

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES December 13 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 Pastor Robert Larsen, Seventh-Day Adventist Church, Placerville.

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The Pledge of Allegiance to the Flag was led by the Clerk.

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The Agenda was adopted, on motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried, with two additions: (1) Planning Director's recommendation regarding the "Omo Ranch Store"; and (2) an Ordinance amending the County's Sale and Use Tax.

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The Minutes of December 6 and 7, 1983, were approved as submitted, on motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried.

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On motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried, the Consent Calendar matters were considered and acted upon as follows:

117 Budget Transfer No. 86 was approved, transferring \$8,825.00 from Community Programs' Special Departmental Expense (2230) to Rents/Leases Equipment (2200 - \$1,350.00) and Fixed Assets/Equipment (3370 - \$7,475.00), for purchase of one pickup truck for the Weatherization Program and one 4 x 4 station wagon (lease/purchase) and one file cabinet for the Supplemental Food Program for Women, Infants, and Children (WIC).

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296 The Board approved Assessment Roll Changes numbered 1640, 1642, 1643, and 1644.

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247 The Chairman was authorized to execute Release 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 under the name Franklin L. Carpenter (Volume 1375/Page 110).

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58 As recommended by County Counsel, the Board denied the claim submitted by Attorney John R. Ball for subrogation, declaratory relief, and indemnity, on behalf of Allstate Insurance Company and Gerald Stephens, in an undetermined amount.

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58 As recommended by County Counsel, the Board denied the claim for personal injuries and damages, in the amount of \$100,000.00, submitted by Attorney Bertram C. White on behalf of David Wayne Wilson.

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(23-4) RESOLUTION NO. 344-83 was adopted, at the recommendation of the Public Works Department, authorizing the Chairman to sign Claim No. 1, in the amount of \$19,214.00, to be submitted to the California Tahoe Regional Planning Agency, against the 1983-84 State Transit Assistance Fund apportionment for a portion of the funds for the asphalt concrete overlay of Pioneer Trail from Elks Club Drive to Busch Way (94,000 square feet) (\$43,000.00).
340
34-1
296-4
Pioneer
Trail

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(423) At the recommendation of the Public Works Department, the Chairman was authorized to sign Certificates of Acceptance of Slope Easements by El Dorado County, for road slope construction for the extension of El Dorado Hills Boulevard as granted by John Hancock Mutual Life Insurance Company, and for Telegraph Hill Drive as granted by El Dorado Hills, Ltd.
423
Hills
Boulevard
124
* Dec 22, 1983
* Dec 23, 1983

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(34-1) RESOLUTION NO. 345-83 was adopted, at the recommendation of the Public Works Department, approving the State Department of Transportation's transfer of Federal Aid Secondary Funds in the amount of \$20,555.00 and State Highway Matching Funds in the amount of \$9,445.00, from Fiscal Year 1979-80; and Federal Aid Secondary Funds in the amount of \$97,745.00 and State Highway Matching Funds in the amount of \$9,255.00, from Fiscal Year 1981-82, to Amador County for the Bridge Replacement and Federal Aid Secondary Project on Mt. Aukum Road at the South Fork of the Cosumnes River, with condition.
296-5
Mt.
Aukum
Bridge

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296-4 Upon being advised by the Department of Public Works that the Pony Express Trail - Pavement Overlay, Shoulder Widening, and Drainage Improvements Project (No. 3063), under contract to Granite Construction Company, has been substantially completed according to the plans and specifications, the Board accepted said project and authorized the Chairman to sign the Notice of Completion for same, to be filed with the County Recorder.
Pony
Express
Trail

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(50-76) At the request of the Area Agency on Aging, the Board approved the Area Plan Budget Revision, in the amount of \$365,165.00 (Federal and State funds), for Fiscal Year 1983-84; and authorized the Chairman to sign Budget Transfer No. 79, increasing Senior Social Services/Senior Nutrition's various budgets by \$6,199.90, for implementation of the Title III Older Americans Act Programs.
117

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23 At the recommendation of the General Services Division, the Chairman was authorized to sign an Amendment to the Agreement with the City of South Lake Tahoe for cooperative construction and maintenance of public facilities and grounds at the Government Center at South Lake Tahoe.
(74-8a)

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114-7
Bid No. 120-520, two dump bodies with hoists for the Public Works Department, was awarded to the low bidder, T.H.S. Products, Inc., of Elk Grove, in the amount of \$12,527.11 including tax.

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82-13
115
At the recommendation of the Personnel Director, the Chairman was authorized to sign a renewal of the existing three-year Agreement with the County Personnel Administrators Association and Reed, Roberts Associates, Inc., for unemployment compensation services.

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19
The request of Christy Fitch, that a stop sign be placed at the intersection of Lotus Road and Green Valley Road, in place of the yield sign presently located at that site, was referred to the Traffic Advisory Committee.

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At the recommendation of the Golden Sierra Job Training Agency, the Board approved the CETA Program Closeout for Fiscal Year 1982-83, and authorized the Chairman to sign Exhibit F (Subgrantee's Release), Exhibit G (Subgrantee's Assignment of Refunds, Rebates and Credits), Exhibit H (Contract Closeout Tax Certification), and Exhibit I (CETA Balance-of-State Records Retention Certifications).

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212
RESOLUTION NO. 346-83 was adopted, at the request of Cosumnes Lodge No. 63, I.O.O.F., honoring Fay McCabe, Outside Guardian, Rebekah Assembly of California, and proclaiming Saturday, December 17, 1983, as Rebekah-Odd Fellow Day in El Dorado County.

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117
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57-49
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 a Contract with David Wade, for services to the Planning Department for the revision of the Greenstone Area Plan and respective Environmental Impact Report, at a cost not to exceed \$4,000.00, for period ending June 30, 1984; and Budget Transfer No. 88 was approved, transferring \$1,500.00 from Extra Help (1020) to Professional and Specialized Services (2180) for same.

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22-7
(250)
The General Services Division was authorized to initiate a work request to the Public Works Department for parking control signs and pavement markings at the County's Spring Street Complex, at an estimated cost of \$650.00, using residual funds from the completed renovation of the Pioneer Hospital building for use by the Mental Health Division, on motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried.

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The General Services Division was authorized to acquire the services of a mechanical engineer to design the replacement boiler/hot water equipment for the Community Programs building and develop the cost estimates for budget purposes, on motion of Supervisor Walker, seconded by Supervisor Lowe, and unanimously carried.

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12-14
On motion of Supervisor Lowe, seconded by Supervisor Stewart, and unani-
mously carried, the Board approved a Policy Review Session on January 11,
1984, at 9:00 a.m., regarding the need to regulate skiing activities at
County ski resorts.

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(325)
343-1
In response to the request of the Regional Council of Rural Counties for
comments on House Resolution No. 2059 (Panetta), relating to an off-shore
exploration moratorium, the Board directed County Counsel to prepare a
Resolution opposing HR 2059 and supporting the exploration and development
of offshore energy resources, to be agendized for Board adoption on
December 20, 1983, on motion of Supervisor Flynn, seconded by Supervisor
Walker, and unanimously carried.

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82-12
Upon being advised by the Attorneys' Association of El Dorado County that
its bargaining unit is declaring an impasse in negotiations for salaries
and benefits for Fiscal Year 1983-84, the Board, at the recommendation of
the Personnel Director, and on motion of Supervisor Dorr, seconded by
Supervisor Lowe, and unanimously carried, directed that salaries and bene-
fits for said bargaining unit will continue as they currently exist, and
staff was directed to meet with said unit after January 1, 1984, to begin
negotiations for a 1984-85 contract with same.

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(115)
21-A
RESOLUTION NO. 347-83 was adopted, on motion of Supervisor Flynn, seconded
by Supervisor Lowe, and unanimously carried, amending the Authorized
Personnel Allocation Resolution and Section 4111 of the Salary Ordinance
Code, reclassifying one Airport Assistant to Airport Operations Super-
visor, designating same as a "supervisory" position, and adopting the job
specifications and setting the salary for same.

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(115)
22-3
RESOLUTION NO. 348-83 was adopted, on motion of Supervisor Lowe, seconded
by Supervisor Dorr, and unanimously carried, amending Authorized Personnel
Allocation to reclassify one Staff Nurse position to Public Health Nurse I,
as requested by the Health Department.

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141-1
Supervisor Lowe's recommended amendments to Section 9.20.010 of the Ordinance
Code, to clarify the meaning of the words, resell, resold, repurchase, and
repurchased, relating to ski lift ticket fraud, as requested by Heavenly
Valley Ski Resort and Sierra Ski Ranch, was continued to December 20, 1983,
for comments from County Counsel, on motion of Supervisor Lowe, seconded
by Supervisor Dorr, and unanimously carried.

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117
178-1
On motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously
carried, the Board approved Budget Transfer No. 87, decreasing and increasing
various Elections Department appropriations for the purchase of a voter
registration and ballot counting computer from Data Information Management
Systems, Inc.

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22-1
RESOLUTION NO. 349-83 was adopted, at the recommendation of the Health Department, and on motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried, authorizing the Chairman to sign Amendment No. 1 to the Agreement (No. 83-312-39) with the State Department of Health Services, increasing the total amount of funds for Maternal and Child Health Services to \$20,000.00 for period July 1, 1983 through June 30, 1984.

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50-76
At the request of the Area Agency on Aging, and on motion of Supervisor Walker, seconded by Supervisor Lowe, and unanimously carried, the Board expressed its support of the Resolution adopted by the El Dorado County Commission on Aging that Planning and Service Area No. 29 (PSA 29) is totally opposed to any consideration of being consolidated to any existing and future regional Planning and Service Area; and the Chairman was authorized to sign a letter to the State Department of Aging advising of same.

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50-7
At the recommendation of the Area Agency on Aging, and on motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried, the Chairman was authorized to sign a contract with Nancy J. Kors for consultation and dietary services on an as-needed basis to the Project Director of the Senior Nutrition Program, at a cost of \$9.00 per hour, for Fiscal Year 1983-84.

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213
At the recommendation of the Chief Administrative Officer, and on motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried, the Board imposed a temporary restriction on the Equipment Reserve Fund, Contribution to Self-Insurance Fund, and the Contingency Fund, to include previously allocated monies from those Funds.

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114
On motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried, the General Services Division was authorized to rent a high-speed duplicating machine and hire an extra-help, half-time operator for same, for a three-month trial period, at a total cost of approximately \$6,000.00, in an effort to improve the efficiency of the Central Print Shop.

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50-6
The Site Manager for the Golden Sierra Job Training Agency, Mr. Lanny Langston, reported on employment and training activities for El Dorado County residents. No action of the Board required.

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123-10
Mike Kelly, Sam Mercer, and Terence D. Wood were appointed to the Lakeview Community Services District Board of Directors, in lieu of election, on motion of Supervisor Dorr, seconded by Supervisor Flynn, and unanimously carried.

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WA
6-50
On motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried, the Board authorized the Cosumnes River Water and Power Authority to use the services of the El Dorado County Counsel, David E. Whittington, as General Counsel for said Authority.

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233-6
On motion of Supervisor Walker, seconded by Supervisor Dorr, and unanimously carried, the Board approved the concept of granting a two- to six- year extension of the Agreement with McFarlane Mortuary of South Lake Tahoe, as requested by said Mortuary, for mortuary services at South Lake Tahoe for the County Coroner, with the deletion of Wilson Family Mortuary as party to the Agreement, as Wilson's is no longer in operation, thereby allowing McFarlane Mortuary an "exclusive" Agreement; and staff was directed to negotiate such an Agreement and bring same back to the Board for approval on December 20, 1983.

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114
In response to a letter from El Dorado Communications wherein it advised of errors and omissions in the report and inventory submitted by Motorola Communications and Electronics, Inc., (said report required of Motorola pursuant to its Agreement with the County for radio communications services and materials which was approved by the Board in November of 1982); the Board directed that the final (December) payment to Motorola not be made until staff is satisfied with the inventory, and that the Agreement with Motorola for management services not be extended beyond December 31, 1983, on motion of Supervisor Lowe, seconded by Supervisor Stewart, and unanimously carried.

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The Board recessed for lunch, then reconvened with Chairman Stewart absent. First Vice Chairman Lowe presided.

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 One-Half-Acre Residential Zone, consisting of 1.22 acres, petitioned by Rollin and Isabel Graham. The Planning Commission recommended approval, based on the following findings:

1. The request is in compliance with the General Plan;
2. The necessary public services, water and sewer, are available.

285-64-83
Mr. Lee Wilson, Agent, was present and spoke on behalf of the applicants who were also present.

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

Chairman Stewart entered the meeting room, after which he presided over the meeting.

390-92
The Board accepted the Negative Declaration, and approved the rezoning, based on the reasons of the Planning Commission, by adoption of ORDINANCE NO. 3409, which amends the County Zoning Ordinance accordingly, on motion of Supervisor Walker, seconded by Supervisor Flynn, and carried by the following vote: Ayes: Supervisors Dorr, Walker, Flynn, and Lowe; Noes: None; Abstentions: Supervisor Stewart.

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285-6383
12-13-83

Hearing was held as duly advertised to consider rezoning of lands in the Garden Valley area from Estate Residential Ten-Acre Zone to Estate Residential Five-Acre Zone, consisting of 40 acres, petitioned by Matthew J. Eilerson. The Planning Commission recommended rezoning the eastern half of the forty acres to Estate Residential Five-Acre Zone, with the western half to remain in a ten-acre zoning category, based on the reason it is in compliance with the Area Plan and Long Range Plan.

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

On motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried, the Board accepted the Negative Declaration, and approved the rezoning of the eastern half of the property (20 acres) to Estate Residential Five-Acre Zone, with the western half (20 acres) to retain its Estate Residential Ten-Acre Zoning, based on the reasons that the request is in compliance with the Area Plan and Long Range Plan, and the Ten-Acre Zone is adjacent to an Agricultural Preserve, and ORDINANCE NO. 3410 was adopted accordingly.

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Hearing was held as duly advertised to consider rezoning of lands in the Cameron Park area from Commercial-Design Control Zone to General Commercial-Design Control Zone, consisting of 6.5 acres, petitioned by Marvin Bukema. The Planning Commission recommended denial, based on the reason that the zoning of Commercial and Planned Commercial, adopted on the east side of Cameron Park Drive, was established to provide a buffer between the residential and commercial activity; that the intensification of commercial uses permitted in the General Commercial Zone is not desirable for this area; and that the Plan provided for the light industrial and heavy commercial activity adjacent to the airport.

Marvin Bukema, applicant, was present and spoke to his request.

385-6483
12-13-83

The Board received letters in support of the request from the following residents: Roy Comall of Rescue, Connie George L. George of Cameron Park, and Katherine Scott of Rescue.

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

On motion of Supervisor Dorr, seconded by Supervisor Lowe, and unanimously carried, the Board accepted the Negative Declaration, and approved the rezoning for 6 of the 13 parcels only (identified as parcels numbers 8, 9, 10, 11, 12, and 13 on the parcel map submitted by Mr. Bukema this date), by adoption of ORDINANCE NO. 3411, based on the findings that the zoning is consistent with the Area Plan and Long Range Plan, and is in the interest of the public health, safety, and welfare; and denied the rezoning for the remaining 7 parcels (identified as parcels numbers 1, 2, 3, 4, 5, 6, and 7 on the parcel map submitted by Mr. Bukema this date).

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On motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried, the Board introduced an Ordinance adding Section 17.16.120 to the County Ordinance Code, to require a special use permit for all off-premise signs; the reading thereof was waived; and it was continued to December 20, 1983, for consideration of adoption.

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51
On motion of Supervisor Lowe, seconded by Supervisor Walker, and unani-
mously carried, the Board directed the Planning Director/Zoning Administra-
tor to issue a temporary special use permit, for a seven-month period, to ✓
Jeannette M. Johnson to allow operation of the "Omo Ranch Store" on 0.51
acre (parcel number 40-210-02) in the Somerset/Fairplay/Mt. Aukum area, until
the Area Land Use Plan can be amended and Commercial zoning adopted for said
parcel.

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49
On motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously
carried, ORDINANCE NO. 3412 was adopted amending the County's Sale and Use ✓
Tax Ordinance, as required by changes in the State law relating to same;
said Ordinance adopted as an urgency Ordinance, to become effective immediately
and operative on January 1, 1984.

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434
Hearing was held as duly advertised, a joint hearing of the Board of Super-
visors and the County Redevelopment Agency to consider formal adoption of
the proposed Redevelopment Plan and certification of the Environmental Impact
Report (E.I.R.) for the Missouri Flat-Diamond Springs Redevelopment Project.

The following persons were present and spoke in favor of the Plan: Harry
Dunlop, area resident who urged adoption of the Plan with or without tax
increment financing; Vern Sayles, representing the County Chamber of Commerce;
Ernie Louis, representing the Community Services Improvement Association
(C.S.I.A.); Tom Snider, area property owner; and Marlon Ginney.

The following persons were present and spoke in opposition to the Plan:
Carole Pfafman, resident of Springwood Subdivision which has requested
exclusion from the Plan area; Ruth Loefelbein, representing the Environ-
mental Protection and Information Council (E.P.I.C.), which feels the
Environmental Impact Report is inadequate; R. Doolin, area resident; and
Mary Jane Battaglia.

Mr. Jake Raper of the Planning Department advised that the Planning Commis-
sion recommended that all requests for exclusion from the Plan area be
approved. Mr. Raper also reviewed the final E.I.R. and additional informa-
tion to be added to same.

There were no further requests to speak, and the hearing was closed.

Bill Wright, Assistant County Counsel, advised the Board that, since the
Planning Commission recommended the Plan not be adopted without tax incre-
ment financing, a four-fifths vote of the Board is required in order to do
so.

County Redevelopment Agency Resolution No. 9-83 was adopted, on motion of
Director Flynn, seconded by Director Walker, and carried by the following
vote: Ayes: Directors Walker, Flynn, and Stewart; Noes: Directors Dorr ✓
and Lowe; a Resolution certifying the Environmental Impact Report for the
Missouri Flat-Diamond Springs Redevelopment Project, as amended to delete
properties as requested by owners of same, to delete tax increment financing,
and to add the second and third paragraphs in a memorandum to the Planning
Director from Richard Hill of Almond Creek Building Company, dated December 8,
1983, as an additional mitigation measure.

Continued on next page

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19 83

434
434-1
County Redevelopment Agency Resolution No. 10-83 was adopted, on motion of Director Walker, seconded by Director Flynn, and carried by the following vote: Ayes: Directors Walker, Flynn, and Stewart; Noes: Directors Dorr and Lowe; a Resolution approved the Proposed Redevelopment Plan for the Missouri Flat-Diamond Springs Redevelopment Project, as amended to delete properties as requested by owners of same and to delete tax increment financing, and recommending adoption of said Redevelopment Plan by the Board of Supervisors.

RESOLUTION NO. 350-83 was adopted, a Resolution of the Board of Supervisors certifying the Environmental Impact Report for the Missouri Flat-Diamond Springs Redevelopment Project, as amended to delete properties as requested by owners of same, to delete tax increment financing, and to add the second and third paragraphs in a memorandum to the Planning Director from Richard Hill of Almond Creek Building Company, dated December 8, 1983, as an additional mitigation measure, on motion of Supervisor Flynn, seconded by Supervisor Walker, and carried by the following vote: Ayes: Supervisors Walker, Flynn, and Stewart; Noes: Supervisors Dorr and Lowe.

The Board of Supervisors introduced an Ordinance approving and adopting the Redevelopment Plan for the Missouri Flat-Diamond Springs Redevelopment Project, as amended to delete properties as requested by owners of same and to delete tax increment financing; the reading thereof was waived; and it was continued to December 20, 1983, for consideration of adoption; on motion of Supervisor Flynn, seconded by Supervisor Walker, and carried by the following vote: Ayes: Supervisors Dorr, Walker, Flynn, and Stewart; No: Supervisor Lowe.

The Board of Supervisors directed staff to negotiate an Agreement with the Community Services Improvement Association (C.S.I.A.) addressing the matter of the County's liability that might result from certification of the E.I.R. and adoption of the Plan, on motion of Supervisor Walker, seconded by Supervisor Flynn, and carried by the following vote: Ayes: Supervisors Dorr, Walker, Flynn, and Stewart; No: Supervisor Lowe.

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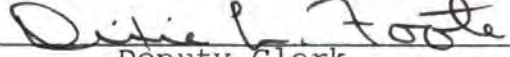
There being no further business to come before the Board of Supervisors this date, the meeting was continued to Monday, December 19, 1983, at 7:00 p.m., for the continued public hearing on the Appeals filed on the Planning Commission's granting of Special Use Permit No. 83-48 to Gold Fields Mining Corporation for mineral exploration operations in the Shingle Springs, Diamond Springs, El Dorado, and Latrobe areas.

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APPROVED:


THOMAS L. STEWART, Chairman

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

By 
Deputy Clerk