

# STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES

May 17

19 83

The Board convened in regular meeting. Present: Supervisors Robert E. Dorr, Patricia R. Lowe, W. P. "Dub" Walker, and Thomas L. Stewart. Absent: Supervisor Joseph V. Flynn (Supervisor Flynn was present for the afternoon session.) Dixie L. Foote, Assistant Board of Supervisors Clerk, was also present. Chairman Stewart presided.

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The Invocation was offered by Mr. Wally Becker, Director of Parish Life, First Lutheran Church.

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The Pledge of Allegiance to the Flag was led by the Clerk, Dixie L. Foote.

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The Board presented a plaque to Mr. Edward Q. Redmond in recognition of his service to the County as an employee in the Health Department from August 4, 1969, through April 1, 1983.

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The Agenda was adopted, on motion of Supervisor Dorr, seconded by Supervisor Walker, and unanimously carried by those present, with the addition of four items: Personnel Director's recommendation for additional classifications to be added to the existing "early retirement window period" of May 10 through August 31, 1983; County Counsel's recommendations regarding the airport use agreement with Air Cal; Planning Director's recommendation regarding future applications for general plan amendment, rezoning and special use permits for parcels adjacent to the South Fork of the American River prior to the Board's adoption of the River Management Plan; and Chief Administrative Officer's recommendation the Board stipulate it will expend 1983-84 AB90 funds in accordance with the Welfare and Institutions Code.

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The Minutes of May 10, 1983, were approved as submitted, on motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried by those present.

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

The Board approved Assessment Roll Change number 1317.

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At the recommendation of County Training Programs, the Chairman was authorized to sign Modification No. 2 to Subgrant (No. 8200-2911) with the California Balance-of-State, Employment Development Department, for operation of the Comprehensive Employment and Training Act (CETA) Program in El Dorado County, increasing budget by \$296,371.00 to a new total of \$989,763.00.

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117  
At the request of the Auditor-Controller, the Board set a hearing for June 14, 1983, at 11:30 a.m., to adopt a Resolution establishing \$32,704,016.00 as the appropriation limitation from proceeds of taxes for the 1983-84 fiscal year, to comply with the provisions of Article XIII B of the California Constitution relating to the provisions of Proposition 4.

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74-16  
At the recommendation of the General Services Division, the Board accepted as substantially completed, the portions of the Animal Control Facility Addition Project as listed in the project architect's letter to the Board dated May 3, 1983 (rooms 100 through 108).

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74-17  
At the recommendation of the General Services Division, the Chairman was authorized to sign a Certificate of Substantial Completion for the District Attorney Building Remodel Project as submitted by the project architect.

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112-7  
Bid No. 210-420, instant-dry, ready-mixed traffic line paint for the Public Works Department, was awarded to the low bidder, Norris Paint Company of Salem, Oregon, in an amount not to exceed \$19,500.00.

112-7  
Bid No. 906-418, electrical lighting for the new multi-purpose building at the County fairgrounds, was awarded to the bidder meeting specifications, RCF Electric, Inc., of Camino, in the amount of \$21,993.00.

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214-4  
Upon being advised by the County Risk Manager that a house and outbuildings on Latrobe Road acquired by the County from Mrs. Ida Alexander to settle a claim, are provided water service, pursuant to a deed, from a spring on the property of Charles M. and Joanne L. Pace in Latrobe Hills Estates, the Board directed County Counsel to prepare a quitclaim deed to the Paces for the water rights to that portion of the property acquired by the County.

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30  
The Board continued to May 31, 1983, the Risk Manager's request for authorization to solicit proposals to demolish, dismantle, and/or remove the old "T" hangars at the Placerville Airport, with the provision that the successful bidder will do so at no cost to the County but will receive the materials of the old hangars in consideration for the work.

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223  
D. J. Sekany and Vern Conover were appointed to the Correctional Facility Advisory Committee representing Supervisorial Districts I and III, respectively.

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212  
RESOLUTION NO. 111-83 was adopted authorizing the Garden Valley Community Association to close the road beginning at the corner of Marshall Grade and Black Oak Mine Roads, proceeding south on Marshall, turning east on Garden Valley Road, and ending at Golden Sierra High School, from 11:00 a.m. to 12:00 noon, on Monday, July 4, 1983, for a parade.

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216  
Planning  
At the recommendation of the Public Works Department, and on motion of Supervisor Dorr, seconded by Supervisor Lowe, and unanimously carried by those present, the Chairman was authorized to sign a contract with Pacific Gas and Electric Company for relocation of electrical facilities on Bassi Road for Project No. 7071, Construction of Grading and Paving Improvements at Five Locations on County Roads on the Western Slope, at a cost of \$2,200.00, and RESOLUTION NO. 110A-83 was adopted accordingly.

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57 (216)  
At the recommendation of County Counsel, and on motion of Supervisor Walker, seconded by Supervisor Lowe, and unanimously carried by those present, the Board rescinded its action of May 10, 1983, whereby it approved a one-year airport use agreement with Air California, dba Air Cal, for the operation of a scheduled airline service to and from the Lake Tahoe Airport; approved a new agreement for same which provides a month-to-month term with a ninety-day limit, making a finding that the agreement is exempt from the California Environmental Quality Act (CEQA) as an emergency project pursuant to the provisions of Section 15071 of the State Guidelines Implementing CEQA specifically because air service is needed to maintain ingress and egress to and from the Tahoe Basin during the closure of Highway 50; and directed that a Notice of Exemption be filed with the County Clerk.

Further, the Board requested the Planning Department to report back to the Board on May 24, 1983, outlining the initial study of Air Cal's impact on the Tahoe Basin environment, as recommended by the Attorney General's Office, and advise the Board of the purpose to be served by said study and the time and costs involved in same, on motion of Supervisor Stewart, seconded by Supervisor Lowe, and carried by the following vote: Ayes: Supervisor Lowe, Walker, and Stewart; No: Supervisor Dorr; Absent: Supervisor Flynn.

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326  
The Alliance of California Taxpayers & Independent Voters requested the Board adopt a Resolution in support of Senate Constitutional Amendment 26 (Seymour) and Assembly Constitutional Amendment 38, regarding new and increased local taxes being approved by a two-thirds vote of the electorate, and mandates of the Legislature increasing Local Government costs being fully funded by appropriations from State revenues.

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

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298-1  
The Assessor's request for authorization to fill a vacant Appraiser III position was deferred until hearings on the County's 1983-84 budget, on motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried by those present.

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115  
At the request of the Personnel Director, and on motion of Supervisor Dorr, seconded by Supervisor Walker, and unanimously carried by those present, the Board added the following classifications to the existing "early retirement window period" of May 10 through August 31, 1983, so the "two year additional service credit" can be offered to those eligible: Deputy Sheriff I, Deputy Sheriff II, Building Maintenance Worker II, Administrative Assistant II, Building Inspector II, and Senior Planner, with the understanding that the Deputy Sheriff I and II positions are not to be deleted.

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RESOLUTION NO. 112-83 was adopted, on motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried by those present, requesting the Federal Communications Commission to waive the requirement that Cable TV of Meyers carry Nevada stations rather than California, and directed that copies of said Resolution be forwarded to our legislators in Washington, D.C.

Further, on motion of Supervisor Walker, seconded by Supervisor Dorr, and unanimously carried by those present, Supervisor Lowe was requested to work with County Counsel's office to draft a Resolution outlining the purpose and responsibilities of a citizens advisory committee to be formed to act as an advisory unit between Cable TV of Meyers and the Board of Supervisors on miscellaneous matters concerning the Company, and bring same back before the Board for adoption.

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Hearing was held as duly advertised to consider vacating a portion of Caldor Road from Henry's Diggings to its end at Caldor, a length of 7.97 miles, as recommended by the Public Works Department.

Mr. Joe Vaira, owner of property in the area, was present to ask questions which were answered by Mr. Steve Jackson of the Public Works Department, after which Mr. Vaira raised no objection to the proposed vacation.

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

RESOLUTION NO. 113-83 was adopted, on motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried by those present, vacating the portion of Caldor Road from Henry's Diggings to its end at Caldor, a length of 7.97 miles.

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At the request of Mr. Robert Peterson, Director, Human Resource Management for Diametrics, Inc., and on motion of Supervisor Walker, seconded by Supervisor Dorr, and unanimously carried by those present, the Board proclaimed the week of June 12 through 18, 1983, as "Summer Youth Employment Week" in El Dorado County.

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RESOLUTION NO. 114-83 was adopted, at the recommendation of the Public Works Department, and on motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried by those present, rescinding the official map adopted October 9, 1979, establishing the future right of way of a portion of Carson Road; and adopting the alignment shown on a map entitled the Official Map of Future Right of Way, which was approved by the Director of Public Works on May 3, 1983, as the new official route for the Carson Road extension.

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The matter of the Board's consideration of termination of special use permits with the U.S. Forest Service for the County maintenance of roads in summer home tracts was continued to May 24, 1983, so that Supervisor Flynn and the Director of Public Works can be present, on motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried by those present.

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22-1  
RESOLUTION NO. 115-83 was adopted, at the recommendation of the Health Department, and on motion of Supervisor Walker, seconded by Supervisor Dorr, and unanimously carried by those present, authorizing the Chairman to sign an Agreement with the State Department of Health Services for funds, in the amount of \$10,000.00, for Maternal and Child Health services for the period July 1 through December 31, 1983.

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13-2  
Consideration of an urgency Ordinance relating to sewer allocations and building permits within the jurisdiction of the South Tahoe Public Utility District was continued to May 31, 1983, on motion of Supervisor Stewart, seconded by Supervisor Lowe, and unanimously carried by those present.

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423  
Hines Ranch  
Subdivision  
Duane A. and Arletta J. Munger requested the Board intervene, in their behalf, to relieve them of the required \$1,000 subdivision mitigation required as a condition of approval for Hines Ranch Subdivision, and payable to Gold Oak Elementary School District.

At the recommendation of the Planning Director, the request was referred to the Gold Oak Elementary School District, on motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried by those present.

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13-2  
Wayne N. and Lori A. Turner requested the Board revise the Agreement between the Turners and the County, which was approved by the Board on March 22, 1983, relating to the Building Department's granting of a final inspection approval for funding purposes on the Turners' home at 4611 Pleasant Valley Court in Pleasant Valley; said Agreement outlining conditions as proposed by the Director of Environmental Health in his memorandum to the Board dated March 22, 1983.

On motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried by those present, the Board upheld its action of March 22, 1983, requiring the Turners to sign the Agreement as prepared by County Counsel on April 12, 1983; with said Agreement to be dated March 22, 1983, if the Turners so desire, and paragraph "D" amended to read, "Until such time as an approved system is installed, the existing system shall be monitored on a regular basis with a report submitted to the County within six months of the date of installation describing compliance with County requirements." ("System" referred to is the septic system for sewage disposal.)

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208-2  
On motion of Supervisor Walker, seconded by Supervisor Lowe, and unanimously carried by those present, the Board referred to the County Chamber of Commerce Economic Development Council, the Sierra Economic Development District's request for comments on pursuing the feasibility of forming a Local Development Corporation for the District to assist identifiable small businesses with financing in the form of loans and loan guarantees through the Small Business Administration.

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The Board recessed for lunch after which it reconvened with all members present.

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## SPECIAL ORDERS

### PLANNING MATTERS

Hearing was held as duly advertised to consider an application for a license to operate a cardroom at 6151 Pony Express Trail, #20, in Pollock Pines, petitioned by William Merrell and Bessie Genevieve Roberts and William Steven and Pamela Choresse Roberts.

The Board received written notification from the Planning Department, Sheriff's Department, and Pollock Pines-Camino Fire Protection District that they do not foresee any problems with the proposed cardroom, therefore recommend approval of the application.

The Building Department also recommended approval of the application subject to the following conditions:

1. Handicapped access ramp be provided;
2. Door swing be changed, and panic hardware added;
3. Fire exit be added at the rear;
4. Additional restroom with handicapped accessibility be provided;
5. Handicapped bars be added to existing restroom; and
6. Hard surface walls and doors be provided.

The Board received a letter from Harold C. and Cleta M. O'Connor of Rancho Cordova, who own a mobilehome in the Sierra Pines Mobile Park, advising they are opposed to the operation of a cardroom at the proposed location.

There were no 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, Lowe, Walker, and Flynn; No: Supervisor Stewart, the Board approved the application to operate a cardroom at 6151 Pony Express Trail, #20, in Pollock Pines, subject to the six conditions proposed by the Building Department, and RESOLUTION NO. 116-83 was adopted accordingly.

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The Mother Lode Alliance of Shingle Springs requested the Board impose an immediate moratorium on the acceptance and review of any special use permit applications submitted for exploration, development or operation of any mining activities proposed for Supervisorial District No. 1 until the Shingle Springs Area Plan can be updated according to applicable State and County laws and procedures.

The Board received a letter from Attorney Michael E. Petersen, representing Gold Fields Mining Corporation, advising said Corporation will shortly submit an application for a special use permit for exploration purposes, and requesting the Board deny the requested moratorium. Mr. Petersen was also present and spoke to the matter this date.

The Board of Supervisors' office received telephone calls representing 25 persons in favor of the requested moratorium, and 3 in opposition.

Mrs. Pamela Masters, Chair, Executive Council of the County Chamber of Commerce, was present and submitted a letter on behalf of same recommending the Board deny the requested moratorium.

Continued next page . . . . .

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Shingle Springs residents Barbara Ashwill, Jeff Rytogg, and Joyce Pogue were present and spoke in favor of the moratorium.

Mr. George Wheeldon, geologist, and Mr. Ray Hunter, representing area miners, were present and spoke in opposition to the moratorium.

Mr. Paul Wolvingson, Special Projects Manager for Gold Fields Mining Corporation, was present and answered questions of Board members.

Supervisor Flynn made a motion, seconded by Supervisor Walker, to deny the requested moratorium.

Supervisor Dorr moved to amend the motion to include that a task force be formed, comprised of citizens representing both mining interests and area residents, to work with Planning Department staff to develop conditions to be imposed on any such special use permits; and Supervisor Walker seconded the motion. (Supervisor Flynn established, by consensus of the Board, that the task force would be advisory to the Board only, and not to hamper progress of special use permit applications; and Supervisor Dorr agreed to coordinate the formation of such a task force.)

The Chairman called for the vote on the motion to amend the original motion, and the amendment carried by the following vote: Ayes: Supervisors Dorr, Lowe, Walker, and Flynn; No: Supervisor Stewart.

The Chairman then called for the vote on the original motion to deny the requested moratorium which carried unanimously.

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95 The Planning Department recommended approval, with conditions, of the transfer of River Use Permit No. 83-53, The River Ducks, from Robert Meyer and Mark Piatti, to Tom Hoeck. The request was continued to May 31, 1983, with direction that the applicant be requested to be present at that time to answer questions of Board members, 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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67) The Planning Director, in a memorandum to the Board dated May 11, 1983, reported on the status of school and fire districts which collect impact fees including those school districts which have received Leroy Greene funds for construction.

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104 At the recommendation of the Planning Director, and on motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried, the Board directed the Planning Director and County Counsel to work with school and fire protection districts to revise the method of reporting their impacted status on an annual basis.

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The Planning Commission submitted for Board consideration, an Ordinance implementing Senate Bill 1534 (Mello) to allow second single family dwellings on all lots zoned for single family residential uses ("Granny Flat" Ordinance). County Counsel and Planning staff advised the Board that State law allowing second single family dwellings on lots zoned for same will go into effect July 1, 1983. The County has the prerogative of doing nothing and having the State law govern, or adopting its own Ordinance establishing County rules and regulations for implementation of the State law.

Mr. Vern Sayles, Chairman of the Housing Advisory Commission, was present and spoke in favor of the Ordinance as proposed. Also present to speak in favor of the Ordinance were Dave Brizzell of Lotus, Larry Worthing of Georgetown, and Arthur Oetting of Placerville.

The following were present and spoke in opposition to the Ordinance as proposed, Eileen Crimm of Pleasant Valley; Ken Humphreys of Rescue; Mary Freeman of the Pollock Pines Citizens Advisory Committee; Dean Essenmacher, homeowner and businessman; Harriet Segal, Secretary of the El Dorado Hills/Salmon Falls Area Plan Committee; Patricia Kriz of El Dorado Hills; John Wolfenden of Latrobe; Peter Hilley of Somerset; Ruth Loeffelbein of the Environmental Protection and Information Council (E.P.I.C.); Cheryl Langley of Lotus; and Guner Broseker of Sleepy Hollow Estates Subdivision in Rescue. The prime basis of opposition was the fact that the proposed Ordinance would allow an additional detached dwelling on single family residential lots, whereas the State law only allows an additional attached dwelling unit.

A motion of Supervisor Lowe, seconded by Supervisor Dorr, to allow the State law to go into effect and review same in one year for modification purposes, did not carry by the following vote: Ayes: Supervisors Dorr and Lowe; Noes: Supervisors Walker, Flynn, and Stewart.

On motion of Supervisor Walker, seconded by Supervisor Flynn, and carried by the following vote: Ayes: Supervisors Lowe, Walker, Flynn, and Stewart; No: Supervisor Dorr, County Counsel and Planning staff were requested to prepare an Ordinance which would amend all zoning Ordinances that permit single-family residences, to allow the following by right: "On single family lots, the following shall be permitted: the expansion of an existing single-family dwelling by not more than 400 square feet to provide an attached apartment by special use permit. This unit will be provided with a separate entrance to the unit and one parking stall."; said Ordinance to be brought back before the Board for introduction on May 31, 1983.

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The Planning Department submitted final revision to Section 17.06.150 to be added to the County Ordinance Code relating to buffer setbacks for the protection of agricultural lands through planning and zoning. The Board reviewed the proposed revision and, by consensus, included additional language to definition "m" (Horticulture) as recommended by the Planning Director in his memorandum to the Board dated May 6, 1983.

On motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried, the Board directed that hearings on the Ordinance Code revisions, relating to buffer setbacks for the protection of agricultural lands through planning and zoning, be set with the Board's next hearings on General Plan and Zoning Amendments in July, 1983.

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51 The Planning Commission submitted for Board consideration, an Amendment to the Major Land Division Ordinance which would prohibit the creation of a lot or parcel which has in excess of 25 per cent of its area covered by manmade or natural water, a water basin, or by a perennial creek, stream, or river. On motion of Supervisor Dorr, seconded by Supervisor Lowe, and unanimously carried, the proposal was received and filed.

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340  
(342) On motion of Supervisor Dorr, seconded by Supervisor Lowe, and unanimously carried, the Board approved the list of State Highway 49, 50, and 89 segments to be forwarded to, and studied by, the State Department of Transportation for Scenic Highway designation, as submitted by the El Dorado County Transportation Commission.

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419 Consideration of information submitted by the Federal Emergency Management Agency, regarding El Dorado County's participation in the National Flood Insurance Program, was continued to May 31, 1983, on motion of Supervisor Dorr, seconded by Supervisor Lowe, and unanimously carried.

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95 The Planning Department was directed to strongly discourage all general plan amendment, rezoning and special use permit applications for parcels adjacent to the South Fork of the American River until the River Management Plan is adopted by the Board of Supervisors; that applications which are pending will continue through the process of formal hearings, and may be judged on their own merits, and any use permits granted should only be granted for one (1) year or less so as not to commit the County to granting a permit in the 1984 river recreation season; with the understanding that the applications of Frances Bacchi, Helen Haines, Vic McLean, and Don Favor will be allowed to go ahead; on motion of Supervisor Walker, seconded by Supervisor Dorr, and carried by the following vote: Ayes: Supervisors Dorr, Walker, Flynn, and Stewart; No: Supervisor Lowe.

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## GENERAL ORDERS

424 At the request of the Chief Administrative Officer, and on motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried, the Board stipulated that the County will expend 1983-84 AB90 funds, as allocated by the Board on April 26, 1983, for the purposes set forth in Subsection (a) of Section 1806 of the Welfare and Institutions Code.

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(325) At the request of the American Forest Products Company, and on motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried, RESOLUTION NO. 117-83 was adopted in opposition to H.R. 1437 (Burton) and S.5 (Cranston), federal legislation which calls for the addition of 2.4 million acres of National Forest land to the California Wilderness System, and supporting the federal administration's proposal for completing the California Wilderness System by the addition of 1.2 million acres of National Forest Service land and releasing the "further study areas" on a timely basis.

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There being no further business this date, the meeting was continued to Wednesday, May 18, 1983, at 10:00 a.m., for Board discussion on the following:

1. Potential departmental consolidations and reorganizations:
  - a. Building and Planning Departments;
  - b. Public Administrator and Public Guardian;
  - c. Others.
2. Building permit services at South Lake Tahoe.
3. Potential transfer of Lake Tahoe Airport to the City of South Lake Tahoe.
4. Other miscellaneous matters relating to the 1983-84 County Budget.

After discussion of the aforementioned matters, with all Board members present and no Clerk in attendance, on Wednesday, May 18, 1983, the Board took no action on same; however, a tape recording was made of the meeting.

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There being no further business, the Board adjourned to Tuesday, May 24, 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