

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES February 1 19 83

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 Stewart presided.

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16-7 The Invocation was offered by Reverend Read Chatterton, United Church of Christ.

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The Pledge of Allegiance was led by Supervisor Stewart.

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The Agenda was adopted, on motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried, with the addition of the Chief Administrative Officer's recommendation for selection of a firm to provide legal services for "conflict" cases.

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The Minutes of January 25, 1983, were approved as submitted, on motion of Supervisor Dorr, seconded by Supervisor Lowe, and unanimously carried.

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

117 Budget Transfer No. 104 was approved for Community Programs, transferring \$12,308.00 from General Fund Appropriation for Contingency (9-900) to Community Programs Contributions to Other Agencies (4280) to pay outstanding liability due to El Dorado Transit for accounting services performed during the period ended June 30, 1981.

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203-11 The Board approved Assessment Roll Changes numbered: 1845; 1850; 1851; 1853; 1854; 1855; 1859 through 1969; 1871; 1872; 1873; and 1876 through 1879.

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147 The Chairman was authorized to execute Release of Lien, discharging all property encumbered by the Agreement to Reimburse the County for Public Assistance, as recorded in the Official Records of El Dorado County under the name of Juel Holcomb, Volume 2020, Page 611.

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247 At the request of the County Collections Officer, the Chairman was authorized to sign a Release of Lien and Settlement, relating to a former El Dorado County Hospital case (Alma Louise Vennewitz, Volume 406, Page 389, and Book 588, Pages 80 and 81).

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At the request of the Health Department (Mental Health Division), the Board took the following actions, which were approved in principle by the Board on January 25, 1983:

- (52-7)
246
- a. Adopted RESOLUTION NO. 25-83 designating the Mental Health Division of the Health Department as the only agency within El Dorado County to provide conservatorship investigation functions as set forth in Chapter 3 of the Welfare and Institutions Code, effective February 1, 1983;
 - b. Authorized preparation of an Amendment to the Short-Doyle Mental Health Plan to reflect same; and
 - c. Authorized the Chairman to sign a Memorandum of Agreement between the Health Department (Mental Health Division) and the Public Guardian/Conservator for conservatorship investigation and administration services for Fiscal Year 1982-83, in the amount of \$40,000.00.

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At the request of Community Programs, the Chairman was authorized to sign the second quarter Project Progress Review Report, as required by the Department of Health and Human Services for Community Services Block Grant recipients, for the six-month period, March 1, 1982 through August 31, 1982.

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(114-7)
The Deputy Purchasing Agent was authorized to purchase two refrigerators and two ranges for the new County Library at South Lake Tahoe, in an amount not to exceed \$1,800.00, using residual funds from Phase IV of the Capital Improvements Project.

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114-4
Bid No. 351, towing service for County vehicles on the western slope, was awarded as follows: Primary contractor, G & O Body Shop of Placerville; and secondary contractor, Starvin' Marvin's/Cameron Park Towing of Camino; and the Deputy Purchasing Agent was authorized to sign the necessary purchase orders.

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114-6
At the recommendation of the General Services Division, the Board authorized suspension of continued competitive bidding procedure and purchase of one 1982 undercover-type automobile for the District Attorney's Office, from Hertz Corporation, at a cost not to exceed \$7,000.00.

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(57)
+32
The Chairman was authorized to sign the letter prepared and submitted by the Planning Department in response to the request of the City of Folsom for comments on its Notice of Preparation of a Draft Environmental Impact Report on the proposed industrial project entitled "Willow Creek Technical Center" within the City of Folsom; said response outlining concerns of a regional nature involving both traffic and housing.

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46-27
The Board acknowledged receipt of the Notice of Non-Renewal for a portion of Agricultural Preserve No. 37, consisting of 25 acres, in the Rescue area, submitted by Tillie A. and George E. Wentz; and directed that said Notice be placed on file.

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82-1
The County Civil Service Commission requested approval, in principle, the provision of services of legal counsel to the Commission during discipline and grievance hearings. The Board approved the request, and directed the Administrative Office to solicit proposals from private attorneys and report back to the Board on the Commission's selection from the proposals submitted.

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124
RESOLUTION NO. 26-83 was adopted, at the request of the State Department of Transportation, giving notice of intention to obligate 1982-83 Federal Aid Secondary funds, in the amount of \$326,207.00, and State Highway Matching funds, in the amount of \$100,000.00.

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22-94
The Board accepted the resignation of Kenneth C. Smith, M.D., as member of the South Lake Tahoe Health Council, and directed that a Certificate of Appreciation be forwarded to Dr. Smith.

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RESOLUTION NO. 27-83 was adopted expressing recognition and gratitude to volunteers and organizations which helped the needy during the recent Christmas holiday season, as recommended by Community Programs.

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50-12
At the request of the Area Agency on Aging, and on motion of Supervisor Dorr, seconded by Supervisor Walker, and unanimously carried, the Chairman was authorized to sign an Agreement with Neil A. Harris for consultant services for the period February 15, 1983, through May 14, 1983, to prepare an Adult Day Health Care Plan for El Dorado County in accordance with State requirements, with Section 6 of said Agreement amended to reflect that the total cost is not to exceed \$2,880.00, and the Agreement to become effective upon receipt of State grant funds allocated for the project.

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(65-1)
27-4
At the recommendation of the General Services Division, and on motion of Supervisor Lowe, seconded by Supervisor Stewart, and unanimously carried, the Chairman was authorized to sign a five-year Lease Agreement with the Lake Tahoe Historical Society for lease of the County building at 3058 Lake Tahoe Boulevard, at a cost of \$1.00 per year, contingent upon the Historical Society submitting written proof that it has acquired clearance from the California Tahoe Regional Planning Agency for its use. (Concept approved by Board on January 4, 1983.)

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61-7
RESOLUTION NO. 28-83 was adopted, on motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried, setting a public hearing for March 8, 1983, at 2:30 p.m., to consider providing extended local park, recreation or parkway facilities and services; extended road improvement and maintenance services; extended drainage easement improvement and maintenance services; and extended public cemetery services within the unincorporated area of County Service Area No. 7.

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350
On motion of Supervisor Dorr, seconded by Supervisor Walker, and unanimously carried, the Board did not approve the recommendation of the General Services Division that the Board approve the concept of a wall surface additive change order for the Health Department Remodel Project at this time, and therefore did not authorize the project architect to issue a \$977 field order for same.

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326
The Board of Supervisors of Marin County requested support in its effort to encourage the Governor and the State Legislature to adopt a constitutional amendment and related legislation for a State lottery in California. The request was received and filed, on motion of Supervisor Walker, seconded by Supervisor Dorr, and carried by the following vote: Ayes: Supervisors Dorr, Walker, Flynn, and Stewart; No: Supervisor Lowe.

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326
On motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried, the Board went on record in support of Senate Bill 48, an urgency measure which would delay implementation of the recent Public Utilities Commission Decision relating to extension of utility service to new customers.

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12-14
(59)
On motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried, the Board approved a Policy Review Session on February 8, 1983, at 12:00 noon, with the Board of Directors of the El Dorado County Fair Association to discuss its contract to operate the fairgrounds, and review progress made during the past year.

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The Public Guardian advised that his department is unable to continue paying the fees for five mentally disordered individuals now residing in board and care facilities.

346
On motion of Supervisor Walker, seconded by Supervisor Flynn, and carried by the following vote: Ayes: Supervisors Walker, Flynn, and Stewart; Noes: Supervisors Dorr and Lowe, the Board approved in principle, the allocation of \$15,000 from the Contingency Fund to be placed in a trust fund in the Auditor-Controller's Office, to be drawn on by the Public Guardian to make these payments; and Mr. Cody, the Public Guardian, was instructed to screen applicants more closely; further, the Board requested a report on this matter in three months. (Appropriate budget transfer from the Contingency Fund to be placed on the Consent Calendar of the Board February 8, 1983, Agenda.)

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(57)
116
121
Mr. Ken Milam, Planning Director, submitted recommendations and requested further direction from the Board relating to the on-going problem of school and fire district impacts by residential development. The Board requested a more detailed report from the Planning Department in two months; and directed the Planning Department staff to continue the same procedure, regarding mitigation of impacts on school and fire districts, as has been followed the last two months, on motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried.

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Hearing was held as duly advertised to consider an application for a license to operate a cardroom at Camp Chiquita Campground's laundry-game room, 9092 Wentworth Springs Road in Georgetown, petitioned by Michael C. and Pamela L. Gonzalve.

Mr. Gonsalve was present and spoke to his application.

134
Mr. Carol D. Vickrey, Mrs. Mary Bennett, and Mr. Roy Henrickson were present, along with other area residents, and spoke in opposition to the application, stating it would create problems relating to traffic, illegal consumption of alcohol, law enforcement, and sanitation.

Mr. Tom Bullock, County Building Official, was present and spoke to his memorandum to the Board dated December 17, 1982, wherein he recommended that a provisional cardroom license be granted subject to conditions outlined in his memorandum.

In a memorandum dated December 22, 1982, the Planning Department recommended approval of the application; and in a letter dated December 22, 1982, the Sheriff advised that his office sees no problem with issuing a cardroom license to the applicants for the location specified.

Chief Jack Anderson of the Georgetown Fire District advised the Board, in a letter dated December 31, 1982, that he sees no reason to withhold the requested cardroom license.

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

On motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried, the matter was taken under submission for one week, with the Board to render its decision on February 8, 1983.

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63
At the request of the El Dorado County Chamber of Commerce, and on motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried, the Board approved a one-year sublease with Kenn Cunningham of Auburn Broadcasting Corporation for use of an approximately 160 square foot room in the downstairs portion of the Chamber's building, at a cost of \$125 per month.

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(21)
210
31-4
The Public Works Department recommended that Road No. 2351, from Spanish Dry Diggins Road to the end of Road No. 2351, approximately 0.57 of a mile in length, which is the access road to the Georgetown Airport, be deleted from the County maintained road system, and maintained by the County Airports Department. The matter was referred to the Airports Advisory Committee to review and make recommendation to the Board in one month, on motion of Supervisor Flynn, seconded by Supervisor Walker, and unanimously carried.

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(210)
109
Mr. Joe Stancil, Jr., Chairman of the Airports Advisory Committee, was present and reported on said Committee's meeting of December 28, 1983, at which time it discussed the problem of the gate to the tie-down area at the Cameron Park Airport being locked after hours. The Committee concluded that the only plausible solution is to have keys issued to aircraft owners based on the ramp, as is done at the Placerville Airport with no difficulty to date, and noted that each key subscriber could pay for the cost of the keys involved.

Mr. Stancil further advised that the owner/manager of Main Air at the Cameron Park Airport would also need a key, as he often drives through the area for pick up and/or delivery services after working hours.

Mr. Stanley Wells, attorney representing AROM Corporation, the current lessee of the Cameron Park Airport, stated he was not advised that the issue of a key for the owner/manager of Main Air would be discussed this date, therefore, he did not wish to discuss it.

On motion of Supervisor Dorr, seconded by Supervisor Flynn, and carried by the following vote: Ayes: Supervisors Dorr, Walker, Flynn, and Stewart; No: Supervisor Lowe, the Board accepted the Airports Advisory Committee's solution to the problem of the gate to the tie-down area at the Cameron Park Airport being locked after hours; and the matter of a key for the owner/manager of Main Air was referred to the Airports Advisory Committee for its recommendation.

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13
A committee of Georgetown pilots and service officers of the Growlersburg VFW Post requested authorization to dedicate the Georgetown Airport in memory of Captain Chris L. Roediger, an Army aviator from El Dorado County who was killed in action in Vietnam; and advised that a dedication ceremony is scheduled for 1:00 p.m. on April 9, 1983, to re-name the Airport, "Georgetown Airport/Roediger Field".

On motion of Supervisor Lowe, seconded by Supervisor Flynn, and unanimously carried, the Board set a public hearing for Tuesday, February 22, 1983, to consider the request.

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(52)
221-2
At the request of Dr. Harriman, Superintendent of Gold Trail School, (who spoke to the Board during "Open Forum" during the lunch recess this date) the Board voted to reconsider its action of January 25, 1983, to postpone a decision on the matter of purchasing radar equipment for use by the California Highway Patrol until budget hearings during the summer on the 1983-84 County budget; and directed that said reconsideration be placed on the Board's agenda for February 15, 1983; on motion of Supervisor Flynn, seconded by Supervisor Lowe, and carried by the following vote: Ayes: Supervisors Lowe, Walker, Flynn, and Stewart; No: Supervisor Dorr.

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SPECIAL ORDERS

PLANNING MATTERS

The Planning Director submitted the request of Bill Mashek and Richard Flasher, owners of "Nonesuch Whitewater", a rafting cooperative, that River Use Permit No. 82-19, issued to "Nonesuch Whitewater" be divided into two permits, with one half of the permit user day allocation to each partner.

Messrs. Mashek and Flasher were present and spoke to their requests.

At the recommendation of the Planning Department, and on motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried, the Board approved the division of River Use Permit No. 82-19, subject to the following conditions:

1. The name "Nonesuch Whitewater" may continue to be used by only one partner; the other shall apply for a river use permit under a new name subject to County approval;
2. Evidence of a proportional share of the physical assets of the company shall be provided to the Planning Department as a part of the division of the permit;
3. All other requirements, and regulations of the Interim Management Plan and Chapter 5.48 (Stream and River Rafting) of the El Dorado County Ordinance Guide are met;
4. The adjusted river use permit capacity for each partner shall be (specified user days each owner is allowed to apply for, for the 1982 season): 235 weekend user days, annual total; 14 user days, maximum weekend group size per day; and 25 user days, basic week-day allotment.

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Hearing was held as duly advertised to consider the Appeal of the Church of Christ on the Zoning Administrator's denial of a modification to Special Use Permit No. 76-209 to allow expansion of an existing church on 5.5 acres zoned Estate Residential Five-Acre, in the Rescue area.

Mr. Edward Ronan was present and spoke on behalf of the Church, explaining that it was their intent to construct a new building, approximately 3500 square feet in size, to be used as a church, and use the existing church building for classroom instruction approximately 6 hours per week. Mr. Ronan submitted the site plan for same; and Mr. Ken Milam, Planning Director, noted that it was a new site plan, developed since the Church made its request to the Zoning Administrator.

Billie H. and Jacqueline Freeman, owners of the Rescue Junction General Store, were present and opposed the request of the Church, based on their belief that the expansion of the Church will be detrimental to their business. That belief is based on the fact that the Church protested the Store's application to the Department of Alcoholic Beverage Control for a "New On-Sale Beer & Wine (Eating Place) License" in 1981. Although the license was finally granted, the Church's protest delayed issuance of the license for approximately 7 months. The Freemans further stated that, if the Church felt that the roadways were too narrow, the parking inadequate, and the intersection dangerously restricted when protesting their application to the Department of Alcoholic Beverage Control; then the situation still exists and would be grounds for denying the expansion of the Church.

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The following residents of the Rescue area were present and spoke in opposition to the expansion of the Church: Charles Girdley, Glenda Warren, Mary Gervee, Judy Klieman, and Diane Viscara, citing concerns of who pays for the fire protection; traffic on Green Valley Road; and most emphatically -- moral judgment of church members influencing commercial growth and development in the neighborhood.

Supervisor Walker read into the record, a letter to the Department of Alcoholic Beverage Control, from Mr. John A. White, President, Rescue Church of Christ, dated March 13, 1981, wherein Mr. White protested the Freeman's application for a "New On-Sale Beer & Wine (Eating Place) License", stating that the sale and consumption of intoxicating beverages within close proximity of the existing church meeting facilities is not compatible with the objectives of the Church and detrimental to the spiritual influence in the community; and further citing concerns of narrow roadways, inadequate parking, and a dangerously restricted intersection, which would become hazardous with increased traffic, as well as concerns of encroachments upon private property, noise pollution, and increased incidence of vandalism.

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

On motion of Supervisor Dorr, seconded by Supervisor Lowe, and unanimously carried, the Board postponed rendering a decision on the Appeal until February 22, 1983, to allow the Planning Department staff an opportunity to review the new site plan submitted by the Church this date. (Supervisor Dorr also strongly encouraged the two opposing groups of citizens to get together in the meantime and work out their differences.)

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GENERAL ORDERS

170
At the recommendation of the Chief Administrative Officer, and on motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried, the Board approved in principle the concept of entering into a contract with the law firm of Driscoll, Tarlton, and Olson for the provision of legal services in cases the Public Defender cannot take due to client conflicts; and directed staff to negotiate and finalize a contract with said law firm, to be brought back to the Board for approval.

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124
1296
On motion of Supervisor Lowe, seconded by Supervisor Stewart, and unanimously carried, the Board approved the recommendation of the Public Works Department that a portion of State Route 50 from Upper Truckee Road (Old State Route 89) to Echo Summit, known as "Old Meyers Grade Stock Trail", be relinquished to the State of California, or, as an alternative, the lower portion of same be abandoned as an unnecessary stock trail. (Public Works Department staff to so advise the appropriate State officials and report back to the Board on necessary procedure to be followed.)

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296
Carson
Road
At the recommendation of the Public Works Department, and on motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried, the Chairman was authorized to sign an Agreement with David J. Lund for acquisition of real property relating to additional right of way across Parcel C for the Carson Road Connection Project (No. 3017), at no cost to the County, but with conditions.

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(213)
118
In a memorandum to the Board, dated January 26, 1983, the Chief Administrative Officer made his mid-year budget report, and recommended the Board take the following actions in order to be able to finance essential operations for the balance of this year and next year:

1. Impose an immediate freeze on the filling of all vacant positions except those which the Board has already authorized which relate to the Early Retirement Option.
2. Require that when a department wishes to ask the Board for an exemption from the freeze in order to fill a vacant position, the position must be vacant a minimum of thirty days prior to the department requesting an exemption from the Board. All proposals to transfer funds into extra help or overtime accounts shall receive approval by the Board of Supervisors. Consideration should be given to deleting frozen positions and transferring savings to contingencies.
3. Direct the Chief Administrative Officer to work with the individual departments to defer or curtail discretionary spending for goods, services, and equipment regardless of whether funds were budgeted or not. Savings to be transferred to contingencies. Departments may appeal the Administrative Officer's decision to the Board.
4. Direct the Chief Administrative Officer to work with individual departments to reduce or curtail discretionary out of County travel. Departments may appeal the Administrative Officer's decision on such matters to the Board also.
5. Direct that a policy review session be scheduled in early February with the department heads whose budgets are indicated on the attachments to the memorandum dated January 26, 1983, to be facing major problems either with respect to revenues or expenditures.

On motion of Supervisor Dorr, seconded by Supervisor Flynn, and unanimously carried, the Board approved the Chief Administrative Officer's recommendations 1 through 5, as outlined above; and, pursuant to recommendation number 5, scheduled a policy review session with the department heads whose budgets are facing major problems, either with respect to revenues or expenditures, for Monday, February 7, 1983, at 1:30 p.m.

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(115)
235-1
At the recommendation of the Chief Administrative Officer, the Board denied the Sheriff's request to fill the vacant position created by the retirement of Deputy Gene Fox, pending preparation of the 1983-84 County budget, on motion of Supervisor Dorr, seconded by Supervisor Flynn, and carried by the following vote: Ayes: Supervisors Dorr, Flynn, and Stewart; Noes: Supervisors Lowe and Walker.

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114-6
The General Services Division recommended the Deputy Purchasing Agent be authorized to sign Purchase Orders for legal and classified advertising in the Mountain Democrat of Placerville and the Tahoe Daily Tribune of South Lake Tahoe for the period February 1, 1983, through January 31, 1984; and requested direction relating to continuance of advertising Planning matters in the Georgetown Gazette and Town Crier.

On motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried, the Purchasing Agent was requested to solicit bids for legal and classified advertising for the western and eastern slopes, and to also obtain a "quote" for advertising on the Georgetown Divide.

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(113-32)
420
428
87

On motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried, the Risk Manager was authorized to submit an application to the County Supervisors Association of California (CSAC) Excess Insurance Authority for participation in the CSAC Group Actuarial Studies of Self-insurance Programs for Workers' Compensation and Liability Losses, at a cost of \$3,800.00 to \$5,400.00 for the basic study format plus a CSAC fee of \$200.00.

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268

An Ordinance was introduced, amending Chapter 5.52 of the El Dorado County Ordinance Code relating to community antenna television systems, the reading thereof was waived, and it was continued to February 8, 1983, for consideration of adoption, on motion of Supervisor Dorr, seconded by Supervisor Lowe, and unanimously carried. (Sponsor: Supervisor Dorr)

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22-92

On motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried, the Board appointed Norine Hegy, Kathryn Williams, and Dave Moore as members of the South Lake Tahoe Health Council for two-year terms.

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27-7

The El Dorado County Council on Child Abuse submitted results of its meeting held to determine the short term needs of the County in the area of abused preadolescents, and requested the Board use same as a guideline when deciding the allocation of funds for prevention and intervention of abuse.

On motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried, the Board received the correspondence and directed that it be filed.

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114
(114-2)

Mr. William J. Gyorgy of El Dorado Communications was present to speak to his letter of January 9, 1982, wherein he expressed concerns relating to the Board's action of December 28, 1982, waiving formal bidding procedure and authorizing the purchase of budgeted radio equipment for the Sheriff's Department from Motorola Communications and Electronics, Inc., of Sacramento, at a total cost of \$76,403.70; and Mr. Gyorgy requested what measures will be taken to solve the problems described in his letter.

The Board directed that Mr. Gyorgy's letter be filed, on motion of Supervisor Stewart, seconded by Supervisor Dorr, and carried by the following vote: Ayes: Supervisors Dorr, Walker, Flynn, and Stewart; No: Supervisor Lowe.

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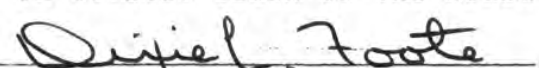
There being no further business, the Board adjourned to Tuesday, February 8, 1983, at 10:00 a.m.

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APPROVED:


THOMAS L. STEWART, Chairman

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

By 
Deputy Clerk