BOARD OF SUPERVISORS MINUTES August 2 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 Charlie Rice, Youth Director, First Baptist Church, Placerville.

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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 Dorr, seconded by Supervisor Walker, and unanimously carried, with additions.

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Approval of the Minutes of July 26, 1983, was continued to August 9, 1983, 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:

Budget Transfer No. 16 was approved, transferring \$1,000 from the Board of Supervisors' Transportation and Travel Account(2250) to its Contribution to Other Agencies (4280) for the County's half of the cost for security at the 1983 County Fair.

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Budget Transfer No. 14 was approved, transferring \$9,440 from the General Fund Appropriation for Contingency (9900) to County Counsel's Professional and Specialized Services (2180), for payment of interim bill for services submitted by Tarkington & Carey relating to the Hostetter vs. El Dorado County matter.

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The Chairman was authorized to execute Release of Lien, discharging all property encumbered by the Agreement to Reimburse the County for Public Assistance, as recorded in the official records of El Dorado County in the name of Debra Davis, in volume 2178, page 148.

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The Board approved Assessment Roll Changes numbered 1345 - 1355; 1363 - 1365; 8129; and 8132. (On August 11, 1983, the Assessor's Office advised that it has voided Assessment Roll Change number 1352.)

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At the recommendation of the Public Works Department, the Chairman was authorized to sign Change Order No. 2 to the Contract with J & S Sealing for construction of grading and paving improvements at five locations (Project 7071), to place 50 lineal feet of 12" corrugated steel pipe in lieu of constructing an asphalt concrete gutter, increasing the cost of the project by \$350.00.

RESOLUTION NO. 200-83 was adopted, at the recommendation of Community Programs, authorizing the Chairman to sign Amendment No. 2 to the Agreement (No. 82-79896) with the State Department of Health Services for administration of the Supplemental Food Program for Women, Infants, and Children (WIC), to increase same to \$52,517.00 and allow for minor language changes for period October 1, 1983 through September 30, 1984.

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The Health Department was authorized to periodically destroy clinic records following required periods of retention.

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At the recommendation of the Health Department (Mental Health Division), the Chairman was authorized to sign an Agreement with the Alcoholism Council of the Sierra Nevada, in the amount of \$24,800.00, for alcoholism services at Lake Tahoe for period July 1 through December 31, 1983.

RESOLUTION NO. 201-83 was adopted, at the recommendation of the Probation Department, authorizing the Probation Officer to submit to the State Office of Criminal Justice Planning, a grant application for funds, in the amount of \$40,821.41, for continuation of the Victim/Witness Assistance Program for Fiscal Year 1983-84.

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The Planning Department submitted a synopsis of approved legislation (AB 561 (Chacon), AB 1388 (Frazee), AB 2156 (Chacon), AB 3302 (Chacon), and AB 3433 (Kapiloff)) regarding Solid Waste Management Facilities; and the Board referred same to the Environmental Health Division of the Health Department for review and comment.

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RESOLUTION NO. 202-83 was adopted, at the recommendation of the Personnel Director, amending Authorized Personnel Resolution No. 30-83 to reflect changes, due to program or organizational changes at the Lake Tahoe Airport, resulting in a surplus of employees, effective September 1, 1983; and the Personnel Office was authorized to issue layoff notices to affected employees.

RESOLUTION NO. 203-83 was adopted, authorizing the closure of Main Street, between Highway 193 and Harkness Street, from 8:00 a.m. to 6:00 p.m., on Sunday, August 7, 1983, for the annual Georgetown Founders Day.

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RESOLUTION NO. 204-83 was adopted to provide property tax revenues to the El Dorado Hills County Water District for annexation of El Dorado Hills County Water District Annexation No. 83-01 in accordance with AB 8 negotiations.

On motion of Supervisor Lowe, seconded by Supervisor Stewart, and unanimously carried, the Chairman was authorized to sign Use Agreements with the following for Senior Nutrition Program sites for serving meals to the elderly and other activities for Fiscal Year 1983-84:

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- a. Georgetown United Methodist Church, at a cost of \$6.00 per day;b. Mother Lode Lions Club, at a cost of \$600.00 per month; and
- c. City of South Lake Tahoe, at a cost of \$450.00 per month.

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At the recommendation of the General Services Division, and on motion of Supervisor Walker, seconded by Supervisor Dorr, and unanimously carried, the Board awarded the bid for the Renovation of Inmate Showers (Contract No. 3634A) and Replacement of Inmate Toilets (Contract No. 3643B) at the County Jail, and authorized the Chairman to sign the following:

- a. Contract with John Conforti Plumbing Company of Placerville, in the amount of \$15,688.00, for installation of ten replacement toilet combination units;
- Contract with Mendenhall Industrial Sheet Metal Company of Sacramento, in the amount of \$13,227.00, for renovation of seven showers;
- c. Budget Transfer No. 15 transferring \$4,955.00 from Revenue Sharing, Tahoe Library Reserve (3624) to Jail, Showers and Toilets (3643).

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On motion of Supervisor Walker, seconded by Supervisor Dorr, and unanimously carried, the Board scheduled the following Policy Review Sessions:

- August 17, 1983, at 9:00 a.m., with El Dorado Irrigation District regarding cooperation between County and same in the areas of planning and development;
 - August 17, 1983, at 10:30 a.m., regarding State assessment of Area Agency on Aging;
- c. September 7, 1983, at 9:00 a.m., regarding County Risk Management Program;
 - d. September 7, 1983, at 10:30 a.m., regarding various General Services Division subjects;
 - e. October 5, 1983, at 9:00 a.m., regarding Alternate Method (Teeter Plan).

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The Regional Council of Rural Counties (RCRC) requested comments on whether El Dorado County endorses a local-option, one-cent sales tax as a substitute for State subventions; and the Board authorized a letter to RCRC advising of this Board's opposition to the option of a sales tax, 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.

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On motion of Supervisor Walker, seconded by Supervisor Lowe, and unanimously carried, the Board waived the County's Nepotism Policy, and authorized the General Services Division to hire Clifford Rosalez to fill a full-time custodian position at the South Lake Tahoe Branch Library.

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At the recommendation of the Airports Department, and on motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried, the Chairman was authorized to sign an Agreement with Roy B. Roach, dba Alpine Limousine & Tour, for transportation services for passengers to and from the Lake Tahoe Airport and vicinity, at a cost of \$1.00 per pickup, for period June 30, 1983 through June 30, 1984.

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At the recommendation of the Airports Department, and on motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried, the Chairman was authorized to sign an Agreement with the Waystation Management Corporation for transportation service for passengers to and from the Lake Tahoe Airport and its motel business located at 901 Park Avenue, for period June 30, 1983 through June 30, 1984, with direction that those vehicles to be used by the contractor are to be specified in paragraph 12, "Vehicles" of the Agreement, as recommended by County Counsel.

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R. Hilli / newslacks On motion of Supervisor Dorr, seconded by Supervisor Walker, and unanimously carried, the Public Works Department was authorized to solicit proposals from consultant firms for performance of the El Dorado Hills/Salmon Falls Area Plan Traffic Circulation Study.

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The Pony Express Trail Pavement Overlay, Shoulder Widening, and Drainage Improvements Project (No. 3063) was awarded to the low bidder, Granite Construction Company, in the amount of \$465,155.00, with the understanding that the difference in that amount and the amount budgeted for the project, \$412,500.00, is to be made up with Local Transportation Commission funds, on motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried.

On motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried, the Board accepted the offer of the Tahoe Transportation District to study the possibility of transferring the Special Need Dial-A-Ride Program to said District during Fiscal Year 1983-84.

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The El Dorado County Council on Child Abuse requested the Board designate a voluntary local commission, bo d, or council to carry out the provisions of Assembly Bill 2994 (Imbrecht) relating to child abuse and neglect programs, so that El Dorado County can receive State funds for same.

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On motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried, the Board voted to establish such a committee by appointing one member from each supervisorial district, and requested the Council on Child Abuse to submit nominees to be considered for appointment.

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Tahoe Human Services, Inc., advised that its federal funding ceased effective July 1, 1983, and requested funds, in any amount the County could contribute, to make up the required \$15,250.00 to continue its runaway youth services during the next few months while they attempt to get the federal funding reinstated.

A motion by Supervisor Stewart, seconded by Supervisor Lowe, to participate in the program for the balance of this calendar year, in the amount of \$10,000.00, subject to the City of South Lake Tahoe contributing the same amount, and to be repaid to the County should the federal funding be reinstated, failed by the following vote: Ayes: Supervisors Lowe and Stewart; Noes: Supervisors Dorr, Walker, and Flynn.

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Hearing was held as duly advertised to consider adoption of a Resolution of Necessity to acquire property by eminent domain for the Mt. Aukum Road Bridge Project Crossing the South Fork of the Cosumnes River Project.

Mrs. Averil A. Hedahl of River Pines was present and stated that Public Works Department personnel have been negotiating with her about its proposal to take 0.141 acre of her now 5.13 acres for this project. She is not in agreement with the new driveway Public Works proposes to construct for her. She is also concerned about the fact that after the 0.141 acre is "taken", she will have less than a 5-acre parcel, and she would like the County to grant the necessary variance to Ordinnance Code provisions so her property will still be considered a 5-acre parcel.

Mr. Art Cort, Director of Public Works, and Mr. Dave Whittington, County Counsel, explained to the Board that the proposed Resolution will not stop their negotiation with Mrs. Hedahl. It will only authorize eminent domain proceedings if they become necessary. There were no further protests, and the hearing was closed.

RESOLUTION NO. 205-83, a Resolution of Necessity to Acquire Property by Eminent Domain for Mt. Aukum Road Bridge Crossing the South Fork of the Cosumnes River Project, was adopted, on motion of Supervisor Flynn, seconded by Supervisor Dorr, and carried by the following vote: Ayes: Supervisors Dorr, Lowe, Flynn, and Stewart; No: Supervisor Walker.

In a related action, at the recommendation of Amador County, with which this County has a joint agreement for construction of the Mt. Aukum Road Bridge crossing the South Fork of the Cosumnes River, and on motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried, the Board determined that the Consultant Services Agreement with W. N. Samarzich and Associates for said Project be terminated.

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Mr. Tom Bullock, County Building Official, advised that Mr. Ken Sherrod is in the process of completing grading and road work to provide access for a parcel split, without a grading permit; and recommending Mr. Sherrod be directed to obtain same and provide the required compaction and hydraulic engineering data.

County Counsel advised that the question before the Board is whether Mr. Sherrod's project is an old or new project, i.e., one substantially started before the Grading Ordinance was adopted, and therefore not subject to same, or substantially started after the Grading Ordinance was adopted.

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A motion by Supervisor Dorr, seconded by Supervisor Lowe, to consider Mr. Sherrod's project a <u>new</u> project that requires a grading permit, failed by the following vote: Ayes: Supervisors Dorr and Lowe; Noes: Sueprvisors Walker, Flynn, and Stewart.

SPECIAL ORDERS

PLANNING MATTERS

Hearing was held as duly advertised to consider rezoning of lands in the Diamond Springs/El Dorado area from One-Acre Residential Zone to Industrial Zone, consisting of 5.85 acres, petitioned by Gottfried Brunner. The Planning Commission recommended approval, based on the following reasons:

- 1. Assessor's Parcels Nos. 327-260-08, -09, -10 and -11 are to be combined into one parcel;
- That the major concern of road improvements for the interior lots would be offset by future land divisions for the one parcel to be rezoned I, Industrial;
- 3. Public services (sewer and water) appear to be reasonable available upon extension of utilities to the site;
- That C, Commercial, zoning would create future potential conflicts in land uses and therefore is not encouraged in areas general planned for Industrial.

Mr. James Ingram, Agent, was present and spoke on behalf of the applicant.

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

On motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried, the Board approved the Negative Declaration and approved the rezoning, based on the finding it is consistent with the County General Plan, by adoption of <u>ORDINANCE NO. 3379</u> which amends the County Zoning Ordinance accordingly.

Hearing was held as duly advertised to consider rezoning of lands in the Lotus/Coloma area from Estate Residential Ten-Acre Zone to Single Family Residential Two-Acre Zone, consisting of 88.36 acres, petitioned by the County Planning Commission.

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

On motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried, the Board approved the Negative Declaration, and approved the rezoning, based on the finding it is consistent with the County General Plan, by adoption of <u>ORDINANCE NO. 3380</u> which amends the County Zoning Ordinance accordingly.

Hearing was held as duly advertised to consider rezoning of lands in the Somerset/Fairplay/Mt. Aukum area from Residential Agricultural Forty-Acre Zone to Residential Agricultural Twenty-Acre Zone, consisting of 42.90 acres, petitioned by Donald Postle and Joan Beitzel. The Planning Commission recommended approval, based on the reason it is consistent with the County General Plan.

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

On motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried, the Board concurred in the reason of the Planning Commission; approved the Negative Declaration; and approved the rezoning by adoption of ORDINANCE NO. 3381 which amends the County Zoning Ordinance accordingly.

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Hearing was held as duly advertised to reconsider the Board's action of June 21, 1983, wherein Ordinance No. 3367 was adopted implementing Senate Bill 1534 (Mello) to allow second single family dwellings on all lots zoned for single family residential uses (Granny Flat Ordinance).

Supervisor Dorr reviewed his reasons for requesting the reconsideration, stating that the Board now has information that it could choose not to have such an Ordinance by making certain findings regarding the public health, safety and welfare.

The following people were present and spoke in favor of rescinding the Ordinance: Austin VanHoughton of Placerville, Ken Humphries of Rescue, Robert Beegle of El Dorado Hills, John McCready of Pleasant Valley, and Guner Broseker of Rescue.

Mr. Vern Sayles, Chairman of the Housing Advisory Commission, was present and again spoke in favor of the Ordinance, which was developed by said Commission in public meetings.

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

Supervisor Dorr's motion to direct the Planning Department and County Counsel to bring back an Ordinance that would effectively eliminate Ordinance No. 3367 and, instead, adopt Amador County's position of rejecting provisions of the State law that would allow such second single family dwellings, died for lack of a second.

There was no further action by the Board in this matter.

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A public hearing was advertised for this date to consider the establishment of Agricultural Preserve No. 239, in the Camino/Fruitridge area, consisting of 12.95 acres, petitioned by Tim and Sue Taylor.

At the recommendation of the Planning Director, and on motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried, the matter was continued off calendar to allow the Planning Department time to locate and notify the new owner of the property of these proceedings so he can be heard. (The Taylors sold the property to someone who is now in Mexico on business.)

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ORDINANCE NO. 3382 was adopted, on motion of Supervisor Dorr, seconded by Supervisor Lowe, and unanimously carried, amending Section 16.04.050 of the County Ordinance Code to require a parcel map for all gift deeds.

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Mr. T.L. Cook was present to speak to his request that the Board appoint a four-member committee to examine the advisability of creating a Department of Corrections as a viable alternative for the operation of the El Dorado County Jails.

On motion of Supervisor Lowe, seconded by Supervisor Stewart, and unanimously carried, the matter was referred to the Board's sub-committee that is currently looking at County organization, with the request that said sub-committee (consisting of Supervisors Dorr and Flynn) report back to the Board with a recommendation.

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The Planning Department and Agricultural Commission submitted recommendations on the request of Diamond R Properties, Inc., in its letter dated February 23, 1983, for reinstatement of Agricultural Preserve No. 169, for which a Notice of Nonrenewal was filed by the previous owners, as said property, consisting of 227.025 acres, will be used for agricultural purposes.

At the recommendation of the Planning Director, and on motion of Supervisor Dorr, seconded by Supervisor Lowe, and unanimously carried, the Board accepted and acknowledged the removal of the Notice of Nonrenewal on Agricultural Preserve No. 169, and directed the Clerk to record the letter from Diamond R Properties requesting said removal, and the minutes of the Board of Supervisors meeting this date reflecting the Board's action.

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At the recommendation of the Planning Department, the Board approved the request of Arthur Ballard and waived the building permit fees for the Bayley House Restoration Project, on motion of Supervisor Flynn, seconded by U Supervisor Walker, and carried by the following vote: Ayes: Supervisors Dorr, Walker, Flynn, and Stewart; No: Supervisor Lowe.

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ASSESSMENT & SPECIAL DISTRICTS

COUNTY SERVICE AREA NO. 9

Acting as the Board of Directors of County Service Area No. 9, the Board continued consideration of Policies for said Service Area to August 16, 1983, on motion of Director Walker, seconded by Director Flynn, and unanimously carried.

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COUNTY REDEVELOPMENT AGENCY

At the request of the Almond Creek Building Company, submitted through the County Planning Department, and on motion of Director Walker, seconded by Director Flynn, the Board, acting as the Board of Directors of the County Redevelopment Agency, adopted <u>COUNTY REDEVELOPMENT AGENCY RESOLUTION NO. 2-83</u> designating a redevelopment survey area for study purposes.

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GENERAL ORDERS

The Board approved as submitted, a letter to Mr. Walter Gerald of Riverside, from Mr. Ken Milam, County Planning Director, welcoming his proposal to locate the Pacific Press Printing Plant on the Barnett Ranch property zoned Industrial with Design Control, and advising Mr. Gerald of the required procedures and permits to do so; further, the Board adopted <u>RESOLUTION</u> <u>NO. 206-83</u> in support of planned economic development for the County, particularly industry such as the Pacific Press Printing Plant, on motion of Supervisor Dorr, seconded by Supervisor Flynn, and unanimously carried.

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The Assessor submitted an appraisal of the 9.62-acre, County-owned parcel formerly used as the Pilot Hill Dump (APN 104-290-08), which Mr. Jon F. Jacobs has expressed interest in purchasing; and the Environmental Health Division of the County Health Department reported on the environmental liability and risk to the County in selling said parcel.

On motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously ν carried, the Board declared the property surplus to the County's needs, to be disposed of at public bidding with the appraised value to be the minimum acceptable price.

On motion of Supervisor Dorr, seconded by Supervisor Lowe, and unanimously carried, the Board received and filed the report submitted by the County Building Official, Tom Bullock, and Supervisor Stewart, in the matter of issuance of building permits for the West Shore of the Tahoe Basin.

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The County Risk Manager was authorized to settle the claim of Great American Insurance Company (subrogee of J. Jacobsen), in the amount of \$6,098.54, on motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously \checkmark carried.

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The Area Agency on Aging requested an Ordinance be introduced amending Ordinance No. 3357 which was adopted by the Board on May 3, 1983, and governs the El Dorado County Commission on Aging, to correct language concerning expenses and appointment of members of said Commission, and to bring section numbers into accordance with the Ordinance Code issued in June, 1982.

Said Ordinance was introduced, the reading thereof waived, and it was continued to August 9, 1983, for consideration of adoption, on motion of Supervisor Walker, seconded by Supervisor Dorr, and unanimously carried.

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County Counsel submitted Judge Rasmussen's response to the Board of Supervisors' action of July 5, 1983, regarding Judge Rasmussen paying a portion of the attorney's fees in the matter of Superior Court of El Dorado vs. L. Eugene Rasmussen (Action No. 41457).

On motion of Supervisor Walker, seconded by Supervisor Dorr, and unanimously carried, the Board directed that the bill be paid with funds from the Lake Valley Judicial District Court Budget.

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BOARD OF SUPERVISORS MINUTES August 2 19 83

Attorney Patrick J. Riley submitted a Summary Plan Description for El Dorado Disposal Service, Inc.'s Profit Sharing Retirement Plan prepared by Benetech, Inc., as requested by the Board on April 19, 1983, when approving the garbage collection rate increase requested by El Dorado Disposal Service, Inc.

On motion of Supervisor Dorr, seconded by Supervisor Flynn, and unanimously carried, the matter was continued to August 9, 1983, at 11:30 a.m., so a representative of the Company can be present to answer questions of Board members.

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Jane Anker, Norbert Blaszkowski, and John and Mary Uhri, of El Dorado Hills, requested a traffic signal light at the intersection of Green Valley Road and Francisco Drive in El Dorado Hills.

On motion of Supervisor Dorr, seconded by Supervisor Walker, and unanimously carried, the request was referred to the Department of Public Works for research of parcel map impact fees to determine whether there are sufficient fee monies to place the requested traffic signal at said intersection.

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On motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried, the Board approved award of the following bids:

Bid No. 280-452, janitorial/kitchen commodity requirement for Central Stores, awarded to J. C. Nelson of Fairfield, Paul Koss of Sacramento, Zellerbach of Sacramento, and Easterday of Sacramento, in the amount of \$11,000.00, \$12,500.00, \$11,500.00, and \$3,000.00, respectively;

Bid No. 700-451, office supplies for Central Stores, awarded to low bidder, H. S. Crocker of Sacramento, in an amount not to exceed \$34,000.00;

Bid No. 965-468, pathology services for the Tahoe Basin and Western Slope, awarded to sole bidder, Laboratory Medicine Consultants of Reno, Nevada, for the Tahoe Basin, in the amount of \$32,760.00, and the Chairman was authorized to sign an Agreement with same for Fiscal Year 1983-84; and the bid for the Western Slope was continued to August 9, 1983, at the recommendation of County Counsel.

At the recommendation of the Chief Administrative Officer, and on motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried, the Board authorized the County Auditor-Controller to receive a differential payment of \$300 per month for the added responsibilities of managing the Data Processing Division, effective immediately, and to continue only as long as Data Processing is assigned to the Auditor-Controller's Office.

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Acting as the Board of Directors of County Service Area No. 3, the Board authorized use of County Service Area No. 3 Contingency Funds, in the amount of \$25.00, to pay the fee, in that amount, charged by Meyers School for Supervisors Lowe and Stewart to conduct a public meeting at said School regarding a proposed County Service Area No. 3 assessment fee for snow removal services, on motion of Director Walker, seconded by Director Dorr, and unanimously carried.

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On motion of Supervisor Dorr, seconded by Supervisor Walker, and unanimously carried, the Chief Administrative Officer was requested to officially ask the County Assessor what, in fact, the increase in assessed value will be for Fiscal Year 1983-84.

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There being no further business, the Board adjourned to Tuesday, August 9, 1983, at 10:00 a.m.

--//--APPROVED: STEWART Chairman

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

Deputy Clerk onte By