

# STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES      February 22,      1977

The Board convened in regular meeting. Present: Supervisors Arliene Todd, William V. D. Johnson, W. P. Walker, Lloyd R. Kutter, and Thomas L. Stewart. Also present: Ann R. Macy, Board of Supervisors Clerk. Chairman Johnson presided.

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A type of invocation was offered by Larry Bellanger, Editor, The Mountain Democrat.

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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 Kutter, and unanimously carried.

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The Minutes of February 15, 1977, were approved as submitted, on motion of Supervisor Kutter, seconded by Supervisor Walker, and unanimously carried.

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

Warrant Register Claims for El Dorado County, and the Community Action Council Claims were approved and allowed for payment.

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Budget Transfers were approved as follows:

<u>DECREASE</u>	<u>INCREASE</u>	<u>AMOUNT</u>	<u>PURPOSE</u>
<u>Budget/Fund Transfer No. 62 - Recorders Office</u>			
	92-3370 Fixed Assets	\$3,275.00	
<u>TRANSFER FROM</u>	<u>TRANSFER TO</u>	<u>AMOUNT</u>	<u>PURPOSE</u>
Contingency	General Fund	\$3,275.00	To purchase Bruning copy machine
<u>Budget Transfer No. 65 - Farm Advisor's Office</u>			
<u>DECREASE</u>	<u>INCREASE</u>	<u>AMOUNT</u>	<u>PURPOSE</u>
92-2170 Office Expense	92-2171 Cent. Dupl.	\$ 250.00	To cover expenses incurred for printing and mimeographing
<u>Budget Transfer No. 66 - Mental Health Department</u>			
92-2180 Prof. Services	92-4280 Contr. to Other Agencies	\$ 300.00	To complete sound proofing of one wall, Mental Health Dept., South Lake Tahoe

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<u>DECREASE</u>	<u>INCREASE</u>	<u>AMOUNT</u>	<u>PURPOSE</u>
Budget Transfer No. 67 - Mental Health Department			
92-2200 Rents & Leases (Equipment)	92-2140 Medical, Dental & Lab Supplies	\$1,000.00	To purchase additional medical supplies needed

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58-3 Chairman was authorized to sign 32 Assignments to the Credit Bureau of El Dorado County from the Collection Department for Claims against those persons named on the Assignments dated February 22, 1977; copies of which are on file in the Board of Supervisors Office, beginning with the name of Martin Paul Hostetler and ending with the name of Steve Tourville.

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58-1 At the recommendation of County Counsel, the Board denied the application submitted by Attorney Emmett J. Foley for Leave to Present a Late Claim on behalf of Caroline Howie for personal injuries in the amount of \$262,107.00.

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58-1 At the recommendation of County Counsel, the Board denied the Claim submitted by Attorney Thomas M. Griffin on behalf of Kenneth Saling in the amount of \$2,432.00.

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58-1 (18-1) 30-2 At the recommendation of County Counsel, the Board rejected as insufficient under Government Code Section 910(a) through (f), the Claim submitted by Attorney Robert L. Teja on behalf of Elmer Freeman for personal damages, relating to the Placerville Airport Fixed Base Operation Lease.

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28-4 (28-1) 4-77 The Chairman was authorized to sign an Agreement for Acquisition of Land from Edwin W. and Ethel A. Greenhalgh, together with a Certificate of Acceptance of Grant Deed, as submitted by the Department of Public Works Right-of-Way Division for the Green Valley Road Project.

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27-11 2-11 74-38 (12) On motion of Supervisor Stewart, seconded by Supervisor Walker, and unanimously carried, the Board approved drawings for the County Library, and authorized the Architect to advertise for bid opening on March 24, 1977, with award by the Board on March 29, 1977, and the Chairman was authorized to sign the following documents pertaining to the County Government Center, Placerville: Change Order No. 2 to Contract F.2, Furniture Refinishing, increasing the contract amount by \$2,603.22 and 21 additional working days; and Notices of Completion for Contract F.1, Furnishings; Contract F.5, Drapes; Contract H. 1, Plaques; and Contracts J.1 and J.2, Music System.

On motion of Supervisor Kutter, seconded by Supervisor Walker, and unanimously carried, The Board directed a letter to the Landscape Engineer to the effect that he must live up to the terms of his contract with the County, in response to his letter which stated he would take no responsibility  
(Continued)



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for plants dying if the County fails to water them.

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11-38(12)  
On motion of Supervisor Walker, seconded by Supervisor Todd, and unanimously carried, the Board considered a name for the County Government Center Access Road, and referred their recommendation that the road be named "Ray Lawyer Drive" to the City of Placerville Planning Department and the City Council for their respective action.

11-38(12)  
On motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried, RESOLUTION NO. 34-77 was adopted declaring the Government Access Road and Fair Lane, in the City of Placerville, as County Highways for the purposes of Acquisition of Right-of-Way, and for construction in order to expend County road funds thereon.

11-38(12)  
340  
Director of Public Works submitted a letter requesting that the Chairman be authorized to sign Claim No. 1 for Local Transportation Funds for 1975-76 in the amount of \$222,727.00, which had previously been allocated for use on the Carson Road connection; and for Claim No. 3 for Local Transportation Funds for 1976-77 remaining in the amount of \$188,631.00; making a total of \$411,358.99 to be used for the construction of the Government Center Access Road.

11-38(12)  
340  
On motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried, the Board authorized the previously allocated Carson Road connection funds in the amount of \$222,727.00 to be used for the Government Center Access Road; thereby approving and authorizing the Chairman to sign Claim No. 1, as well as approving and authorizing the Chairman to sign Claim No. 3 for the remaining 1976-77 funds in the amount of \$188,631.00, and RESOLUTION NO. 35-77 was adopted accordingly. On motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried, the Chairman was also authorized to sign the Negative Declaration of Transit Need; the Negative Declaration of Bicycle and Pedestrian Facilities; and the Statement of Conformance; as they relate to the aforementioned Claims.

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34-1  
Director of Public Works submitted a letter recommending adoption of a resolution approving the Proposed List of Federal Aid Urban Projects in El Dorado County, excluding two projects listed for the City of South Lake Tahoe, as requested by said City.

On motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried, RESOLUTION NO. 36-77 was adopted approving the following Federal Aid Urban Projects:  
(Continued)



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<u>Road</u>	<u>Location</u>	<u>Estimated Cost</u>	<u>Description</u>
State Route 50 F.A.P. 14	Intersection with State Route 89, South Lake Tahoe	\$ 80,000	New land control sign and modify signals
Pacific Street F.A.U. Y812	Placerville	311,000	Extend Pacific Street in new location between State Route 49 and Main Street
Government Center Access Road F.A.U. Y818	Placerville	403,000	Extend existing road near Fair Lane to Placerville Drive approximate length 0.53 mile
Baker Road F.A.U. Y821	Placerville	70,000	Widen the existing road from Roxana Street to State Route 49, approx- imate length 0.1 mile

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County Sheriff submitted a letter requesting authorization to destroy records in the Criminal Division which have been microfilmed, and in the Civil Division which are more than two years old, pursuant to Government Code.

On motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried, RESOLUTION NO. 37-77 was adopted authorizing the destruction of records in the Criminal Division, and RESOLUTION NO. 38-77 was adopted authorizing the destruction of records in the Civil Division which are over two years old.

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Board considered the final draft of the Joint Powers Agreement for the Sierra-Sacramento Valley Emergency Medical Systems, and on motion of Supervisor Kutter, seconded by Supervisor Walker, and carried by the following vote: Ayes: Supervisors Todd, Walker, Kutter, and Stewart; No: Supervisor Johnson, the Chairman was authorized to sign the final draft.

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Deputy Director, Office of Emergency Services, submitted the following Agreements for the Chairman's signature, for participation in the Emergency Medical Communications System through the Sierra Sacramento Emergency Medical Systems, whereby the County is being furnished a radio communications system which will provide voice communications between the hospitals in the County and the ambulances; said Agreements being between the County and Marshall Hospital; Barton Memorial Hospital; Tahoe Ambulance Service, and the Lake Tahoe Fire District; as well as with Ambulance Service Area No. 7, and Pollock Pines-Camino Fire District.  
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On motion of Supervisor Kutter, seconded by Supervisor Walker, and unanimously carried, the Chairman was authorized to sign the Agreements, as listed.

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212-2  
At the request of the Assistant to the Board, on motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried, the Board authorized the Bicentennial Commission to use two glass display cases in the lobby of Building A, new County Government Center; one to display the time capsule with objects to be capsulized prior to being buried, and another to display the Japanese wedding dress given the County through the People-to-People Program.

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30  
At the request of the Purchasing Agent, on motion of Supervisor Stewart, seconded by Supervisor Kutter, and unanimously carried, the Board approved of the emergency contract entered into between the Airports Director and Mr. Dave McComas of Placerville, to furnish and install a fence at the Placerville Airport to prevent vandalism, for the sum of \$595.80.

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114-1  
At the request of the Purchasing Agent, on motion of Supervisor Walker, seconded by Supervisor Todd, and unanimously carried, the Board waived formal bidding procedure and authorized the purchase of 1,500 gallons of Traffic Paint and 150 gallons of thinner through a joint contract with other counties and cities, for a total cost of \$5,733.29, at a 25% savings.

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101  
The County Agricultural Commissioner and the Director of Environmental Health both submitted their comments on the U. S. Department of Agriculture's proposed annual program for vegetation management in tree plantations for 1977 in Tahoe, Plumas, and Eldorado National Forests; said comments of each being in a favorable vein.

On motion of Supervisor Stewart, seconded by Supervisor Walker, and unanimously carried, the Board directed that the comments of the Agricultural Commissioner and the Director of Environmental Health be transmitted to the Forest Supervisor, Tahoe National Forest.

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841  
On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried, Supervisor W. P. Walker was appointed to the Weimar Central Committee.

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LHR 50-4a

3042  
On motion of Supervisor Johnson, seconded by Supervisor Kutter, and unanimously carried, the appointments for District II to the Alcoholism Advisory Board and to the Drug Abuse Advisory Board were continued to March 8, 1977.

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435  
Communication was received from Environmental Planning and Information Council, Inc. (EPIC) (a Shingle Springs citizen's group) submitting questions regarding the County's application for federal assistance for Diamond Industrial Park.

On motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried, the Chairman was authorized to sign a letter of response.

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825)  
98-16  
Communication was received from the Los Angeles County Board of Supervisors requesting support in instituting a legal action against Public Law 94-566 which requires that all public employees be provided unemployment insurance coverage commencing January 1, 1978.

On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried, the Board directed that this County morally support Los Angeles County's position and allow them the use of El Dorado County's name; however, any financial commitment will have to come back before the Board for approval.

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82-11  
Mr. Kenneth B. Brown, Executive Vice President, Sacramento Safety Council, was present regarding said Council's request for an \$18,000.00 contribution as El Dorado County's equal share of the construction of the Safety Center in Sacramento.

After consideration, on motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried, the matter was referred to the El Dorado County Safety Committee for recommendation back to the Board on March 8, 1977.

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## SPECIAL ORDERS

## PLANNING MATTERS

59  
On motion of Supervisor Walker, seconded by Supervisor Todd, and unanimously carried, ORDINANCE NO. 1760 was adopted updating the listing of Districts into which the County is divided: (Section 9404(a))

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725 117-76  
Hearing was continued from October 26, 1976, on the rezoning of lands in the Pollock Pines area from Agricultural to Single Family Three Acre Residential, consisting of 21.28 acres, petitioned by Ernesto Marini and Lawrence Guglielmelli, etal. (See Minute Book 17, Page 536, 6th Paragraph) (Continued)



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Mr. Tom Dawson was again present on behalf of the applicants. Mr. Dawson was asked if the acreage had been annexed to the El Dorado Irrigation District, and he indicated that it had not been.

There were no protests, and the Hearing was closed.

On motion of Supervisor Kutter, seconded by Supervisor Stewart, and carried by the following vote: Ayes: Supervisors Todd, Walker, Kutter, and Stewart; No: Supervisor Johnson, the Board upheld the Planning Commission's recommendation of denial without prejudice.

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Hearing was held as duly advertised to consider revisions to the Minor Land Division Ordinance; said ordinance contains requirements for processing of smaller land splits (not regular subdivisions), including the level of improvements for roads, and requirements for proof of water and sewage disposal capabilities.

Mr. Howard Heilman, Chairman, Minor Land Division Review Committee, was present and stated that his Committee would like to have the ordinance adopted without further revisions. Other individuals who were present and spoke were: Eileen Crimm; Douglas Stone; Ed Kellar; Ken Gruen; Sam Hall; Russ Brooks; and Bill Piazza. There were no further comments.

On motion of Supervisor Walker, seconded by Supervisor Stewart, and carried by the following vote: Ayes: Supervisors Todd, Walker, Stewart, and Johnson; No: Supervisor Kutter, the Board instructed staff in redrafting Section 9610 to work with County Counsel to provide two disclosure statements, and CC&R's (Conditions, Covenants and Restrictions), and to delete the 12-acre test well requirement.

After consideration of Section 9900, the Board, on motion of Supervisor Kutter, seconded by Supervisor Todd, and carried by the following vote: Ayes: Supervisors Todd, Walker, Kutter, and Johnson; No: Supervisor Stewart, approved the Section as it was submitted by the Minor Land Division Review Committee.

On motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried, the ordinance was continued for adoption to March 15, 1977, at 3:00 p.m.

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Hearing was held as duly noticed to consider an Appeal filed by Michael Fitzpatrick on the Planning Commission's granting of a Special Use Permit for construction of a church building with activity/recreational facilities on the northeast intersection of Cold Springs and Andler Roads, Placerville.

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A letter was received from Mr. and Mrs. Clare Thomas favoring the granting of a Special Use Permit.

Four letters were received in opposition from: Norman F. McColley; Mr. and Mrs. Hilton Jackson; Walter and Maxine Saxton; and Mr. and Mrs. Robert Miller.

One letter on behalf of eight families on Andler Road was received from Michael Fitzpatrick in opposition, including those who wrote letters in opposition that are named above.

Mr. Michael Fitzpatrick was present and spoke on behalf of the eight families on Andler Road who are in opposition, stating that they disagreed with the Environmental Impact Report submitted by the appellants, which he stated indicated that there was no impact on Andler Road.

Mr. Elmo Black, Chairman of the Congregation, was also present and spoke on behalf of the First Christian Church.

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

On motion of Supervisor Todd, seconded by Supervisor Stewart, and unanimously carried, the matter was continued to March 8, 1977, and the Public Works Department was requested to review the matter to determine if by the placement of this facility, which accommodates 108 people for church and related services, on Andler and Cold Springs Roads, that said roads can adequately carry the additional traffic, and County Counsel was instructed to report on the easement between the church property and Cold Springs Road.

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High Sierra Resource Conservation and Development Area submitted their Plan Design for adoption; said Design is the guide for administering Resource Conservation and Development planning activities, preparing the RC&D Plan, and carrying out early start measures for the counties and Resource Conservation Districts of Sierra, Nevada, Placer, and El Dorado.

On motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried, RESOLUTION NO. 39-77 was adopted adopting the Plan Design.

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The Board adjourned to a continued meeting on February 28, 1977, at 2:00 p.m. to consider the first of the General Plan Amendments.

ATTEST: CARL A. KELLY,  
County Clerk and  
ex-officio Clerk  
of the Board

APPROVED: William D. Johnson  
Chairman

By: Chas. K. Macy  
Deputy