

# STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES March 6 19 84

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 Lowe presided.

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The Invocation was offered by Pastor Beverly Pagel, Jesus Set Us Free Church and Mission.

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The Pledge of Allegiance to the Flag was led by Supervisor Walker.

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The Agenda was adopted, on motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried, with the addition of one capital outlay matter and three new business items.

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The Minutes of February 27 and 28, 1984, were approved as submitted, on motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried.

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

117 Budget Transfer No. 136 was approved, transferring \$3,907.00 from General Fund Appropriation for Contingency (9900) to Health Department's Contributions to Other Agencies (4280), and then to Estimated Revenues for Air Pollution Control's Aid from Government (5500), to meet State-mandated County contribution to Air Pollution Control.

\* \* \* \*

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 Dorado County under the name of Jay Cash, volume 2246, page 312.

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(58) 58-1 At the recommendation of County Counsel, the Board denied the claim for property damage and personal injuries, in an undetermined amount, filed by Grange Insurance Association on behalf of Joseph L. DeFranco.

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58 At the recommendation of County Counsel, the Board denied the claim for personal injuries, in an undetermined amount, submitted by Linda Moore.

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58-1 At the recommendation of County Counsel, the Board denied the claim for property damage, in an undetermined amount, submitted by Tom Shaw.

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165 At the request of the District Attorney, the Chairman was authorized to sign the following relating to the purchase of necessary hardware for access to the Criminal Justice Information System (CJIS):

- a. Agreement with Telex Computer Products, Inc., for purchase of equipment, at a cost of \$10,100.00, and installation of same in the District Attorney's Offices at Placerville and South Lake Tahoe;
- b. Agreement with Telex Computer Products, Inc., for maintenance of said equipment, at a cost of \$84.00 a month;
- c. Agreement with AT&T Information Systems, Inc., for purchase of one Dataphone II and Stand-alone mount for same, at a cost of \$250.00 for installation/up front charges plus \$123.00 a month for 48 months;
- d. Service/Purchase Agreement with AT&T Information Systems, Inc., outlining terms and conditions for the provision or sale of products and services by same.

\* \* \* \*

118-9 At the recommendation of the General Services Division, the Deputy Purchasing Agent was authorized to extend the rental of the Xerox 9210 duplicating machine at the Central Print Shop, at a cost of \$1,935.00 per month, for period ending June 30, 1984.

\* \* \* \*

118-4 Bid No. 937-529, towing service for County-owned vehicles, was awarded to low bidder, Professional Mobile Repair and Towing of Placerville, in an amount not to exceed \$5,000.00; and the Chairman was authorized to sign a one-year contract with same.

\* \* \* \*

212 RESOLUTION NO. 58-84 was adopted, extending congratulations and appreciation to Donalee Cole Holgate Meyer for her efforts on behalf of the Donald C. Holgate Foundation and Marble Valley Project, on motion of Supervisor Walker, seconded by Supervisor Dorr, and carried by the following vote: Ayes: Supervisors Dorr, Walker, Stewart, and Lowe; Abstention: Supervisor Flynn.

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201 The Board accepted the Audit Reports of Animal Control, Airports, District Attorney Family Support Division, Justice Courts, and Internal Accounting Control and Advisory Comments submitted by Alexander Grant & Company, Certified Public Accountants; and directed same be placed on file.

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(117) 229-1 On motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried, the Board approved Budget Transfer No. 140, transferring \$960.00 from General Fund Appropriation for Contingency (9900) to Surveyor's Extra Help Budget (1020), for extra-help employee to complete mapping of elections boundaries.

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1117  
34-5  
Budget Transfer No. 141, decreasing General Fund Appropriation for Contingency (9900) by \$38,000 (concurrently decreasing Animal Licenses (2100) by \$19,000 and Humane Services (6195) by \$19,500), due to reduction of projected revenues for animal licenses, was continued to March 13, 1984, with the request that the Agricultural Commissioner be present at that time to respond to questions of Board members, on motion of Supervisor Stewart, seconded by Supervisor Walker, and unanimously carried.

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4214  
On motion of Supervisor Stewart, seconded by Supervisor Walker, and unanimously carried, the Board approved the request of Pauline L. Brown of Brown Construction, submitted by the Public Works Department, for a variance of County Ordinance Code requirements to allow a sight distance of 150 feet to the north of her driveway encroachment on Slug Gulch Road, due to the alignment of same and a large rock outcrop.

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## CAPITAL OUTLAY MATTERS

74-13  
Award of the bid for renovation of inmate showers (Project No. 3651A) and replacement of inmate toilets (Project No. 3651B) at the El Dorado County Jail at South Lake Tahoe was continued to March 13, 1984, on motion of Supervisor Dorr, seconded by Supervisor Walker, and unanimously carried.

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74-9  
At the request of the Chief Probation Officer, and on motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried, the Board authorized the expenditure of a portion of the Capital Outlay Funds set aside for installation of outdoor security barriers at Juvenile Hall to, instead, fund the replacement of indoor locks in Juvenile Hall, at a cost of \$1,845.40.

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## FUTURE POLICY REVIEW SESSION

12-24  
(124)  
57  
On motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried, the Board set a Policy Review Session with the Public Works and Planning Departments and Planning Commission, for March 21, 1984, at 10:45 a.m., regarding the proposed Short and Long Range Streets and Highways Capital Improvement Program for El Dorado County for Fiscal Years 1983/84 through 1987/88.

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## LEGISLATIVE MATTERS

(326)  
22-7  
On motion of Supervisor Walker, seconded by Supervisor Dorr, and unanimously carried, the Board directed that a telegram be sent to Assemblywoman Sunny Mojonner advising that this Board supports the principles contained in Assembly Bill 2381, which would revise the law relating to funding of community mental health programs and eliminate unnecessary State involvement and administrative requirements by providing County Government with the flexibility to organize and provide mental health services commensurate with local needs; however would remain neutral if the bill is amended via draft amendments in Assemblywoman Mojonner's memo dated February 24, 1984; clarifying that the Board supports amendments 1-9, 11, 12, 14, 15, 17, and 26, and opposes amendments 13, 16, and 18 through 25.

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(326)  
50-7  
On motion of Supervisor Walker, seconded by Supervisor Dorr, and unanimously carried, the Board continued to March 13, 1984, the recommendation of the Area Agency on Aging that the Board support Senate Bill 1359, The Senior Center Act of 1984, which will create funding for new construction, renovation, and maintenance of senior centers; and request that letters of support be sent to Senator John Garamendi of the Senate Finance Committee and Senator Henry Mello of the Senate Health and Welfare Committee. ✓

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326  
After hearing the Chief Administrative Officer's oral report on State Senator Dan McCorquodale's letter relating to the issue of realigning the responsibility for trial court costs, the Board, on motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried, authorized the Chief Administrative Officer to draft, sign and forward a letter to Senator McCorquodale, with copies to our local Legislators, advising that this Board continues to support the idea of pro-ram realignments, specifically with respect to having the State assume the costs of the court system. ✓

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326  
After hearing the Chief Administrative Officer's oral report on the County Supervisors Association of California's Legislative Alert regarding legislation addressing the issue of local government financing, the Chief Administrative Officer was authorized to write letters to Governor Deukmejian, Senator Marks, and Assemblyman Cortese, advising that this Board is supportive of long-term financial reforms for local government, and supportive of legislation authored by Senator Marks and Assemblyman Cortese which attempt to attain those goals, on motion of Supervisor Stewart, seconded by Supervisor Dorr, and unanimously carried. ✓

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## GENERAL ORDERS

82-14  
On motion of Supervisor Walker, seconded by Supervisor Dorr, and unanimously carried, the Board continued to March 13, 1984, the request of the County Management Bargaining Unit that the Board adopt a Memorandum of Understanding (MOU) incorporating the language changes submitted to the County's negotiator and the salary proposal contained in said Unit's final offer, or a Resolution which will specify compensation in the absence of a negotiated MOU; said postponement to have no effect on the effective date of a subsequent agreement. ✓

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(57-6(9))  
104-8  
After again considering the matter of mitigation fees requested by the Shingle Springs Fire Department for Barnett Industrial Park, to provide projected additional needs for fire service and facilities within same (continued from February 7, 1984), the Board declared that the payment of \$403 per residential parcel, \$605 per commercial parcel, and \$806 per industrial parcel is the proper mitigation for the Shingle Springs Fire Protection District for Parcel Map No. 83-100, and instructed the Planning Department to process said Map; on motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried. ✓

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56  
On motion of Supervisor Walker, seconded by Supervisor Dorr, and unanimously carried, the request of the El Dorado Rod & Gun Club for a 10-year extension of its Concession Agreement with the County for use of property at the County Dump as a rifle, pistol, archer, and shotgun range, was continued to the first Board meeting in September (9/4/84) to allow the Environmental Health Division of the Health Department time to analyze the request and make a recommendation to the Board; and the Board approved the range fees requested by the Club, in the amount of \$3 for rifle or pistol and \$3 per round of 25 targets at the range. ✓

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On motion of Supervisor Stewart, seconded by Supervisor Dorr, and unanimously carried, the Board adopted the following Resolutions relating to the El Dorado Hills Business Park, Phase I Assessment District:

- A.D.  
El Dorado  
Hills Business  
Park  
map*
- a. RESOLUTION NO. 61-84 accepting petition requesting public improvements described in the petition, the cost to be specially assessed against land benefiting from the improvements;
  - b. RESOLUTION NO. 62-84 approving the map entitled "Proposed Boundaries of El Dorado Hills Business Park, Phase I Assessment District, County of El Dorado, State of California", and adopting the boundaries shown on the map as describing the extent of the territory included in the proposed assessment district;
  - c. RESOLUTION NO. 63-84 authorizing the Chairman to sign an Agreement with Sturgis, Ness, Brunsell & Sperry for services as bond counsel for El Dorado Hills Business Park, Phase I Assessment District;
  - d. RESOLUTION NO. 64-84 authorizing the Chairman to sign an Agreement with Gene E. Thorne & Associate for services as Engineer of Work for El Dorado Hills Business Park, Phase I Assessment District;
  - e. RESOLUTION NO. 65-84, a Resolution of Intention to Order Improvement in El Dorado Hills Business Park, Phase I Assessment District;
  - f. RESOLUTION NO. 66-84 accepting the report filed by Gene E. Thorne & Associate, Engineer of Work, for the purpose of conducting a hearing of protests to the improvements described in said report; and setting said hearing for April 10, 1984, at 3:00 p.m., in the Board of Supervisors meeting room;
  - g. RESOLUTION NO. 67-84 calling for construction bids to be received not later than 2:00 p.m. on March 29, 1984 in the office of the Clerk of the Board, to be publicly opened, examined, and declared at that place and time.

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Supervisor Dorr exited the meeting room.

*32* The request of the Veterans Memorial Building House Committee, that the County provide maintenance and repair of the roof of the Veterans Memorial Building, was continued to March 20, 1984, to allow representatives of said Committee an opportunity to meet with the County General Services Director regarding the request, on motion of Supervisor Walker, seconded by Supervisor Flynn, and carried by the following vote: Ayes: Supervisors Walker, Flynn, and Lowe; No: Supervisor Stewart; Absent: Supervisor Dorr.

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

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Hearing was held as duly advertised to consider the following:

- 57-6
- a. Amendment to the County General Plan in the Garden Valley area from Rural Residential Agricultural Ten to One Hundred Sixty-Acre, to Single Family Residential Low Density, consisting of 11 acres, petitioned by James E. and Virginia Graves; and
  - b. Rezoning of said lands from Estate Residential Ten-Acre Zone to Estate Residential Five-Acre Zone.

The request was forwarded to the Board from the Planning Commission with no recommendation from same.

Mr. James E. Graves was present and spoke to his request.

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

On motion of Supervisor Stewart, seconded by Supervisor Walker, and carried by the following vote: Ayes: Supervisors Dorr, Walker, Flynn, and Stewart; No: Supervisor Lowe, the Board accepted the Negative Declaration and declared its intent to approve this Amendment to the County General Plan, based on the reasons: (1) When the parcel is divided into two smaller parcels, the road improvements required by the Minor Land Division Ordinance will mitigate the inadequacy of Mt. Murphy Road; (2) Three surrounding parcels are of smaller size; and (3) The Area Plan was approved four or more years ago; (see Minutes of April 4, 1984, for Resolution No. 97-84 amending the County General Plan accordingly); further, the Board accepted the Negative Declaration and approved the rezoning, based on consistency with the General Plan, by adoption of ORDINANCE NO. 3430, to become effective 30 days following the effective date of the required General Plan Amendment.

205-6-84  
390 7/2

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Hearing was held as duly advertised to consider the following:

- 57-6
- a. Amendment to the County General Plan in the Kelsey area from Single Family Residential Low Density to Commercial, consisting of 0.96 acre, petitioned by Roger L. Ensminger; and
  - b. Rezoning of said lands from Estate Residential Five-Acre Zone to Commercial Zone.

The Planning Commission recommended denial, based on the following reasons:

1. The General Plan Amendment request is not in compliance with Policy C of the Kelsey Area Plan in that Kelsey Road is inadequate and community needs for additional commercial lands have not been demonstrated; and
2. The site is not physically suited for commercial development;
3. The zoning request is not consistent with the General Plan.

The applicant was not present.

Mrs. Norma Liddicoat clarified that there is commercial zoning in the area now, as she received same for her property in the area in November of 1983.

Continued next page . . . . .

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Carroll Vickery and Jim Hardy, members of the Kelsey Advisory Committee, were present and spoke in opposition to the request.

Mr. Jerry Valenti, representing the U. S. Postal Service, was present and spoke to the Postal Service's plans to close the Kelsey Post Office and then contract with a private individual to run a "community post office". (Mr. Ensminger has submitted a bid to run the community post office which ties in with this request for a general plan amendment and rezoning.)

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

On motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried, the Board concurred in the reasons of the Planning Commission and denied the requested general plan amendment.

On motion of Supervisor Walker, seconded by Supervisor Dorr, and unanimously carried, the Board concurred in the reasons of the Planning Commission, and denied the requested rezoning.

On motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried, the Planning Department was requested to bring back proposed language to clarify the issue of special use permit requirements for postal offices in non-conforming zones.

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Hearing was held as duly advertised to consider the following:

- a. Amendment to the County General Plan in the Kelsey area from Commercial to Single Family Residential Low Density, consisting of 0.903 acre, initiated by Planning Department staff on lands owned by Norma Liddicoat;
- b. Rezoning of said lands from Planned Commercial Zone to Estate Residential Five-Acre Zone.

The Planning Commission approved the change in the general plan and zoning of this property, to Commercial, on September 22, 1983, and the Board of Supervisors approved same on November 22, 1983. Planning staff now believes that said approvals were based upon a misunderstanding; i.e., reason number 3 for approving the change read as follows: "This type of land use is desired by the residents within the immediate area due to the distance that must be traveled to obtain commercial goods. The site currently contains a public building (U.S. Post Office) which serves as a community focal point for day-to-day business".

Norma Liddicoat was present to request that her land retain the general plan designation and zoning approved by the Board in November of 1983. Mr. Ron Carlon was present and spoke in support of Ms. Liddicoat's request, advising he is one of the 4 bidders for the contract post office in Kelsey and that his bid included his offer to lease Norma Liddicoat's facility to house said post office.

Jim Hardy, Carroll Vickery, and Bill Mitchell, members of the Kelsey Advisory Committee, were present and spoke in support of the Planning Department staff's recommendation.

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

On motion of Supervisor Dorr, seconded by Supervisor Stewart, and unanimously carried, the Board denied the general plan amendment and rezoning recommended by Planning Department staff; thereby upholding the Board's action of November 22, 1983.

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Hearing was held as duly advertised to consider the following:

- a. Amendment to the County General Plan in the North Gold Hill area from Rural Residential Agricultural Ten-Acre to Rural Residential Agricultural Five-Acre, consisting of 22.02 acres, petitioned by Gloria Kane Ryan; and
- b. Rezoning of said lands from Estate Residential Ten-Acre Zone to Estate Residential Five-Acre Zone.

The Planning Commission recommended denial, based on the reasons that the general plan amendment request is in conflict with the Long Range Plan, and the rezoning request is in conflict with the General Plan.

Mr. Fred DeBerry was present to speak on behalf of the applicant.

Mrs. Bobbie Hodgkins, resident of land across Cold Springs Road from the property in question, was present to state that, if the request is approved and the property split into four parcels, only one encroachment onto Cold Springs Road should be allowed -- not two, three or four, which would increase the hazardous condition of Cold Springs Road.

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

57-6  
285-9-84  
370-9-2  
The Board accepted the Negative Declaration and declared its intent to approve this Amendment to the County General Plan (see Minutes of April 4, 1984, for Resolution No. 97-84 amending the County General Plan accordingly); further, the Board accepted the Negative Declaration and approved the rezoning, by adoption of ORDINANCE NO. 3431, to become effective upon the filing and recording of a satisfactory parcel map (i.e., said parcel map to address problems of encroachment onto Cold Springs Road and water availability); on motion of Supervisor Walker, seconded by Supervisor Stewart, and carried by the following vote: Ayes: Supervisors Walker, Flynn, and Stewart; Noes: Supervisors Dorr and Lowe.

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423  
Dorr  
Creek  
Est. #B  
At the recommendation of the Planning Commission, and on motion of Supervisor Dorr, seconded by Supervisor Walker, and unanimously carried, the Board approved a one-year time extension, to February 17, 1985, of the Tentative Map for Deer Creek Estates Unit No. B Subdivision in the Cameron Park area, consisting of 7.56 acres, comprising 19 lots, requested by Mark Brushia, and a modification of the Tentative Map to remove a temporary cul-de-sac on Hillcrest Drive and to show a through road on same.

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57-6  
The Board approved Howard Heilman's request for reconsideration of the Board's action of February 27, 1984, wherein it denied his request for Single Family Residential Low Density land use designation and Estate Residential Five-Acre zoning on 19.05 acres in the Camino-Fruitridge area; said reconsideration set for March 19, 1984; on motion of Supervisor Flynn, seconded by Supervisor Walker, and carried by the following vote: Ayes: Supervisors Walker, Flynn, and Lowe; Noes: Supervisors Dorr and Stewart.

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57  
The Planning Department's request for allocation of \$9,038.66 to the Garden Valley Community Park Project and \$9,038.66 to the Meyers School Sports Field Project from the 1976 State Bond Act funds remaining after completion of the Shingle Springs Plaza Park, was continued to March 20, 1984, on motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried.

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82  
On motion of Supervisor Dorr, seconded by Supervisor Stewart, and unanimously carried, the Chairman was authorized to sign Memoranda of Understanding with Shirley F. Cline, Mary A. Best, June E. Bruns, and Lauren Patterson regarding wages, hours, and conditions of employment for period ending June 30, 1985. ✓

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343-1  
In response to a letter from the Regional Council of Rural Counties (RCRC) regarding chronology and clarification of events relative to strengthening of RCRC's internal management and related employee benefits, the Board ratified its previous action, on February 14, 1984, concurring in RCRC's proposal to enter into a contract with the Board of Administration of the Public Employees' Retirement System (PERS) and amendment to the RCRC Bylaws to allow same, on motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried. ✓

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406-1a  
On motion of Supervisor Stewart, seconded by Supervisor Dorr, and unanimously carried, the Board accepted Mr. Jim Foley's resignation as Constable of the Placerville Judicial District.

406-7  
Further, on motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried, the Board appointed Mr. George Sammer as Acting Constable of the Placerville Judicial District. ✓

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12  
RESOLUTION NO. 60-84 was adopted, at the request of Leo S. Bach, Berkeley City Councilman, and on motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried, reaffirming the Board's intent to pledge allegiance to the American Flag at each regular meeting of the Board of Supervisors. ✓

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341-5  
On motion of Supervisor Dorr, seconded by Supervisor Flynn, and unanimously carried, the Board accepted a check in the amount of \$4,502.52 from the South Lake Tahoe Humane Society as final payment of the amount owed the County by same. ✓

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121  
In response to a letter to the Board from the U.S. Forest Service, dated January 25, 1984, the Board expressed support of Michigan-California Lumber Company's proposed land-for-land exchange with the Eldorado National Forest which involves 660+ acres of federal land and 1530+ acres of Michigan-California land, on motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried. ✓

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(14-A)  
151  
On motion of Supervisor Walker, seconded by Supervisor Lowe, and unanimously carried, the General Services Director and County Counsel were authorized to proceed as outlined this date to obtain office space at South Lake Tahoe to house the Welfare Department's South Lake Tahoe office staff. ✓

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There being no further business this date, the Board adjourned to Tuesday, March 13, 1984, at 10:00 a.m.

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APPROVED:

  
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PATRICIA R. LOWE, Chairman

ATTEST:

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

By   
\_\_\_\_\_  
Deputy Clerk