

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES August 21 1984

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 Pastor Robert Langford, Pioneer Bible Church.

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

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The Agenda was adopted, on motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried by those present, with the following additions: General Services Director's request for approval of plans and specifications and authorization to advertise for bids for the Jail Annex Facility (Project No. 3675); County Agricultural Commissioner's recommendation that the Board support Assembly Bill 2635 regarding use of pesticides; National Association of Counties' request that the Board support House Resolution 6027, "The Local Government Antitrust Act of 1984"; Chief Administrative Officer's request for ratification of the Chairman's telegram to Governor Deukmejian urging veto of Assembly Bill 3167 regarding amendment of PERS contracts; and Hangtown's Gold Bug Park Development Committee's request that the Chairman be authorized to sign application to the State for designation of Gold Bug, Priest, and Silver Pine Mines, and 8-stamp mill, as a point of historical interest.

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The Minutes of August 14, 1984, were approved as submitted, on motion of Supervisor Flynn, seconded by Supervisor Lowe, and carried by the following vote: Ayes: Supervisors Flynn, Stewart, and Lowe; Abstention: Supervisor Walker; Absent: Supervisor Dorr.

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

Budget Transfer No. 294 was approved, transferring \$327,584.70 from the 1983-84 General Fund Appropriation for Contingency (9900) and other accounts to cover 1983-84 overexpenditures in twenty-three budget units.

* * * *

Budget Transfer No. 8 was approved, transferring \$5,000.00 from General Fund Appropriation for Contingency (9900) to County Counsel's Professional and Specialized Services (2180), to retain the law offices of Hefner, Stark & Marois for the defense of the Wilson, et al, vs. Tal Land Corporation, et al, action.

* * * *

Budget Transfer No. 9 was approved, transferring \$408.68 from General Fund Appropriation for Contingency (9900) to County Counsel's Professional and Specialized Services (2180), for payment of billings submitted by the law offices of McDonald, Saeltzer, Morris, Creeggan & Waddock for professional services rendered in the matter of Ora Mills vs. County of El Dorado, et al.

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25% COTTON FIBER

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES August 21 19 84

Budget Transfer No. 10 was approved, advancing \$5,330.00 from the County Treasury (800) to Arroyo Vista Community Services District, as a loan until tax revenues are received.

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The Board approved Assessment Roll Changes numbered 1820, 1829, 1833, 8412, 8413, 8417, 8418, 8538, and 8628.

* * * *

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:

<u>Name</u>	<u>Volume and Page</u>	
Gary & Vickie Tremblay	1189	451
Gary & Adele Tremblay	1312	176

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As recommended by County Counsel, the Board denied the claim for property damage, in an undetermined amount, submitted by Linda F. Hoff.

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At the recommendation of County Counsel, the Chairman was authorized to sign an Agreement with Boulder Gold, Inc., holding the County harmless from any liability arising out of the applicant's exploratory drilling and mining operations under Special Use Permit No. 84-18.

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Upon being advised by the Public Works Department that the street construction connecting Road No. 34I (Durock Road) to Mother Lode Drive has been completed and the required right-of-way granted to the County; the Board adopted RESOLUTION NO. 259-84, accepting same, consisting of approximately 0.02 mile in length, into the County-maintained road system.

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The Public Works Department was authorized to advertise for bid opening to be held September 13, 1984, at 2:00 p.m., with award by the Board on September 25, 1984, for the construction of the Sand Ridge Road Bridge Project (No. 3034) at the North Fork of the Cosumnes River.

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At the recommendation of Community Programs, the Chairman was authorized to sign a Lease Agreement with Choices for Children Child Care Resource and Referral Agency, extending the current Lease Agreement with same to August 30, 1985, for lease of approximately 244 square feet at 937 Spring Street in Placerville.

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RESOLUTION NO. 260-84 was adopted, at the recommendation of the Health Department (Mental Health Division), authorizing the Chairman to sign an Agreement with the State Department of Rehabilitation, in the amount of \$10,700.00, for alcohol-related rehabilitation services for fiscal year 1984-85.

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117
298A
247
58-1
57-11B
296-4
246-5
50-4

Crucible Bond

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES August 21 19 84

At the recommendation of the Health Department (Mental Health Division), the Chairman was authorized to sign an Agreement with Tahoe Human Services, Inc., for drug-related prevention and intervention services to the South Lake Tahoe Area, in the amount of \$31,493.00, for fiscal year 1984-85.

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RESOLUTION NO. 261-84 was adopted, at the recommendation of the Welfare Department, authorizing the Chairman to sign Amendment No. 1 to the Agreement (No. 12102) with the State Department of Social Services for funds for public and/or private non-profit child abuse and neglect prevention and intervention programs, increasing the amount by \$42,946.00, for a total of \$92,946.00, and extending the term of same through June 30, 1985, with other minor revisions.

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At the recommendation of the District Attorney, the Chairman was authorized to sign the following:

- a. Contract with Linda Judd for her services as a Child Abuse Investigator-Coordinator, pursuant to Senate Bill 1733, in the amount of \$872.44 biweekly, for period ending June 30, 1985; and
- b. Amendments to Agreements with the District Attorney's Office and New Morning Youth and Family Services and Womenspace Unlimited, extending term of each to June 30, 1985, and adding standard paragraphs as requested by the State Office of Child Abuse Prevention.

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At the request of the Sheriff, the Chairman was authorized to sign an Addendum to the Agreement with El Dorado County Service Area No. 7 for radio dispatch services for fiscal year 1984-85.

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RESOLUTION NO. 262-84 was adopted, at the recommendation of the Department of Agriculture, authorizing the Chairman to sign Amendment No. 1 to the Agreement (No. 6007) with the State Department of Food and Agriculture for funds for insect trapping, increasing the number of apple maggot traps placed and serviced, and increasing funding by \$2,300.00, for a total of \$68,829.00, for fiscal year 1984-85.

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At the recommendation of the Community Development Director, the Board approved the Final Map for Deer Park Estates Unit II Subdivision in the Diamond Springs/El Dorado area, consisting of 67 residential lots on 22 acres; subdivider: Rural California Housing Corporation; and the Chairman was authorized to sign the Agreement to make subdivision improvements.

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At the recommendation of the Planning Commission, the Board approved a one-year time extension, to July 13, 1985, of the expiration date for the Tentative Map for Ridgeview Village Units 6 - 9 Subdivision in the El Dorado Hills/Salmon Falls area, consisting of 121.3 acres, comprising 177 lots; subdivider: Pacific States Development Corporation.

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STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES August 21 1984

119 At the request of the Auditor/Controller, the Chairman was authorized to sign an Agreement with David M. Griffith and Associates, Ltd., for consulting services for the annual County Cost Allocation Plan, at a cost not to exceed \$2,500.00.

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19 RESOLUTION NO. 263-84 was adopted, at the recommendation of the Chief Administrative Officer, adding the County Risk Manager as member of the Traffic Advisory Committee.

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20 The Board accepted the Audit Report of the 1911 Bond Debt Service funds, for the period ending April 30, 1984, submitted by Bartig, Basler & Ray, Certified Public Accountants; and directed that said Report be placed on file.

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287 RESOLUTION NO. 264-84 was adopted, setting a public hearing for September 25, 1984, at 11:30 a.m., to determine whether public necessity, health, safety, or welfare requires the formation of an underground utility district in the Highway 50 Corridor area of Meyers.

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12 The Board of Supervisors cancelled its regular meeting of November 13, 1984, due to the County Supervisors Association of California meeting in San Diego that week.

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114-A At the request of the General Services Division, and on motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried by those present, the Board approved a short bidding time and authorized said Division to advertise for the resurfacing of the roof at the Superior Court building and the pavements at the Government Center, at South Lake Tahoe; and the resurfacing of the pavements at six County buildings in Placerville, prior to inclement weather.

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74-37 At the recommendation of the General Services Division, and on motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried by those present, the Board approved the plans and specifications for the 7200 square foot Jail Annex Facility (Project No. 3675), prepared by architects Nacht & Lewis Associates; authorized the Chairman to sign the project documents; and authorized immediate advertising for the project to contractors upon approval of the plans and specifications by the State Board of Corrections.

Additionally, on motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried by those present, the Board directed that utility services for said project be designed to serve both the jail annex facility and the main jail that is to be constructed on that site.

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12-14 (30) On motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried by those present, the Board set a policy review session for September 19, 1984, at 9:00 a.m., with Ragtime Aero, Inc., regarding operation of the Placerville Airport.

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August 21, 1984

- 289 -

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STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES August 21 19 84

(316)
341
On motion of Supervisor Flynn, seconded by Supervisor Walker, and unani-
mously carried by those present, the Board voted to support Assembly
Bill 2635 (Bronzon) which will remove local governments' authority to
prohibit, by initiative, the use of pesticides authorized by State and
Federal regulations; and directs the State Department of Food and Agricul-
ture to submit a report to the Legislature, no later than April 15, 1985,
on its findings concerning the use of certain pesticides.

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326
On motion of Supervisor Flynn, seconded by Supervisor Stewart, and unani-
mously carried by those present, the Board, at the request of the National
Association of Counties (NACo), voted to support House Resolution 6027,
"The Local Government Antitrust Act of 1984", which removes counties'
personal liability for damages under federal antitrust law, prohibits the
assessment of money damages against counties, and would provide the same
protection to many of the private contractors or special districts which
serve counties.

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326
On motion of Supervisor Stewart, seconded by Supervisor Flynn, and unani-
mously carried by those present, the Board ratified the Chairman's tele-
gram to Governor Deukmejian urging his veto of Assembly Bill 3167 (Floyd)
which prohibits counties from amending Public Employees Retirement System
(PERS) contracts without signed agreements with employee unions.

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(73)
69
At the recommendation of the Public Works Department, and on motion of
Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried
by those present, the Chairman was authorized to sign a Cooperative Agree-
ment with the Tahoe Resource Conservation District for engineering services
for the planning, design, and construction of erosion control and drainage
improvements in the Rubicon area of the Lake Tahoe Basin to comply with
Orders issued by the California Regional Water Quality Control Board,
Lahontan Region.

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74-38
In a letter to the Board, Mr. John McClellan expressed concerns relating
to the construction of a temporary jail facility on County property adja-
cent to the intersection of Forni Road and Gold Nugget Way; and, on motion
of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried
by those present, the General Services Division was directed to respond to
Mr. McClellan's concerns; pointing out what the County and City of Placer-
ville have, through negotiations, agreed to do, and when; and that the
County, at this time, has no obligation or plans to make improvements to
Forni Road between Gold Nugget Way and the railroad tracks.

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26-4
D-F
Board consideration of the letter from eight property owners in Pollock
Pines expressing concerns relating to drainage problems off of Forebay
Road, was continued to August 28, 1984, at a time certain during the
morning session that date; on motion of Supervisor Flynn, seconded by Super-
visor Walker, and unanimously carried by those present.

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STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES August 21 19 84

12-14
14-3 200
(74-12)

The Sierra Cultural Arts Center Association's request for incorporation of a major cultural arts center as a priority element in any master plan efforts relating to County Government Center properties, and that a policy review session be scheduled relating to same, was referred to the Chief Administrative Officer to bring back at the appropriate time; on motion of Supervisor Stewart, seconded by Supervisor Walker, and unanimously carried by those present.

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(340)
432

The Sacramento Area Council of Governments invitation to surrounding jurisdictions to participate in its study for future development and extension of the Sacramento Light Rail Transit System, was continued to August 28, 1984, on motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried by those present.

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65

At the request of Hangtown's Gold Bug Park Development Committee, the Chairman was authorized to sign an application to the State Department of Parks and Recreation for designation of the Gold Bug, Priest, and Silver Pine Mines, and 8-stamp mill, as a "point of historical interest"; on motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried by those present.

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312

Supervisor Stewart presented a Proclamation to Yoshinori Sakamoto, recognizing the visit of Mr. Sakamoto and other guests from Warabi, Japan.

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233

The Sheriff advised the Board that a group of senior citizens in the south area of the County are working together to fund alarm systems for the ill and injured in said area, and are requesting waiver of the hook-up fees for said alarms; and the Board referred same to County Counsel to draft an amendment to the Ordinance that will exempt certain alarms from the hook-up fee; said amendment to be brought back before the Board on August 28, 1984, at 11:00 a.m., for adoption as an urgency Ordinance.

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119

On motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried by those present, the Board set a public hearing for Wednesday, September 5, 1984, at 10:00 a.m., for the purpose of determining the distribution of Special District Augmentation Funds, in the amount of \$2,114,000.00.

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298A

Hearing was held as duly noticed to consider the appeal of Selma E. Brockman on Assessment Roll Change No. 8433 relating to name and value change on Assessor's Parcel No. 006-331-09 owned by Mrs. Brockman.

John Brockman and Selma E. Brockman were present, and Mr. Brockman spoke on behalf of their appeal. After hearing Mr. Brockman's presentation, the hearing was closed.

On motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried by those present, the Board upheld the Assessor's filing of Assessment Roll Change No. 8433, and directed the appellant to file an application with the Board of Equalization for a hearing to appeal the increased valuation.

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STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES

August 21

19 84

57-8
On motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried by those present, the Chairman was authorized to sign letters of commendation to be forwarded to Planning Commissioners Violet Hembrow and Don Andrews for their efforts to revive the victim of a heart attack during a Planning Commission meeting on August 16, 1984.

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PLANNING MATTERS

46-204
7/20/84
46-241
Hearing was held as duly advertised 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 (now owned by Daniel and Joni Engelage) deleted from Agricultural Preserve No. 204. The Planning Commission recommended approval, based on the following reasons:

1. The cancellation of 20 acres within Agricultural Preserve No. 204 will not have the effect of nullifying the requirements of an agricultural preserve;
2. The creation of the agricultural preserve on the 20-acre parcels meets the requirements for establishment of a separate preserve;
3. The Agricultural Commission recommends approval.

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

On motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried by those present, the decision of the Board was continued to September 4, 1984; and, in the interim, the Community Development Director was requested to provide the Board with the Agricultural Commission's report on said request, particularly as it pertains to the ability of the remaining 59.59 acres in Agricultural Preserve No. 204 being able to "stand alone" as a preserve.

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285-45-84
390-90
Hearing was held as duly advertised to consider rezoning of lands in the El Dorado Hills/Salmon Falls area from Estate Residential Five-Acre Zone to One-Half Acre Residential Zone, consisting of 11.8 acres, petitioned by Shirley Massey for Highland Village Unit No. 4 Subdivision; and the tentative subdivision map for same. The Planning Commission recommended approval of the rezoning based on the reasons: (1) The request is consistent with the General Plan; and (2) The improvements necessary to support this request are either in place or being pursued; and the Commission recommended approval of the tentative map, subject to the 14 conditions proposed by Planning staff, based on the following reasons: (1) The tentative map is consistent with the policies of the Area Plan and the Long Range Plan; (2) The project is physically suited for the property; and (3) Adequate services are available to serve the project.

Mr. Gene Thorne, Agent, was present and spoke on behalf of the applicant.

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

423
Highland Village Unit No. 4
On motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried by those present, the Board approved the Negative Declarations; approved the rezoning by adoption of ORDINANCE NO. 3475, to become effective upon the filing of the final map; and approved the tentative map for Highland Village Unit No. 4 Subdivision, subject to the 14 conditions proposed by the Planning Department/Commission.

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August 21, 1984

- 292 -

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STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES August 21 19 84

The Board considered the tentative map and seven design waivers for Simas Ranch Subdivision in the Latrobe area, consisting of 636 acres, comprising 62 lots; subdivider: Warren B. More.

Mr. Richard Floch, Director of Community Development, recommended that a 20th condition be added to the 19 conditions proposed by the Planning Department staff for the tentative map for Simas Ranch Subdivision, and recommended a revision to condition number 6. Mr. Floch's recommended language for conditions numbers 6 and 20 is in his memorandum to the Board dated August 15, 1984.

423
Simas
Ranch
Subdiv.
Mr. Warren B. More, subdivider, was present and spoke to his request. Mr. More requested that the following statement be added to Mr. Floch's recommended condition number 20: "These are minimum standards for domestic use only and are not intended to be adequate for agricultural purposes."

Mr. Barry Pierson, who owns 40 acres adjacent to Simas Ranch, was present and spoke to water and road problems in the area.

Mr. George Wheeldon, project geologist, was present and spoke to his findings regarding water availability for the proposed subdivision.

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

On motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried by those present, the Board approved the Negative Declaration, and approved the tentative map for Simas Ranch Subdivision, subject to the 19 conditions proposed by the Planning Department staff, with condition number 6 amended as recommended by the Community Development Director this date, and the addition of condition number 20 as recommended by the Community Development Director this date, with condition number 20 to include language recommended by the subdivider, Warren More, this date; and the Board approved the seven design waivers as requested; said approvals based on the following reasons:

Tentative Map

1. The tentative map is in compliance with the Latrobe Area Plan;
2. The site is physically suited for the type of development and density proposed;
3. The design of the subdivision and the proposed improvements will not cause substantial environmental damage;
4. The environmental concerns identified in the review of the project have been mitigated as a result of the conditions placed on the tentative map.

Design Waivers

1. The requested design waivers are the minimum necessary to complete the project;
2. The granting of the design waivers will not have the effect of nullifying the objectives of the design criteria.

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STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES August 21 19 84

61-9
zone 4
Hearing was held as duly advertised to consider the formation of Zone No. 4, an Area of Benefit within County Service Area No. 9, to provide park and recreation services within the boundaries of the Black Oak Mine Unified School District; and to appoint an advisory board for said Zone.

Harold Slaght and Jim Clark were present and spoke in favor of the formation.

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

On motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried by those present, the Board adopted RESOLUTION NO. 265-84 forming County Service Area No. 4, an Area of Benefit within County Service Area No. 9, to provide park and recreation services within the boundaries of the Black Oak Mine Unified School District; and appointing the following as members of an advisory board for said Zone: John Shively, Pete Field, Delbert Beam, Roger Musso, and Robin Bement.

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104-8
123-6
123-7
Hearing was held as duly advertised to consider reorganization of the Cameron Park Community Services District, Cameron Estates Community Services District, and Shingle Springs Fire Protection District.

Mr. William R. Gaffaney, attorney representing Cameron Estates Community Services District, was present and spoke in favor of the reorganization as proposed.

There were no protests, and the hearing was closed.

On motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried by those present, the Board adopted RESOLUTION NO. 266-84 ordering said reorganization.

123-6
Additionally, on motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried by those present, the Board directed that a letter be sent to John and Evangeline Johnson of Sacramento, advising that their request for annexation of their parcel (number 86-490-17) to the Cameron Estates Community Services District was received too late for action by the Board this date, and advising them that they can make application to the Local Agency Formation Commission (LAFCO) for said annexation.

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44-2
390-14
ORDINANCE NO. 3476 was adopted, on motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried by those present, adding Chapter 15.33 to the County Ordinance Code, for the Georgetown Divide Public Utility District's formation of an On-Site Wastewater Disposal Zone within Auburn Lake Trails Subdivision. (Introduced 7/17/84)

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(57)
133-1
221
390-9
ORDINANCE NO. 3477 was adopted, on motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried, 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, 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. (Introduced 8/14/84)

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STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES August 21 19 84

67

On motion of Supervisor Walker, seconded by Supervisor Flynn, and unani-
mously carried by those present, the Board introduced an Ordinance amending
Sections 17.23.030, -.050, -.060, -.070, and -.080 of the County Ordinance
Code, to clarify that the Planning Commission may hear temporary use per-
mits, and to change the appeal period from five working days to ten calendar
days; the reading thereof was waived; and it was continued to August 28,
1984, for consideration of adoption.

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There being no further business to come before the Board of Supervisors
this date, the Board adjourned to Tuesday, August 28, 1984, at 10:00 a.m.

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APPROVED:

Patricia R. Lowe
PATRICIA R. LOWE, Chairman

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

By *Billie Mitchell*
Deputy Clerk



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