

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES August 28 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 Reverend Read Chatterton, United Church of Christ.

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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 Dorr, seconded by Supervisor Flynn, and unanimously carried, with the addition of the Sheriff's request for additional funds for the purchase of a narcotics surveillance van.

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The Minutes of August 21, 1984, were approved as submitted, on motion of Supervisor Walker, seconded by Supervisor Flynn, and carried by the following vote: Ayes: Supervisors Walker, Flynn, Stewart, and Lowe; Abstention: Supervisor Dorr.

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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:

The Board approved Assessment Roll Changes numbers 8550 - 8552, 8568, 8702 - 8711, 8716 - 8727, and 8729 - 8736.

\* \* \* \*

RESOLUTION NO. 267-84 was adopted discharging unpaid County Welfare accounts.

\* \* \* \*

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:

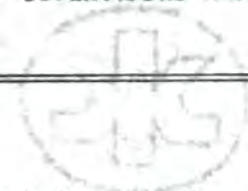
<u>Name</u>	<u>Volume and Page</u>	
Bob Sager	1992	707
Jeff Friedman	2312	293
Ruben Gardea	2130	547

\* \* \* \*

As recommended by County Counsel, the Board denied the claim for personal injuries, in the amount of \$100,000.00, filed by Attorney Kenneth E. Ostrove, Esq., on behalf of Kevin James Mallonee.

\* \* \* \*

151-13  
298a





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As recommended by County Counsel, the Board denied the application for leave to present late claim for personal injuries, in an undetermined amount, filed by Attorney Ira Rubinoff on behalf of Jodi Lynn Salatti.

\* \* \* \*

RESOLUTION NO. 268-84 was adopted, at the request of the County Clerk, consolidating the following District elections as one election, to be held on Tuesday, November 6, 1984: Gold Oak Union School; Cameron Estates Community Services; Tahoe Transportation; and Tahoe Truckee Unified School.

\* \* \* \*

Richard L. Spangler, William Humenick, Steve Bailey, and Robert Silva were appointed as Directors of Golden West Community Services District, in lieu of an election.

\* \* \* \*

At the request of the Public Works Department, the Board adopted the following Resolutions authorizing the Chairman to sign claims to be submitted to the County Local Transportation Commission for road maintenance work on the western slope of the County:

- a. RESOLUTION NO. 269-84 authorizing the Chairman to sign Claim No. 1 for Transportation Development Act (TDA) funds, in the amount of \$185,372.00 for fiscal year 1983-84 and \$256,628.00 for fiscal year 1984-85;
b. RESOLUTION NO. 270-84 authorizing the Chairman to sign Claim No. 1 for State Transit Assistance (STA) funds, in the amounts of \$22,755.00 for fiscal year 1983-84 and \$120,245.00 for fiscal year 1984-85.

\* \* \* \*

RESOLUTION NO. 271-84 was adopted, at the request of the Public Works Department, authorizing the Chairman to sign Claim No. 1, to be submitted to the Tahoe Regional Planning Agency, for fiscal year 1984-85 State Transit Assistance (STA) funds, in the amount of \$38,196.00, for an asphalt concrete overlay on Pioneer Trail.

\* \* \* \*

The Public Works Department was authorized to perform the Lake Tahoe Boulevard Underdrain Project with County forces; and the Chairman was authorized to sign Budget Transfer No. 11, transferring \$20,000.00 from said Department's Contingency (9900) to Special Departmental Expense (2230) for construction of same.

\* \* \* \*

At the request of the Health Department (Mental Health Division), the Chairman was authorized to sign Agreements with the following for fiscal year 1984-85:

- a. Jacob Mates, M.D., for program direction for, and treatment of, patients in the Psychiatric Health Facility, in an amount not to exceed \$74,000.00; and
b. John McKean, M.D., and Vernon A. Bry, Jr., M.D., for psychiatric services at the Placerville Mental Health Clinic and the South Lake Tahoe Mental Health Clinic, respectively, in amounts not to exceed \$40,750.00 each.

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At the recommendation of Community Programs, the Chairman was authorized to sign the Second Quarter Project Progress Review Report, as required by the State Office of Economic Opportunity for Community Services Block Grant Recipients, summarizing Program activities for the five-month period from March 1, 1984, through July 31, 1984, and including comments on Program effectiveness and variables involved in addressing goals.

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RESOLUTION NO. 273-84 was adopted, as submitted by the Auditor/Controller, adopting the final County, City, and Special District tax rates for fiscal year 1984-85.

\* \* \* \*

At the recommendation of the Community Development Director, the Board approved the Final Map for Greenstone Country Unit No. 2 Rural Subdivision in the Greenstone area, consisting of 65 residential lots, 3 open space lots, and two lots reserved for future road and public utility easements on 349.163 acres (subdivider: DiGiorgio Development Corporation); the Chairman was authorized to sign the Agreement to make subdivision improvements; and the County accepted development rights on common area lots.

\* \* \* \*

The request of Mariana, Inc., that a four-way stop sign be installed at the intersection of Cambridge Drive and Country Club Drive in the Cameron Park area, was referred to the Traffic Advisory Committee.

\* \* \* \*

The Board concurred with the Sierra Planning Organization staff's recommended review comment of "no comment" on the following:

- a. Application of Rural California Housing Corporation, for construction of subdivision improvements in Deer Park Estates Unit No. 2, which consists of 67 single family homes to be built by assisted clients via the "self-housing program"; and
- b. Preapplication of El Dorado Apartment Investors, a limited partnership for 40 rural rental apartments to be financed by Farmers Home Administration.

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On motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried, the Board waived Section 2.48.020 of the County Ordinance Code relating to office hours, and authorized the Ponderosa Justice Court to close its main office for transaction of business on September 13 and 14, 1984, while moving into the new court facilities in Cameron Park.

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RESOLUTION NO. 272-84 was adopted, at the request of the Public Works Department, and on motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried, authorizing the Chairman to sign Claim No. 1, to be submitted to the Tahoe Regional Planning Agency, for fiscal year 1984-85 Transportation Development Act (TDA) funds, in the amount of \$61,000.00, for drainage and pavement repair project on Lake Tahoe Boulevard.

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50  
423  
Country Club  
Unit 2  
272-84  
273-84  
274-84  
275-84  
276-84



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115  
(233-1)

After considering the Sheriff's request for authorization to create and fill one temporary Captain position while one permanent Captain position is temporarily assigned to the Sheriff's management team which will meet regularly to review plans and procedures for the remodeling of the South Lake Tahoe Jail and the construction of the Jail Annex Facility and Main Jail on the Forni site in Placerville; the Board scheduled an informal meeting with representatives of the Sheriff's Office, General Services Division, and the architectural firm, to discuss alternatives to this request, on Wednesday, September 5, 1984, at 1:00 p.m.; on motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried.

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115  
(183)

The Board approved Judge Fogerty's request for the Personnel Office to perform a classification study of the Superior Court's Receptionist/Deputy Jury Commissioner position, on motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried.

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115  
(183)

At the request of the Court Administrator, and on motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried, the Board authorized Jody Bowker, Court Reporter, to be paid at Step 5 of the salary range, due to misrepresentation of salaries during her interview for the position, to be effective upon completion of her probationary status.

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82-1

The Board approved the request of the Secretary of the Civil Service Commission, that she receive additional remuneration of \$20.00 per meeting for her additional duties as Secretary, on motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried.

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25

On motion of Supervisor Walker, seconded by Supervisor Dorr, and unanimously carried, the Board received and filed Supervisor Stewart's report on the meeting of the Tahoe Basin Association of Governments held August 15, 1984, at Sunnyside, North Tahoe.

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526  
Cool Area Plan  
(RIF 78-0403)

On motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried, the Board authorized the expenditure of funds, in the amount of \$24,000.00, from the Cool Area Road Improvement Fee Trust Fund (RIF 78-0403) for the Cherry Acres Road Reconstruction Project.

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526  
Greenwood Plan  
(RIF 78-0410)

On motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried, the Board authorized expenditure of funds, in the amount of \$21,000.00, from the Greenwood Plan Area Road Improvement Fee Trust Fund (RIF 78-0410) for improvements on Spanish Dry Diggins Road as outlined in Public Works' memorandum to the Board dated August 22, 1984.

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526  
El Dorado Hills/Salmon Falls Area Plan  
(RIF 78-0411)

RESOLUTION NO. 274-84 was adopted, on motion of Supervisor Dorr, seconded by Supervisor Flynn, and unanimously carried, establishing an Area of Benefit within the boundaries of the El Dorado Hills/Salmon Falls Area Plan, and adopting a fee structure prepared by Omni Means, Ltd., and adjusted by the Board in a public hearing on August 1, 1984, to fund construction of road improvements in said area, at a cost estimated at \$66,383,721.00.

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August 28, 1984

- 299 -

dlf



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233  
Consideration of adoption of an urgency Ordinance, exempting certain alarms from the hook-up fee for same, in response to the request of Florence Steele who, on behalf of a group of senior citizens in the south area of the County working together to fund alarm systems for the ill and injured, requested said exemption, was continued to September 4, 1984, on motion of Supervisor Walker, seconded by Supervisor Dorr, and unanimously carried.

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296-4  
"D-R"  
After hearing Messrs. Hunt and Langlois express the concerns of eight property owners in Pollock Pines regarding drainage off of Forebay Road onto their properties, the Board requested the Public Works Department to provide an estimate of the cost to correct the problem, and to discuss the matter with Messrs. Sims and Christiansen who also own property in the area and could be adversely affected by the corrective measures; on motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried.

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22-2  
On motion of Supervisor Dorr, seconded by Supervisor Flynn, and unanimously carried, the Board nominated Dr. Curtiss E. Weidmer, Director of County Health Services, as its representative to serve on the Small County Advisory Committee for period October 1, 1984, through June 30, 1985, pursuant to Article II of the County Medical Services Program Contract for fiscal year 1984-85.

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74-12  
RESOLUTION NO. 275-84 was adopted, at the request of the Sierra Cultural Arts Center Association, and on motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried, approving the newly prioritized Phase III of the Local Arts Plan for Western El Dorado County, to be submitted to the California Arts Council, and authorizing the El Dorado Arts Council to execute the 1984-85 State/Local Partnership Program Grant Contract with the California Arts Council, contingent upon approval of the Phase by same.

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(19)  
275-84  
In response to a letter from the El Dorado Hills County Water District, the matter of poor visibility at the intersection of Salmon Falls Road and Green Valley Road, when dark or foggy, was referred to the Traffic Advisory Committee as an example of many such intersections in the County, to be used as a model for studying the problem and developing a means of resolving same, on motion of Supervisor Dorr, seconded by Supervisor Flynn, and unanimously carried.

Further, on motion of Supervisor Walker, seconded by Supervisor Dorr, and unanimously carried, the Board accepted Supervisor Dorr's suggested alternate solution to the problem at the intersection of Green Valley Road and Francisco Drive, construction of a "traffic circle", and authorized Supervisor Dorr to meet with representatives of the Public Works Department and Caltrans to discuss same and report back to the Board.

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87  
On motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried, Supervisor Dorr was appointed to represent the Board on the County Supervisors Association of California (CSAC) Board of Directors for a one-year term commencing with the annual CSAC meeting in November of 1984.

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Sacramento Area Council of Governments (SACOG) advised it will conduct a study for future development and extension of the Sacramento Light Rail Transit System, said project to be guided by a 5-member Policy Advisory Committee and a 9-member Technical Advisory Committee, and invited surrounding jurisdictions to participate by attending any of the Policy Advisory and/or Technical Advisory Committee meetings to express views and concerns relative to same; and, on motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried, the Board designated Supervisors Dorr and Stewart to participate on behalf of El Dorado County.

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On motion of Supervisor Dorr, seconded by Supervisor Flynn, and unanimously carried, the Board approved the request of the Sheriff to use \$750.00 of the \$9,500.00 encumbered for the purchase of a 4-wheel drive vehicle; said \$750.00 to be added to the \$4,000.00 encumbered for a narcotics surveillance van, for the purchase of such a van that is available now at a cost that is \$750.00 more than the amount allocated for same.

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PLANNING MATTERS

Hearing was held as duly advertised to consider rezoning of lands in the Diamond Springs/El Dorado area from Industrial and Planned Commercial Zone to Industrial Zone, consisting of 7.87 acres, petitioned by Joseph Brunello. The Planning Commission recommended approval, based on the reason the requested zoning is in compliance with the General Plan.

Mr. Richard Floch, Community Development Director, reviewed the request and recommended that, if the Board approved the rezoning, it include a Design Control Overlay on the Industrial Zone as a compromise with the neighbor, Betsy Sheridan, who is opposed to the request.

Mr. Doug Noble, Agent, was present and spoke on behalf of the applicant, advising they would prefer not to be restricted by the Design Control Overlay.

Mrs. Betsy Sheridan, whose property borders a portion of the property in question, was present and spoke in opposition to the request; her main concern being noise from an industrial operation disturbing her during evenings and nights.

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

Mr. Don McConnell, when asked by the Board, reviewed the applicant's plans for developing the property; and further advised that they could accept the Design Control Overlay if the Board insisted on it.

On motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried the Board approved the Negative Declaration, and approved rezoning said lands to I-DC, Industrial with Design Control Overlay, by adoption of ORDINANCE NO. 3478 which amends the County Zoning Ordinance accordingly, based on consistency with the General Plan.

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Hearing was held as duly advertised to consider rezoning of lands in the Diamond Springs/El Dorado area from One-Acre Residential Zone to General Commercial Zone, consisting of 0.494 acres, petitioned by John H. Criss.

Mr. Criss was present and stated that, if the Board would not approved the rezoning to General Commercial Zone, he would request rezoning of said lands to R2 Multi-Family Residential Zone.

The following area residents were present and spoke in opposition to the request, citing inadequacy of Howard Circle: Mrs. Meyer and Mrs. Loren Brown.

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

On motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried, the Board denied the requested rezoning to General Commercial, based on the following reasons:

- 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.

Further, on motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried, the Board advised the applicant to make application to the Planning Department for rezoning of said lands to R2 Multi-Family Residential Zone, with the fees for said application waived by the Board.

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Hearing was held as duly noticed to consider the formation of Zone No. 9, an Area of Benefit within County Service Area No. 9, to provide road improvement and maintenance services in the Greenstone area, petitioned by Sundance Trail Road District; and to appoint an advisory committee for same.

Mr. Emery Upton, area resident, was present and spoke in favor of the formation.

There were no protests, and the hearing was closed.

On motion of Supervisor Stewart, seconded by Supervisor Dorr, and unanimously carried, RESOLUTION NO. 276-84 was adopted, forming Zone No. 9, an Area of Benefit within County Service Area No. 9, and appointing John A. Winner, Emory Upton, Jack Hornsby, Edwin G. Falk, and Charles J. Hoff as members of an advisory committee for same.

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The Community Development Director reported, as directed by the Board on August 7, 1984, on reexamination of General Plan documents and/or initiation of General Plan Amendment hearings with the Planning Commission, relating to the 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.

On motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried, the Clerk was directed to set a public hearing to again consider Mr. Delanoy's rezoning request at the earliest possible date.

Continued next page . . . . .

205-14-84

61-9  
Zone 9

(285-4-84)  
57-6



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57-6  
In addition, on motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried, the Board accepted, in concept, the Community Development Director's report, dated August 14, 1984, regarding interpretation of conflicting policies in the County Long Range Plan, and their application in areas of the County where no Area Plan has been adopted; Mr. Floch's interpretation accepted for an interim period until appropriate amendments to the Long Range Plan are accomplished.

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Board consideration of the following was continued to September 25, 1984, as requested by the applicant, and on motion of Supervisor Dorr, seconded by Supervisor Flynn, and unanimously carried: (Hearing closed 7/10/84)

- 423  
485-48-84  
57-6  
Cameron Woods  
Subdivision
- a. Amendment to the County General Plan in the Cameron Park area from Single Family Residential High Density to Single Family Residential High Density, Single Family Residential Medium Density, Single Family Residential Low Density, Commercial, and Multi-Family Residential, consisting of 93 acres, petitioned by Darol Rasmussen;
  - b. Rezoning of said lands from Estate Residential Ten-Acre Zone to Commercial, Professional Office Commercial, Multi-Family Residential, One Family Residential, One-Acre Residential, and Estate Residential Five-Acre Zones; and
  - c. Phasing Plan and Tentative Map for Cameron Woods Subdivision (formerly R Valley Estates Subdivision) in the Cameron Park area, consisting of 93 acres, comprising 66 lots; subdivider: Darol Rasmussen.

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423  
57  
370-9  
"Planning"  
ORDINANCE NO. 3479 was adopted, on motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried, 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 permits, and to change the appeal period from five working days to ten calendar days.

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## ASSESSMENT AND SPECIAL DISTRICTS

### County Service Area No. 3

64-3  
At the request of the Office of Emergency Services, and on motion of Director Stewart, seconded by Director Flynn, and unanimously carried, the Chairman was authorized to sign the following:

- a. Addendum to the Agreement with Lake Tahoe Ambulance, Inc., extending same to June 30, 1985, and setting forth a fee structure as stated in Addendum dated October 25, 1983; and
- b. Addendum to the Agreement with Tahoe City Fire Protection District, extending same to June 30, 1985, setting forth fee structure as stated in Addendum dated October 25, 1983, and allowing contractor to assign all user bills to a third party without consent of the Service Area.

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NEW BUSINESS

At the recommendation of the Community Development Director, and on motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried, the Chairman was authorized to sign Certificate of Compliance for Road Construction, removing the Notice of Restriction on Parcel Map 19-3, as requested by the property owner, Mr. David J. Lund; said authorization contingent upon County Counsel's approval, and the posting of a bond to ensure completion of the road construction.

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On motion of Supervisor Stewart, seconded by Supervisor Walker, and unanimously carried, the Board directed that a Certificate of Appreciation be forwarded to Mr. John H. Atkinson in appreciation of his service to the County while serving as its Communications Director from December 31, 1983, to August 31, 1984.

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On motion of Supervisor Dorr, seconded by Supervisor Flynn, and unanimously carried, County Counsel was requested to prepare a Resolution to be presented to Captain James A. Cole on September 22, 1984, in honor of his retirement from the California Highway Patrol; Captain Cole having served as Commander, Placerville Area, until July 5, 1984.

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On motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried, the Public Works Department was directed to revive meetings with the committee formed to establish an Area of Benefit in the Missouri Flat Corridor Area to study the fee structure adopted this date for the Area of Benefit established in the El Dorado Hills/Salmon Falls Area to fund road improvements therein, with the idea of adopting a similar fee structure for that purpose in the Missouri Flat Corridor Area; and the Board directed that, once revived, the Committee needs to establish boundaries for the Missouri Flat Corridor Area of Benefit and submit said proposed boundaries to the Board of Supervisors in order for a public hearing to be held in 90 days, from this date, to adopt the boundaries and set a fee schedule for road improvements in the Missouri Flat Corridor Area.

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The Board recessed, then reconvened at 7:30 p.m. for the following:

Hearing to consider abandonment of the portion of public road right-of-way located on the south side of Mother Lode Drive between French Creek Road and Shingle Springs Plaza Park in the Shingle Springs area.

Mr. Bill Wright, Deputy County Counsel, advised the Board that it must make the following three findings to abandon a public right of way, pursuant to Section 8300 of the Streets and Highways Code:

- 1. The vacation is in conformity with the General Plan for the area;
- 2. The area proposed to be vacated is not useful as a non-motorized facility; i.e., a facility designed primarily for use of pedestrians, bicyclists, or equestrians;
- 3. The street is unnecessary for present or prospective public use.

Continued next page . . . . .

Handwritten notes in left margin: 424A, 113-5, 52, 434-1, 796 (110-384) Mother Lode



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The following owners of property in the area were present and spoke in favor of the abandonment: Joyce Pogue, stating she spoke on behalf of business owners along the strip between French Creek Road and the Park; Bob Crawford and Richard Harrison, owners of five lots, including the old stone building, who also submitted petitions signed by approximately 150 Shingle Springs residents in favor of the abandonment; John Mulway, owner of Shingle Springs Realty, who submitted a petition signed by 19 property owners in favor of the abandonment; Dan Pollock, who read letters from the following property owners who favor the abandonment but could not be present: James and Rea Boatwright, Kesler's Towing, Clearwater Pool Supply and Electrosmith; Ray Baker; Jim (last name unclear); Henry Thane; Ken Phillips; Scott Patrick; and Ken Lowry. All those who spoke expressed surprise and disappointment at the lack of information available this date; i.e., title search, survey, maps, photographs, etc.

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

On motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried, the decision of the Board was continued to September 25, 1984 (during the afternoon session of the regular Board meeting that date); further, the Board requested the following: Public Works Department provide the Board with specific information, in exhibit form, pertaining to the County's ownership in this particular area; Planning Department respond to the question of conformity with the General Plan for the subject area; and staff submit proposals for resolving the problem.

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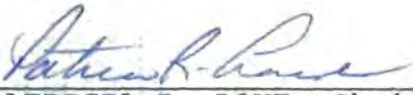
7-29-84  
D. J.  
County Counsel's request for direction relating to whether Inter-County Title Company should be authorized to proceed with the preparation of title reports, at a cost of \$4,200.00, for the portion of public road right-of-way located along Mother Lode Drive, between French Creek Road and Shingle Springs Plaza, in the Shingle Springs area, was continued to September 25, 1984, on motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried.

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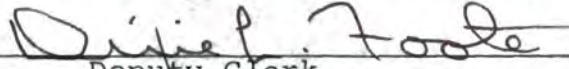
There being no further business to come before the Board of Supervisors this date, the Board adjourned to Tuesday, September 4, 1984, at 10:00 a.m.

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APPROVED:

  
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PATRICIA R. LOWE, Chairman

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

By   
Deputy Clerk