

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES August 7 19 84

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

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The Invocation was offered by Supervisor Flynn.

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

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The Agenda was adopted, on motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried by those present.

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The Minutes of July 31 and August 1, 1984, were approved as submitted, on motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried by those present.

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

Budget Transfer No. 293 was approved for Medical Care Services (5-102), transferring \$930.00 from Regular Employees (1010) to Professional and Specialized Services (2180).

117

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Budget Transfer No. 5 was approved, advancing \$11,539.41 from the County Treasury (800) to Showcase Ranches Community Services District, as a loan until tax revenues are received.

(117) 123-26

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The Board approved Assessment Roll Changes numbered 8423 - 8426; 8431; 8432; 8434; 8435; 8439 - 8451; 8453 - 8457; 8461; 8462; 8464 - 8473; 8478 - 8482; 8524; 8525; and 8527.

298A

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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 in the name of Kenneth D. King, volume 1988, page 705.

247

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RESOLUTION NO. 246-84 was adopted, discharging unpaid County Welfare accounts.

151-13

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STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES August 7 19 84

58
As recommended by County Counsel, the Board denied the claim for personal injuries, in the amount of \$1,000,000.00, submitted by Attorney Thomas R. Van Noord on behalf of Leslie A. Syracuse, individually and as Guardian ad Litem for Vicky Syracuse.

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296
The Public Works Department was authorized to advertise for a bid opening to be held August 30, 1984, at 2:00 p.m., with award by the Board on September 4, 1984, for the reconstruction of drainage improvements at four locations on County roads on the western slope of El Dorado County (Project No. 7078); and, upon award of contract, to close Green Valley Road at the drainage culverts near the Placerville City line to accomplish said reconstruction.

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(19-)
296-4
17.21
RESOLUTION NO. 248-84 was adopted, at the recommendation of the Public Works Department, establishing a speed restriction of thirty miles per hour on Black Bart Avenue from Pioneer Trail to Martin Avenue.

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(326)
22
At the recommendation of the Health Department, the Chairman was authorized to sign a letter of appreciation to Assemblyman Phillip Isenberg for his understanding of small County issues and for his willingness to sponsor AB 578, which extends the State's risk for cost overruns in the County Medical Service Program for medically indigent adults and creates a reserve trust fund.

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22-3
At the recommendation of the Health Department, the Chairman was authorized to sign an Agreement with Bansivora, M.D., for physician services to provide prenatal, delivery, and postpartum care to patients referred by the Health Department's office at South Lake Tahoe, at a cost not to exceed \$6,600.00, for period July 1, 1984 - December 31, 1984.

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22-7
At the recommendation of the Health Department (Mental Health Division), the Chairman was authorized to sign an Agreement with Mary Jane Aguilar for crisis intervention services at the South Lake Tahoe Clinic, in an amount not to exceed \$8,000.00 per year, for Fiscal Year 1984-85.

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(55)
57
At the recommendation of the Community Development Director, the Chairman was authorized to sign a five-year Joint Powers Agreement with Alpine and Amador Counties relating to land use planning at Kirkwood Meadows and Highway 88/89, and amending the boundaries of the area of impact.

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423
Meadow
Creek
Subdiv.
Unit 4/2
Upon being advised by the project engineer for Meadow Creek Subdivision that improvements within same have been completed, the Board authorized release of the labor and materials bond for Meadow Creek Unit No. 1 Rural Subdivision, in the amount of \$3,765.00; and reduced performance bond, in the amount of \$15,265.00, and reduced labor and materials bond, in the amount of \$7,632.00, for Meadow Creek Unit No. 2 Rural Subdivision.

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BOARD OF SUPERVISORS MINUTES August 7 19 84

423
Greenstone
Country

At the recommendation of the Planning Commission, the Board approved a one-year time extension, to August 12, 1985, of the expiration date for the Tentative Map for Greenstone Country in the Greenstone area, consisting of 2,360 acres, comprising 441 lots, 3 remainders, and 8 open space areas; subdivider: Di Giorgio Development Corporation.

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46-
204
241

The Board set a public hearing for August 21, 1984, at 2:00 p.m., to consider the request of Doyle Cavender for deletion of 20 acres from Agricultural Preserve No. 204 in the Placerville Periphery and Gold Hill areas, with 59.59 acres remaining in said Preserve; and establishment of Agricultural Preserve No. 241, consisting of the 20 acres deleted from Agricultural Preserve No. 204.

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114-3

Bid No. 165-028, propane for the eastern and western slopes of the County, was awarded to the low bidders, Empire Gas of Placerville for the western slope, in the amount of .579 per gallon, and M & E Gas of South Lake Tahoe for the eastern slope, in the amount of .6125 per gallon; and the Purchasing Agent was authorized to issue two annual purchase orders for same.

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211

At the request of the State Department of Housing and Community Development, the Board took the following actions:

- a. Adopted RESOLUTION NO. 250-84, authorizing the Chairman to sign Amendment No. 3 to the Agreement (No. 80-RHC-009) with same, for annuity funds, in the amount of \$4,995.00, for M.O.R.E.'s Pathways Home for the Developmentally Disabled for Fiscal Year 1984-85, and replacing Exhibit "D" relating to the annuity fund payment schedule; and
- b. Authorized submittal of a letter to the State Department requesting the monthly annuity payments be mailed directly to Mother Lode Rehabilitation Enterprises, Inc., instead of through the County.

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104-1
(2,2)

RESOLUTION NO. 251-84 was adopted, at the request of the Diamond Springs-El Dorado Firefighters Association, authorizing closure of McHatten Alley in Diamond Springs on Monday, September 3, 1984, from 8:00 a.m. to 5:00 p.m. for the Twelfth Annual Bazaar Days.

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123-1

RESOLUTION NO. 252-84 was adopted to provide property tax revenues to the Cameron Park Community Services District for annexation of the George L. Fain (CPCSD 84-03) property in accordance with AB 8 negotiations.

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114-9

At the recommendation of the Purchasing Agent, and on motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried by those present, the Board approved award of informal bids for rental of a Mita 213 copy machine for the Area Agency on Aging and the Public Guardian's Office to the bidder deemed superior, California Copy of Sacramento, at a cost of \$225.00 per month; and the Chairman was authorized to sign an Agreement with same.

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STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES

August 7

19 84

At the recommendation of the Purchasing Agent, and on motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried by those present, the Board approved award of informal bids for rental of two Ricoh 4060 copy machines for the Health Department and Mental Health Division, to the low bidder, Caltronics of Sacramento, at a cost of \$173.00 per month for each machine; and the Chairman was authorized to sign Agreements with Ricoh of America, Inc., for same.

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Upon being advised by the Public Works Department that the Green Valley Road Curve Improvement Project (No. 3032) has been completed and the old roadway obliterated, RESOLUTION NO. 247-84 was adopted, on motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried by those present, authorizing the Chairman to sign a quitclaim Deed conveying to Kathie Bourne a portion of the roadway easement on her property in accordance with Agreement for Acquisition of Right of Way Easements which was approved by the Board on February 14, 1984.

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RESOLUTION NO. 249-84 was adopted, at the recommendation of the Personnel Director, and on motion of Supervisor Stewart, seconded by Supervisor Walker, and unanimously carried by those present, authorizing the Chairman to sign an application, to be filed with the State Employment Development Department, for elective participation in the State Disability Insurance Program by members of the Trades and Crafts Bargaining Unit.

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At the recommendation of the General Services Division, and on motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried by those present, the Chairman was authorized to sign Change Order No. 3 to the Contract with Cullen Development Company for the construction of the Ponderosa Justice Court; said Change Order increasing the cost of same by \$17,270.90, and extending the contract period by 18 days to a new completion date of August 10, 1984.

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At the recommendation of the General Services Division, and on motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried by those present, the Chairman was authorized to sign a negotiated contract for excavation and earthwork for the jail annex project, adjacent to Forni and Gold Nugget Roads, subject to two conditions: (1) that the amount of the contract not exceed \$15,700.00; and (2) that the work be completed within 14 days. (Contract executed with Joe Vicini, Inc., for said project.)

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At the recommendation of the Purchasing Office, and on motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried by those present, the Chairman was authorized to sign a five-year Agreement with Richard E. and Juanita E. Winkelman for lease of approximately 2,812 square feet of office space on Green Valley Road in Placerville, to accommodate the Family Support Unit of the District Attorney's Office, at a monthly cost of \$1,405.75, with an annual adjustment based upon the Consumer Price Index.

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114-9
249-84
Green Valley
Deed # 9-84

249-84
(2-A)

74-15

74-2f

(163)
114-7

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES August 7 19 84

In a letter dated July 27, 1984, the Placerville City Council expressed concern relating to the Board's action of June 26, 1984, wherein Resolution No. 205-84 was adopted establishing a County Courthouse Temporary Construction Fund from a portion of monies collected from parking tickets and non-parking fines such as bail forfeiture, to provide funding for future adequate criminal justice facilities; and City Councilman Bob Springer and City Manager Lee Yarborough were present this date to speak to said letter, advising their major concern is the lack of communication between the Board of Supervisors and City Council in matters such as this.

2
213
(183)
On motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried by those present, the County Chief Administrative Officer was requested to arrange with Mr. Yarborough for a joint luncheon meeting between the Board of Supervisors and City Council to discuss this issue as well as other matters of mutual interest.

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12-11
The South Lake Tahoe Energy Advisory Council submitted a letter from the Lake Tahoe Unified School District thanking said Council for its assistance in initiating energy conservation programs at South Tahoe Intermediate and South Tahoe High Schools, which resulted in tremendous savings to the District; and the Board directed that a Certificate of Appreciation be forwarded to the South Lake Tahoe Energy Advisory Council, on motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried by those present.

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59
On motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried by those present, the Chairman was authorized to sign a letter of appreciation/commendation to the Fair Board and Susan Clark, Fair Manager, for all their efforts which resulted in an outstanding El Dorado County Fair this year.

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The Board recessed for lunch, after which it reconvened for consideration of land use planning matters.

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STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES August 7 1984

PLANNING MATTERS

285-38-84
390-96
Hearing was held as duly advertised to consider rezoning of lands in the Cool/Pilot Hill area from Estate Residential Five-Acre Zone to Residential Agricultural Twenty-Acre Zone, consisting of 17.28 acres, petitioned by Ronald Whittier. The Planning Commission recommended approval, based on the reason the request is in compliance with the General Plan.

Mr. Doug Noble, 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 Flynn, seconded by Supervisor Stewart, and unanimously carried by those present, the Board approved the Negative Declaration and approved the rezoning by adoption of ORDINANCE NO. 3469 which amends the County Zoning Ordinance accordingly, based on the reason that the request is in compliance with the General Plan.

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285-39-84
390-96
Hearing was held as duly advertised to consider rezoning of lands in the Georgetown area from Residential Agricultural Twenty-Acre Zone to Estate Residential Ten-Acre Zone, consisting of 40.462 acres, petitioned by Michael Solbach, et al. The Planning Commission recommended approval, based on the following reasons:

1. The request is consistent with the General Plan;
2. The improvements necessary to support this request are either in place or being pursued.

Mr. Fred Lambert, 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 Flynn, seconded by Supervisor Stewart, and unanimously carried by those present, the Board concurred in the reasons of the Planning Commission, approved the Negative Declaration, and approved the rezoning by adoption of ORDINANCE NO. 3470, which amends the County Zoning Ordinance accordingly, to become effective upon the filing of the final parcel map.

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Hearing was held as duly advertised to consider rezoning of lands in the Volcanoville area from Agricultural Zone to Estate Residential Five-Acre Zone, consisting of 13.79 acres, petitioned by Ronald Delanoy. The Planning Commission recommended denial, based on the following findings:

1. The request is not in compliance with the Long Range Plan;
2. The request is in conflict with the Agricultural Buffer Policies which require a 20-acre buffering for timberlands; and
3. The request is not in compliance with the 1969 General Plan. The northern portion is designated for one dwelling unit per ten to one hundred sixty acres.

Mr. Fred Lambert, Agent, was present and spoke to the request on behalf of the applicant.

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STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES August 7 19 84

Mr. Richard Floch, Director of Community Development, advised the Board that the subject property is split by a natural road, and felt a variance to allow a parcel map with the road as the means of dividing the parcels would be a more appropriate way to achieve the owner's goal, rather than the requested rezoning.

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

When advised by the Board that it could not approve the requested rezoning because of inconsistency with the General Plan, Mr. Lambert stated that the applicant would be willing to have the request continued off calendar while he made application for an amendment to the General Plan.

Supervisor Flynn suggested that the request be referred back to the Director of Community Development to take back before the Planning Commission for a General Plan amendment or to bring back before the Board, whichever he deemed appropriate.

On motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried by those present, the request was continued off calendar.

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Hearing was held as duly advertised to consider adoption of an Ordinance amending Section 17.14.070 of the County Ordinance Code to establish height limitations for public utility distribution and transmission lines and/or facilities.

Gwynne T. Pratt, Deputy County Counsel, reviewed the proposed Ordinance.

Mr. Steve Long, representing Pacific Bell, was present and spoke to the Ordinance, advising that Pacific Bell considers it "livable".

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

On motion of Supervisor Stewart, seconded by Supervisor Walker, and unanimously carried by those present, ORDINANCE NO. 3471 was adopted as amended to reflect that it is the supporting structures and facilities that are restricted in height, not the actual lines.

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At the recommendation of the Planning Commission, and on motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried by those present, the Board approved in concept, amendments to Chapter 15.56 of the County Ordinance Code, to change the title from "Mitigation Fees" to "Impact Fees", to modify the reporting date from August 1 to October 15 of each year, and to add Subsection D referencing the Leroy Greene State School Building Lease Purchase Law of 1976, in order to bring the County Ordinance Code into compliance with State law; and County Counsel was requested to prepare the Ordinance for introduction.

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At the recommendation of the Planning Commission, and on motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried by those present, the Board approved in concept, amendments to Chapter 17.23 of the County Ordinance Code to clarify that the Planning Commission may hear temporary use permits, and to change the appeal period from five working days to ten calendar days; and County Counsel was requested to prepare the Ordinance for introduction.

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285-4094

(57)

370-9

(57)
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(57)
57-1

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES August 7 19 84

RIDGEVIEW VILLAGE UNIT NO. 5A ASSESSMENT DISTRICT

RESOLUTION NO. 252A-84 was adopted, on motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried by those present, authorizing the Chairman to sign an Agreement with El Dorado Irrigation District relating to domestic water supply and sewage disposal systems to be installed in Ridgeview Village Unit No. 5A Assessment District.

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COUNTY SERVICE AREA NO. 3

At the recommendation of County Counsel, and on motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried by those present, the Board approved the following relating to the transfer of six Galion six-wheel drive motor graders from the County of El Dorado to County Service Area (CSA) No. 3:

- a. Assignment, to be signed by the Chairmen of the Board of Supervisors and CSA 3;
b. Uniform Commercial Code Financial Statement, to be signed by the Chairman of CSA 3; and
c. Draft review letter regarding same, to be signed by lessee's counsel.

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NEW BUSINESS

The Board's field trip with the U.S. Forest Service and the Community Development Director and his staff, to observe various activities in the forest and their problem areas, scheduled for August 29, 1984, at 8:30 a.m., was rescheduled for September 24, 1984, at 9:00 a.m., on motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried by those present.

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As recommended by County Counsel, the Board authorized settlement of the Lewis Bauges v. County of El Dorado, et al., Superior Court Case No. 41806, as and for a full and complete settlement of all claims, on motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried by those present.

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There being no further business to come before the Board of Supervisors this date, the Board adjourned to Tuesday, August 14, 1984, at 10:00 a.m.

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APPROVED:

Signature of Patricia R. Lowe
PATRICIA R. LOWE, Chairman

ATTEST:
BILLIE MITCHELL, County Clerk
and ex officio Clerk of the Board

By [Signature]
Deputy Clerk