target funding level for the Sheriff's Department:

- a. Grand Jury's Efficiency in Government Committee be requested to study said Department's structure, personnel deployment and operation;
- b. Committee be provided for the purpose of comparison, a list of the Budget Review Committee suggestions and the Department's recommended alternatives to meet the 1983-84 target figure; and
- c. Said Committee be requested to respond with its recommendations by May 20, 1983.

On motion of Supervisor Dorr, seconded by Supervisor Walker, and unanimously carried, the request was received and filed.

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At the recommendation of the County Surveyor, and on motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried, the Board approved the request of Leonard A. Miller for a variance to County Ordinance Code requirements pertaining to subdivision monuments, to allow an optional monument for Gold Strike Rural Subdivision.

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On motion of Supervisor Walker, seconded by Supervisor Lowe, and unanimously carried, an Ordinance was introduced which would amend the County Ordinance Code governing the County Fish and Game Committee, increasing the membership of same from five to seven, with the two additional members to represent the County at large and serve at the pleasure of the Board; the reading thereof was waived; and it was continued to May 10, 1983, for adoption.

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ORDINANCE NO. 3357 was adopted reflecting revision of Commission on Aging By-Laws, on motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried. (Introduced 4/26/83)

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12-11 ✓
At the recommendation of the El Dorado County Resources Plan Committee, Chuck Falkenstein, Harry Dunlop, Terry Holm, and Ed Murray were appointed ✓ as members of same, on motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried.

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22-9a ✓
The request of the Golden Empire Health Systems Agency, for funds in the amount of \$1,711 as El Dorado County's contribution to said Agency, was deferred until hearings on the County's 1983-84 budget, on motion of Supervisor Dorr, seconded by Supervisor Lowe, and unanimously carried.

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SPECIAL ORDERS

PLANNING MATTERS

46-204 ✓
59
Hearing was held as duly advertised to consider a proposal to create two parcels on property zoned Exclusive Agricultural (Agricultural Preserve No. 204), consisting of 79.59 acres, and located south of the junction of State Highway 49 and Wallace Road in the Placerville Periphery and Gold Hill areas, petitioned by Doyle M. Cavender. The Planning Commission recommended approval of the requested Parcel Map (No. P82-90) subject to the six conditions outlined in the Commission's memorandum to the Board dated March 31, 1983, based on the following reasons:

1. The Agricultural Commission has determined that this project will not be detrimental to the existing agricultural pursuits on the property;
2. The proposed division will not be detrimental to the existing parcel or to adjacent parcels for long-term agricultural production; and
3. The approval of this division will not hinder agricultural access to water and public roads or otherwise hinder the continuation or development of agricultural uses.

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 Board approved the Negative Declaration as filed, concurred in the reasons of the Planning Commission, and approved Tentative Parcel Map P82-90 subject to the six conditions proposed by the Commission.

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Hearing was held as duly advertised to consider the following:

- a. Rezoning of lands in the ✓ Cameron Park area from Planned Commercial-Design Control Zone to Planned Commercial-Design Control-Planned Development Zone, consisting of 1.3 acres, petitioned by Albert Fortino ✓ for Cottage Square Plaza; and
- b. Tentative Map for Cottage Square Plaza in the Cameron Park area, consisting of 1.3 acres, comprising 10 lots; subdivider: Albert Fortino.

Mr. Wayne Swart, project engineer, was present and spoke on behalf of the applicant.

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

Continued next page

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On motion of Supervisor Dorr, seconded by Supervisor Lowe, and unanimously carried, the Board approved the Negative Declaration as filed, and approved the rezoning by adoption of ORDINANCE NO. 3358 which amends the County Zoning Ordinance accordingly, to become effective upon the filing of the final map for Cottage Square Plaza, based on the following reasons:

1. The Planned Development Zone is consistent with the land use designation and Goals and Policies of the Cameron Park Area Plan;
2. The project is designed to provide a desirable environment within the project boundaries;
3. There are no major deviations from the traditional zoning requirements;
4. The site is physically suited for the proposed design and density of the project;
5. Water and sewer service are to be provided by E.I.D. and fire protection is to be provided by the Cameron Park Fire District;
6. The project does not significantly detract from the natural land and scenic values of the site; and
7. The zoning is to become effective upon the filing of the final map.

On motion of Supervisor Dorr, seconded by Supervisor Lowe, and unanimously carried, the Board approved the Negative Declaration as filed, and approved the Tentative Map for Cottage Square Plaza, subject to the 13 conditions proposed by the Planning Commission, based on the following reasons:

1. The tentative map is in compliance with the Cameron Park Area Plan;
2. The site is physically suited for the type of development and density proposed;
3. The design of the subdivision and the proposed improvements will not cause substantial environmental damage;
4. The environmental concerns identified in the review of the project have been mitigated as a result of conditions placed on the tentative map;
5. Adequate public services are available: water and sewer -- E.I.D.; fire protection - Cameron Park Fire District.

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Hearing was held as duly advertised to consider adoption of amendments to various sections of the Residential and Agricultural Zoning Ordinances relating to time periods in which mobilehomes are allowed by right while building a main dwelling, to allow mobilehomes or travel trailers where a valid building permit for the dwelling and an occupancy permit for the mobilehome or travel trailer are obtained and in effect; and to delete references to a third-year mobilehome by special use permit.

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

On motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried, the proposal was referred to County Counsel for the appropriate Ordinance to be prepared and brought back to the Board.

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The Planning Department recommended approval of the request of the El Dorado Hills/Salmon Falls Area Plan Advisory Committee for a 90-day continuance of any public workshops or hearings relating to the El Dorado Hills/Salmon Falls Area Plan, in order to separate the policies of both areas as requested by the Planning Commission.

On motion of Supervisor Dorr, seconded by Supervisor Flynn, and unanimously carried, the Board granted the extension as requested, and directed the Planning Director to work with the Committee and attempt to get the Plan completed as soon as possible.

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The Planning Department requested the Board review the proposed conditions for a Lease/License Agreement with Jim and Nancy Kain, owners of the Chili Bar Whitewater Center, to insure adequate safety equipment is used by private boaters, to educate private boaters about public and private lands, and to charge an equitable fee commensurate to those fees now being charged for commercial river use, and requesting Board direction regarding same.

On motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried, the Board directed Planning Department staff to consider the cost of utilizing County staff at Chili Bar Whitewater Center for counseling private boaters concerning private/public lands, sanitation procedures, and river etiquette, as opposed to the cost of contracting with the Kains or a private rafting association to perform said service for the County, or any other viable suggestion, to determine which is the least costly alternative and report back to the Board.

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83-13
At the request of the Planning Department, and on motion of Supervisor Dorr, seconded by Supervisor Lowe, and unanimously carried, the Chairman was authorized to sign Change Order No. 2 to the Contract with Knutsen Builders for construction of the Shingle Springs Plaza Park, for installation of a Class II aggregate base for the driveway segment east of the main parking area, and corrugated, metal pipe in a specified location east of the main parking area, at an additional cost of \$813.00.

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GENERAL ORDERS

102
On motion of Supervisor Lowe, seconded by Supervisor Stewart, and unanimously carried, the Board introduced an Ordinance governing single family residential building permit allocations at South Lake Tahoe, waived the reading thereof, and it was continued to May 10, 1983, for adoption.

After discussing the aforementioned Ordinance, the Board rescinded its introduction of same, and directed the Ordinance be placed on the Board's agenda of May 10, 1983, for introduction, on motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried.

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21
On motion of Supervisor Lowe, seconded by Supervisor Walker, and carried by the following vote: Ayes: Supervisors Lowe, Walker, Flynn, and Stewart; No: Supervisor Dorr, the Board approved the Airports Director's letter to the California Tahoe Regional Planning Agency (CTRPA), dated April 20, 1983, wherein he outlines three capital outlay projects proposed for the Lake Tahoe Airport to help expedite aircraft flow, and makes application for Airport Aid Development (ADAP) funds, in the amount of \$37,400.00, which constitutes the County's 10% match required by the Federal Aviation Administration (FAA) for capital funds from same for the balance of the total cost of the three projects (\$374,000.00); and, further, approved an additional request to CTRPA for matching funds for overlay projects, repairs and maintenance projects, snow removal, and fire equipment.


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There being no further business, the Board adjourned to Tuesday, May 10, 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