

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES August 14 19 84

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

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The Agenda was adopted, on motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried by those present, with the addition of two items: (1) Personnel Director's recommendation for consultant services relative to health insurance proposals; and (2) WWV Development Company's request for rescheduling of its hearing before the Board of Equalization.

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The Minutes of August 7, 1984, were approved as submitted, on motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried by those present.

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

117 Budget Transfer No. 7 was approved, transferring \$5,000.00 from the Trials Budget (2-104), Professional and Specialized Services Account (2180) to the County Clerk's Budget (2-106), Professional and Specialized Services Account (2180) to cover the costs of Clerk's transcripts.

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117 Budget Transfer No. 8, transferring \$5,000.00 from General Fund Appropriation for Contingency to County Counsel's Professional and Specialized Services for retention of legal services for the defense of the Wilson, et al, vs. Tal Land Corporation, et al, action, was continued to August 21, 1984.

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117 Budget Transfer No. 9, transferring \$408.68 from General Fund Appropriation for Contingency to County Counsel's Professional and Specialized Services for payment of billings for legal services rendered in the matter of Ora Mills vs. County of El Dorado, et al, was continued to August 21, 1984.

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298A The Board approved Assessment Roll Changes numbered 1802, 8396, 8398, 8401 - 8404, 8483 - 8491, 8493 - 8496, 8502 - 8511, 8516, 8528 - 8530, 8536, 8537, 8542 - 8544, 8548, 8549, 8553, 8554, 8558 - 8561, 8565, 8567, 8569 - 8575, 8577, 8578 - 8581, 8594 - 8599, and 8602.

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The Chairman was authorized to execute Releases of Liens, discharging all property encumbered by the Agreements to Reimburse the County for Public Assistance, as recorded in the official records of El Dorado County as follows:

Name	Volume and Page	
Claudia Matz	2281	227
George Meeks & Nelda Meeks	646	287
Wayne Meeks & Nelda Meeks	684	656
Barbara L. Jordan	2320	526

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RESOLUTION NO. 253-84 was adopted authorizing an action for the recovery of County funds paid out for County Service Area No. 7 (western slope ambulance service; Animal Control, Library, and Welfare Departments.

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As recommended by County Counsel, the Board denied the claim for property damage and personal injuries, in the amount of approximately \$15,000 submitted by Elaine Durham.

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As recommended by County Counsel, the Board denied the claim for personal injuries and damages, in the amount of \$300,000.00, filed by Attorney C. Michael Finen on behalf of John C. O'Mara.

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As recommended by County Counsel, the Board denied the claim for property damage, in the amount of \$158.49, submitted by Jerry D. Moorman.

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RESOLUTION NO. 254-84 was adopted, at the recommendation of the Public Works Department, authorizing the Chairman to sign an Agreement with the State Department of Transportation for right-of-way acquisition services for the Lotus Road Bridge Project (No. 3026), at a cost of \$10,100.00.

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At the request of the Public Works Department, the Chairman was authorized to sign a Contract with James and Carol Templin for purchase of a portion of their property for right of way for the Sand Ridge Road Bridge Project (No. 3034), in the amount of \$1,025.26; the Chairman was authorized to sign the Certificate of Acceptance of Grant Deed for same; and the Board approved the Preliminary Title Report, and claim, in the amount of \$1,025.36, for said purchase.

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RESOLUTION NO. 255-84 was adopted, at the recommendation of the Health Department, proclaiming August 27, 1984, through September 2, 1984, as "Emergency Medical Services Week" and encouraging all residents to increase their awareness of ways to prevent accidents and other emergency incidents and how to use their Emergency Medical Services System when such situations do occur.

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50-4
At the recommendation of the Health Department (Mental Health Division), the Chairman was authorized to sign an Agreement with the El Dorado Council on Alcoholism, for alcohol-related prevention, intervention, and treatment services to residents of the western slope, in the amount of \$51,484.00, for period September 1, 1984, through June 30, 1985.

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RESOLUTION NO. 256-84 was adopted, as recommended by Community Programs, authorizing the Chairman to sign Amendment No. 2 to the Agreement (No. 83-846-315) with the State Office of Economic Opportunity for home weatherization services under the 1984 Low Income Home Energy Assistance Program, increasing funding for same by \$40,000.00, for a new total of \$82,000.00.

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214
RESOLUTION NO. 257-84 was adopted, at the recommendation of the Probation Department, establishing a change fund, in the amount of \$50.00, to be used specifically to make change for probationers who pay restitution, fines, and fees in cash.

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58
At the request of the Risk Manager, the Board approved the settlement of the case of Bruce Wayne and Joyce LaVerne Davenport vs. County of El Dorado, et al, El Dorado County Superior Court Case No. 41399; and authorized payment, in the amount of \$10,000.00 from the liability trust fund, for same.

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22-100
At the recommendation of the Communications Director, the Chairman was authorized to sign the following:

- a. Cooperative Communications Agreement with the Sierra-Sacramento Valley Emergency Medical Services Agency, for joint usage of a common, eight-County radio system, in accordance with Federal Communication Commission Rules and Regulations; and
- b. Letter of Understanding with said Agency relating to the transfer of emergency medical services radio equipment.

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812
At the request of the State Office of Traffic Safety, the Board proclaimed the week of October 14 - 20, 1984, as "Traffic Safety Week" in El Dorado County.

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(212) 165
At the urging of California Governor George Deukmejian, who proclaimed the week of August 19, 1984, as "California Child Support Enforcement Week", the Board proclaimed said week as "Child Support Enforcement Week" in El Dorado County.

27% COTTON FIBER
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114-3
At the recommendation of the Purchasing Agent, and on motion of Supervisor Lowe, seconded by Supervisor Flynn, and unanimously carried by those present, the Board exercised its lease option to purchase, and authorized issuance of a purchase order, in the amount of \$8,692.00, including sales tax, to Cleanosol of Seattle, Washington, for the purchase of one thermoplastic melting boiler for the Public Works Department.

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80-1
The South Tahoe Refuse Company's request for an 8.5% increase in the rate for garbage pickup in the Lake Tahoe Basin was referred to the Chief Administrative Officer to set up a staff review committee to formulate a rate increase, if there is to be one, and report back to the Board at a later date; on motion of Supervisor Lowe, seconded by Supervisor Stewart, and unanimously carried by those present.

7438
Erasable Bond
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At the recommendation of the General Services Division, and on motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried by those present, the Board selected the schematic design which was begun during the grant application phase for construction of the permanent 200-inmate jail; and authorized staff to negotiate with the architectural firm of Nacht & Lewis Architects, of Sacramento, for preparation of construction documents.

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(74-13)
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133
288-2
170
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 a Lease and Addendum to same with Tahoe Shopping Center, for lease of 3,600 square feet of area (consisting of five spaces) in the Fremont Mall located at the corner of Highway 50 and Fremont Street at South Lake Tahoe for the temporary relocation of the Building and Environmental Divisions, Assessor's Office, Veterans Service Office, and Public Defender's Office, at a cost of \$3,375.00 per month, for period ending May 1, 1985.

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12-14
(88-1)
On motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried by those present, the Board set the following policy review sessions for October 3, 1984:

- 12-14
a. 10:00 a.m., regarding the Lake Tahoe Rim Trail; and
b. 11:00 a.m., with the Washoe Cultural Foundation regarding the construction and operation of a Washoe Indian Cultural Center at South Lake Tahoe.

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(420)
420
At the recommendation of the Personnel Director, and on motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried by those present, the Board received and filed the request of the El Dorado County Employees Association that the Board reconsider its position on the issue of employee and dependent health insurance costs; and adopt the Association's proposal that the County pay the full cost of same for employees covered by Medical Plan B, plus all increases in same for the life of the agreement, and pay an equivalent amount of the premiums for employees covered by Medical Plan A, with those employees paying the difference in cost between Plans A and B; said request to be brought back at a future date when the Board considers other proposals for health insurance.

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440
440
At the recommendation of the Personnel Director, and on motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried by those present, the Chief Administrative Officer was authorized to sign an Amendment to the Contract with Warren, McVeigh & Griffin, Inc., insurance consultants, to include consultant services to assist the County in the consideration, preparation, and evaluation of proposals for health insurance coverage as well as other alternatives, at a cost not to exceed \$10,000.00.

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County Counsel's request for direction relating to whether Inter-County Title Company should be authorized to proceed with the preparation of title reports, at a cost of \$4,200.00, for the portion of public road right of way located along Mother Lode Drive, between French Creek Road and Shingle Springs Plaza, in the Shingle Springs area, was continued off calendar, to be brought back when Supervisor Walker is present, on motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried by those present.

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RESOLUTION NO. 258-84 was adopted, on motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried by those present, adopting the County budget, and budgets for Board-governed special districts for fiscal year 1984-85.

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At the recommendation of the Purchasing Office, and on motion of Supervisor Lowe, seconded by Supervisor Flynn, and unanimously carried by those present, the Chairman was authorized to sign a one-year Lease with Star Lake Investments for lease of Suites 5 and 6 of the Star Lake Building at Lake Tahoe for the semi-permanent relocation of the Family Support Unit of the District Attorney's Office, at a cost of \$850.00 per month, for period September 1, 1984 through August 31, 1985, with the understanding that the lessor will pay all utilities except the telephone.

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On motion of Supervisor Lowe, seconded by Supervisor Flynn, and unanimously carried by those present, the Board appointed Jeanette Willoby to represent El Dorado County as a member of the Developmental Disabilities Area Board III for a term ending December 31, 1986.

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At the request of the March of Dimes Birth Defects Foundation, Northern California Chapter, the Board designated Valerie Rudd as a representative of El Dorado County to participate in the discussions at a conference to be held August 23, 1984, entitled "Perinatal Health Care: A Regional Approach in Northeast California"; Mrs. Rudd having been recommended by Dr. Weidmer, Director of County Health Services, and designated by motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried by those present.

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On motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried by those present, the Board approved the request of Jerry Merry for reimbursement of funds, in the amount of \$289.40, collected by the Animal Control Division from the sale of his Appaloosa Gelding, which was impounded in the South Shingle Springs area on May 10, 1984, as a stray.

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The Board of Supervisors recessed briefly to convene as the Board of Equalization for the purpose of rescheduling the Board of Equalization hearing for WWV Development Company from September 19, 1984, at 9:00 a.m., to October 10, 1984, at 9:30 a.m., on motion of Mr. Flynn, seconded by Mr. Stewart, and unanimously carried by those present. The Board of Equalization adjourned; and the Board of Supervisors reconvened.

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87-3
On motion of Supervisor Stewart, seconded by Supervisor Lowe, and unanimously carried by those present, the Board authorized Supervisor Flynn to accept an appointment to the National Association of Counties' (NACo's) Energy and Environment Steering Committee, to take part in the on-going analysis of national issues and how they affect county governments.

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PLANNING MATTERS

Hearing was held as duly advertised to consider the rezoning of lands in the Latrobe area from Residential Agricultural Twenty-Acre Zone to Estate Residential Ten-Acre Zone, consisting of 40 acres, petitioned by Thomas G. Kuhn. The Planning Commission recommended approval, based on the following reasons:

- 285-4-84
390-9a
1. The request is consistent with the General Plan;
 2. An adequate water supply has been demonstrated to the satisfaction of the Environmental Health Division; and
 3. The property is located within a structural fire district.

Mr. Garry Gates, 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. 3472, which amends the County Zoning Ordinance accordingly.

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285-42-84
Hearing was held as duly advertised to consider the rezoning of lands in the Diamond Springs/El Dorado area from One-Acre Residential Zone to General Commercial Zone, consisting of 0.494 acre, petitioned by John H. Criss. The request was forwarded to the Board by the Planning Commission with no recommendation, as a motion to deny the request, based on the reasons below, failed by a two-one vote of the Commission (two Commissioners were absent):

1. Howard Circle is inadequate in width (10 - 18 feet) and inadequate in alignment;
2. There is no other active commercial activity, except on Highway 49, at the present time.

The applicant was not present.

Three area residents, Mr. and Mrs. Meyer and Mrs. Loren Brown, all of whom live on Howard Circle, were present and spoke in opposition to the rezoning due to the one-way road being inadequate to serve commercial traffic.

Due to the fact that Supervisor Walker was not present, and this property is in his District, and the applicant was not present, the Board continued the hearing to August 28, 1984, at 2:00 p.m., on motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried by those present.

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285-49-84
390-9a

Hearing was held as duly advertised to consider rezoning of lands in the Placerville Periphery area from Single Family Three-Acre Residential Zone to One-Acre Residential Zone, consisting of 4 acres, petitioned by Patrick Forester. 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.

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 Stewart, and unanimously carried, the Board concurred in the reasons of the Planning Commission, approved the Negative Declaration, and approved the rezoning by adoption of ORDINANCE NO. 3473, which amends the County Zoning Ordinance accordingly.

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285-49-84
390-9a

Hearing was held as duly advertised to consider rezoning of lands in the Quintette area from Agricultural Zone to Estate Residential Five-Acre Zone, consisting of 8.5 acres, petitioned by Alan D. Bales. The Planning Commission recommended approval; and the Community Development Director, Richard Floch, was present and recommended approval, based on the following reasons:

1. The request is consistent with the General Plan and meets the language of Agricultural Policy No. 8;
2. The improvements necessary to support this request are either in place or being pursued.

The applicant was present and responded to questions of Board members. ✓

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 Community Development Director, approved the Negative Declaration, and approved the rezoning by adoption of ORDINANCE NO. 3474, which amends the County Zoning Ordinance accordingly.

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At the recommendation of the Community Development Director, and on motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried by those present, the Board approved the transfer of River Use Permit No. 84-29, Kingfisher Float Trips, from Mitchell Wyss to Monte Osborn, owner A.B.L.E. Rafting Company (River Use Permit No. 84-35); said transfer subject to the following conditions:

1. River Use Permit No. 84-29 is assigned no value in the sale of the business;
2. The river use permit capacity to be transferred shall be: 720 total annual weekend user days; 80 maximum group size per weekend day; and 25 user days, basic weekday allotment; ✓
3. El Dorado County reserves the right to reallocate river permit capacities in 1984 or subsequent years as discussed in the River Management Plan.

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25% COTTON FIBER
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Introduction of an Ordinance adding Chapter 10.30 to the County Ordinance Code, regulating the operation of off-road vehicles on private property, was continued to September 18, 1984, on motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried by those present.

238
(1984)
57
Note: Mr. Noble Sprunger, who was present and spoke on behalf of Jeepers Jamboree, Inc., requesting the Board get more input from recreational vehicle organizations to develop a more workable Ordinance, was requested by the Board to contact all such organizations between now and September 18, 1984, to solicit comments and recommendations. The Board advised Mr. Sprunger that the Board Clerk will make copies of the proposed Ordinance available for distribution to those organizations.

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221
On motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried by those present, the Board introduced an Ordinance amending Chapter 15.56 of the County Ordinance Code to change the title from "Mitigation Fees" to "Impact Fees", and Section 15.56.070 of same, modifying the reporting date from August 1 to October 15 of each year and adding 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; the reading of said Ordinance waived; and it was continued to August 21, 1984, for consideration of adoption.

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NEW BUSINESS

82-2
On motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried by those present, the Chairman was authorized to sign a letter to Thomas Emigh of the El Dorado County Employees Association, responding to Mr. Emigh's letter to the Board, dated July 24, 1984, regarding the current relationship between the County Administration and County employees.

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There being no further business to come before the Board of Supervisors this date, the Board adjourned to Tuesday, August 21, 1984, at 10:00 a.m.

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APPROVED:



PATRICIA R. LOWE, Chairman

ATTEST:

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

By 
Deputy Clerk