

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES June 3, 1975

The Board convened in regular meeting. Present: Supervisors Franklin K. Lane, William V. D. Johnson, W. P. Walker, and Thomas L. Stewart. (Supervisory District IV is still vacant). Also present: Ann R. Macy, Board of Supervisors Clerk. Chairman Walker presided.

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The Invocation was offered by Father Desmond, St. Patrick's Catholic Church.

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

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The Agenda was adopted by motion of Supervisor Lane, seconded by Supervisor Johnson, and unanimously carried by those present.

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The New Business Agenda was adopted, with one addition: Results of Bid No. 681, by motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present.

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The Minutes of May 20, 1975, and May 27, 1975, were approved as submitted, on motion of Supervisor Lane, seconded by Supervisor Johnson, and carried by the following vote: Ayes: Supervisors Lane, Johnson, and Walker; Abstain: Supervisor Stewart (Supervisor Stewart was absent on May 27, 1975).

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GENERAL ORDERS

14 On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried by those present, the Board approved the correction of Change Order No. 3 to the Contract with J. M. Ryan, for the South Lake Tahoe Branch of the County Government Center, which decreases the amount of the contract by \$319.50, rather than increasing it as was submitted and approved by the Board on May 27, 1975. (See Minutes of 5/27/75: Pg. 242, 1st Para.)

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2 Warrant Register Claims for El Dorado County were approved on motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried by those present.

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11 County Clerk submitted his Certifications of the Official Results of Votes Cast for the following elections held on May 27, 1975: Tahoe City Public Utility District Bond Election, and the El Dorado Irrigation District Election to Approve an Amendatory Contract with the United States.

(Continued)

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On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the Certificates of Results of Canvass of Votes Cast were placed in the Board's records.

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114-1 Board considered the results of informal bidding for Bid No. 681 - Janitorial Maintenance Service at South Lake Tahoe, and on motion of Supervisor Johnson, seconded by Supervisor Stewart, and carried by the following vote: Ayes: Supervisors Johnson, Walker, and Stewart; No: Supervisor Lane, the contract was awarded in the amount of \$1,190.00 for the period June 15, 1975, through June 30, 1976, to Programmed Maintenance, South Lake Tahoe, for custodial care of the new County Office Center; Law Enforcement Building (County portion only); Lake Valley Branch Library; and Mental Health Department in the Alpine Building, and the Board further directed that the Job Specifications for Maintenance Man III be altered to include custodial work as necessary during the day, as well as the normal building maintenance functions.

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12-1 Board's Assistant submitted a letter requesting a decision by the Board on the implementation of the Land Surveying Program for the reestablishment of the original section and quarter-section corners, according to the original field notes of the U.S. Government Land Survey of 1872, in El Dorado County; said Program to employ eight surveying aides at a County cost of \$29,600.00, (plus eight CETA employees).

On motion of Supervisor Johnson, seconded by Supervisor Stewart, and carried by the following vote: Ayes: Supervisors Johnson, Walker, and Stewart; No: Supervisor Lane, the Land Surveying Program was authorized, and the Proposed General Guidelines for the Surveying Program, as submitted by the County Surveyor, were adopted; and County Counsel, in cooperation with the County Surveyor, was instructed to draw a contract for Board consideration prior to adoption of the 1975-76 County Budget.

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County Communications Officer submitted letter recommending establishment of subscriber rates for use of the Community Antenna Television System in the Meeks Bay and Tahoma area, serviced through the franchise held by Bliss Electronics Corporation.

On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried by those present, the subscriber rates were approved as follows and thereby established by the following resolution:

- a. Installation Fee \$50.00
- b. Subscriber Fees (Monthly) \$10.00
 - 2 Outlets (1-TV, 1-FM) \$10.00
 - Each additional outlet \$ 1.00

(Continued)

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RESOLUTION NO. 273-75

ESTABLISHING MAXIMUM RATES FOR USE OF COMMUNITY ANTENNA
TELEVISION SYSTEM -- BLISS ELECTRONICS CORPORATION FRANCHISE
(Meeks Bay and Tahoma area)

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1123
At the recommendation of the Assistant to the Board, on motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried by those present, the Chairman was authorized to sign the renewal Lease with Clusiau's, Inc. for a portion of the County Office Center's warehouse located on Placerville Drive on a month-to-month basis at the rate of \$225.00 per month, pending renewal of the County's lease with the owner of the facility.

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21
At the recommendation of the Airports Director, on motion of Supervisor Lane, seconded by Supervisor Johnson, and unanimously carried by those present, the Chairman was authorized to sign the Advertising Space Lease with Tahoe Development Company for space in the Lake Tahoe Airport Terminal Building for an additional year commencing June 1, 1975, at \$50.00 per month.

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1123
At the recommendation of the Agricultural Commissioner, on motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried by those present, the Chairman was authorized to sign an Agreement with the State Department of Food and Agriculture for skeletonweed eradication in El Dorado County, at a cost to the County of \$7,000.00 for Fiscal Year 1975-76.

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21
At the recommendation of the Purchasing Agent, on motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried by those present, the Chairman was authorized by the following resolution to sign the Agreement with the California Highway Patrol renewing the Abandoned Vehicle Abatement Program for Fiscal Year 1975-76, and at the same time the Purchasing Agent was authorized as the Abandoned Vehicle Abatement Officer to sign all appropriate forms in connection therewith:

RESOLUTION NO. 274-75

AUTHORIZING THE CHAIRMAN TO SIGN AN AGREEMENT WITH THE
CALIFORNIA HIGHWAY PATROL RENEWING THE ABANDONED VEHICLE
ABATEMENT PROGRAM FOR FISCAL YEAR 1975-76

(For contents, see original resolution)

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25-10
At the recommendation of the Public Works Director, on motion of Supervisor Stewart, seconded by Supervisor Johnson, and unanimously carried by those present, the Chairman was authorized to sign an Agreement with the State Department of Transportation for installation signals and lighting at the intersection of Highway 50 and Pioneer Trails near Meyers at a cost to the County of \$2,500.00, and the following resolution was adopted:

RESOLUTION NO. 275-75

AUTHORIZING CHAIRMAN TO SIGN AGREEMENT WITH THE STATE
DEPARTMENT OF TRANSPORTATION

(For contents, see original resolution)

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250
On motion of Supervisor Lane, seconded by Supervisor Johnson, and unanimously carried by those present, the following resolution was adopted:

RESOLUTION NO. 276-75

DISCHARGING UNPAID COUNTY HOSPITAL AND WELFARE ACCOUNTS
(Contreras - Nash)

(For contents, see original resolution)

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81
On motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried by those present, the matter of appointment of an Alternate to the County Supervisors Association of California (CSAC) Board of Directors to replace William V.D. Johnson who presently serves on the Executive Committee, was continued to August 5, 1975.

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222-2-75
Communication was received from Mr. Bill J. Rathbun, Lotus, requesting permission to utilize the trailer on his 20-acre parcel of land, for security purposes.

After consideration, the Board on motion of Supervisor Lane, seconded by Supervisor Stewart, and unanimously carried by those present, referred the matter to the Planning Department.

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41
Communication was received from the Public Utilities Commission advising that the Southern Pacific Transportation Company intends, on July 8, 1975, to remove from public service the station building and appurtenances in Placerville, and stating that protests must be made prior to June 6, 1975.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the communication was placed on file.

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132 At the recommendation of the Chief Building Inspector, on motion of Supervisor Lane, seconded by Supervisor Stewart, and unanimously carried by those present, the Board approved Sylvia C. Dangler's request for a refund of \$209.00 on her building permit due to change in plans.

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111 On motion of Supervisor Lane, seconded by Supervisor Walker, and carried by the following vote: Ayes: Supervisors Lane, Walker, and Stewart; No: Supervisor Johnson, the following Budget Transfers were approved:

<u>DECREASE</u>	<u>INCREASE</u>	<u>AMOUNT</u>	<u>PURPOSE</u>
<u>Budget Transfer No. 128</u> - Local Agency Formation Commission			
92-2190 Publ. & Legal Notices	92-3370 Equipment	\$550.00	To purchase filing cabinets, etc. needed for expansion

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<u>Budget Transfer No. 129</u> - Public Works Department			
1-010 Reg. Employees	82-2120 Maint & Eqmt	\$50,000.00	Increase cost of: Fuel Materials
	82-3360 Struc & Imprvmts	39,000.00	
1-030 Overtime	82-2130 Maint & Struc.	500.00	Building Maint.
	82-2260 Utilities	8,000.00	Utilities

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<u>Budget Transfer No. 130</u> - Farm Advisor			
92-2040 Agricultural	92-2090 Household Exp.	\$400.00	Purchase items for new kitchen

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<u>Budget Transfer No. 131</u> - Mental Health Department			
92-2180 Prof. Servcs.	92-3370 Equipment	\$3,148.84	Purchase of video-tape recorder, sewing machine & refrig-freezer

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<u>Budget Transfer No. 132</u> - Planning Department			
92-1010 Reg. Employees		\$ 600.00	Needed till end of fiscal year
	92-2170 Office Exp.	300.00	
	92-3370 Equipment	300.00	

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STATE OF CALIFORNIA, COUNTY OF EL DORADO

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Budget Transfer No. 133 - Assessor's Department

<u>Decrease</u>	<u>Increase</u>	<u>Amount</u>	<u>Purpose</u>
92-1020 Extra Help		\$700.00	Purchase of new forms
	92-2171 Centr. Dupl.	200.00	
	92-2230 Spcl.Deptmtl. Exp.	500.00	Schooling of Supvrng Appraiser

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326 On motion of Supervisor Lane, seconded by Supervisor Stewart, and carried by the following vote: Ayes: Supervisors Lane, Walker, and Stewart; No: Supervisor Johnson, the Chairman was authorized to sign the following letters: A letter to Senator Berryhill and Assemblyman Garamendi in opposition to Senate Bill 599 which proposes to disallow a county to establish a Department of Corrections -- as long as the intent of the Bill is to deny the option; and a letter to all California Senators opposing Senate Bill 1, (and Senate Bill 175 if it passes Local Government Committee) relating to open meetings when local agencies are considering the appointment, employment or dismissal of public officers.

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573 On motion of Supervisor Lane, seconded by Supervisor Johnson, and unanimously carried by those present, the Board approved 13 Assignments to the Credit Bureau of El Dorado County from the Collection Department for Claims against those persons named on the Assignments dated June 3, 1975; copies of which are on file in the Board of Supervisors Office, beginning with the name of Sandra J. Porter and ending with the name of Daniel Alan Emery.

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247 On motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried by those present, the Chairman was authorized to execute Release of Lien discharging all property encumbered by the Agreement to Reimburse County for Public Assistance rendered JoAnn Bright, as recorded in Volume 1306, Page 801 of Official Records of El Dorado County.

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(3-0) 250 117 Administrator Gary Jones, Pioneer Community Hospital and Administrator Howard Shaver, Marshall Hospital, were present and each submitted his recommended solution to the Malpractice Insurance problem. (Refer to Minute Book 16, Page 222, Last Paragraph, for further information on this matter.) A communication was also received from the County Health Officer wherein suggested changes were listed relating to the Malpractice Insurance system.

After due consideration, on motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried by those present, the Board unanimously endorsed the position set forth by our County Health Officer as follows:

(Continued)

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A. REGARDING THE PATIENT

1. Separate completely the compensation of injured patients from the disciplining of negligent physicians.
2. Make the compensation of injured patients on a non-fault basis. Remove it completely from the judicial system.
3. Determine amount of compensation in direct relation to loss of function (loss of ability to earn) as with workman's compensation and military disability retirements. This should be standardized. Death benefit should also be standardized.
4. Establish impartial compensation boards.

B. REGARDING THE PHYSICIAN

1. Separate completely the disciplining of negligent physicians from the compensation of injured patients.
2. Separate "medical accidents" from injuries resulting from "medical negligence".
3. Make the purpose of disciplinary action against the negligent physician be first, to increase his level of competence through further education and/or training, and second, to limit his right to practice, when appropriate, until such skills are acquired.
4. Remove the disciplinary actions completely from the judicial system.
5. Establish Medical Practice Review Boards to make determinations and to take disciplinary actions.

and directed that this position be forwarded by letter to our State legislators, Senator Clare Berryhill and Assemblyman John Garamendi, as well as to Barry Keene, Chairman of the Assembly Health and Welfare Committee; with the statement that the Board is most emphatic in their belief that the legislation required to alter said insurance system should not be implemented by amendment to the Constitution, as was done for Workmens Compensation.

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(50-7)
Director of Community Programs submitted letter recommending approval of Agreement with the Voluntary Action Corporation of South Lake Tahoe for the operation of a portion of the County Senior Information and Referral Program commencing May 6, 1975, and ending June 30, 1975, for an amount not to exceed \$934.00.

On motion of Supervisor Lane, seconded by Supervisor Stewart, and carried by the following vote: Ayes: Supervisors Lane, Walker, and Stewart; No: Supervisor Johnson, the Chairman was authorized to sign the Agreement.

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(295)
Board considered the request of the Assistant Assessor for authorization for the expenditure of funds for a contract to appraise Sacramento Municipal Utility District's (SMUD) water rights on the American River, and on motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried by those present, the Board authorized the removal of \$7,500.00 from the Assessor's budget for services in connection with said appraisal.

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The California Regional Water Quality Control Board, Lahontan Region, submitted a Water Quality Control Plan for the North Lahontan Basin, and advised that a public hearing would be held on the Plan on June 5, 1975.

The County Director of Environmental Health submitted his analysis of the Plan, and recommended that the Board request a continuance of the hearing to allow a more intensive review.

On motion of Supervisor Lane, seconded by Supervisor Johnson, and unanimously carried by those present, the Board directed that a letter be prepared for the Chairman's signature to the Lahontan Board requesting a continuance of the Hearing to allow more time to study the Plan, and that the comments of the Director of Environmental Health be submitted with said letter; and the Directors of Environmental Health and Public Works were requested to prepare testimony for presentation to the Lahontan Board.

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Mr. T. L. Piazza, President of Pollock Pines Recreation Unlimited, appeared before the Board regarding their request to the Board on August 24, 1974, for Recreation Department funding for materials needed for the entrance to the Pollock Pines Recreation Park. (Referred to Recreation Department 8/27/74)

On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried by those present, the matter was referred to County Counsel to work with Mr. Piazza to determine if something can be developed with Pacific Gas & Electric Company who currently owns the 10-acre parcel of land on Forebay Road on which the Park is located, and directed that the subject be brought before the Board again on June 24, 1975.

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Mr. Chuck Paulson, Transportation Director for the Tahoe Regional Planning Agency presented a status and progress report prepared by the Transportation Study Team on the Lake Tahoe Basin Transportation Plan. The Board took no action on the matter.

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The Board heard a presentation, including slide pictures, by Mr. James Smith, Lake Tahoe Tourist Development Committee, South Lake Tahoe Chamber of Commerce, on the promotion of air travel to the South Lake Tahoe Airport.

On motion of Supervisor Johnson, seconded by Supervisor Stewart, and carried by the following vote: Ayes: Supervisors Johnson, Walker, and Stewart; No: Supervisor Lane, the Airports Director was authorized to take \$5,000.00 from his budget for allotment to the South Lake Tahoe Chamber of Commerce for utilization by the South Lake Tahoe Tourist Development Committee for the promotional program outlined for the Board on this date.

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326 At the direction of the Chairman, the Agenda item regarding Senate Bill 599 which was considered and acted upon by the Board earlier in this meeting (see Page 252, 2nd Paragraph) was reconsidered to permit the input of the County Sheriff, inasmuch as the item was not agendized specifically, but only as "Legislative Matters". The Sheriff was present and stated that he felt that the present law was proper to allow the Sheriff the control over the administration and functioning of the County Jail, and that to allow the establishment of a County Department of Corrections (comprised of non-elected officials) for the administration of the County Jail would be disastrous, and could be the first step toward regional control.

Supervisor Johnson then moved to reverse the Board's earlier action opposing Senate Bill 599 (Presley), and to instead support Senator Presley's bill. Supervisor Stewart seconded the motion, but it was not carried by reason of the following vote: Aye: Supervisor Johnson; Nos: Supervisors Lane, Walker, and Stewart.

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There being no further business, the Board adjourned to Tuesday, June 10, 1975, at 10:00 a.m.

ATTEST: Carl A. Kelly,
County Clerk and
ex-officio Clerk
of the Board

APPROVED: W.F. Walker
Chairman

By: Ann R. May
Deputy