

BOARD OF SUPERVISORS,
CALIFORNIA,

MINUTES OF A REGULAR MEETING OF THE
COUNTY OF CALAVERAS, STATE OF
HELD ON MONDAY, DECEMBER 20, 1993

PRESENT: Thomas M. Tryon; Chairman; Tom Taylor, Vice-Chairman; Michael Dell'Orto, Merita Callaway and Richard Gordon, Supervisors; Jeffrey Tuttle, County Counsel; Brent Harrington, County Administrative Officer; and Mary Jane Giuffra, Supervising Board Clerk

ABSENT: Supervisor Dell'Orto until 10:10 A.M.

Meeting recorded on Cassette 93-52, Sides I & II

10:00 A.M.: Chairman Tryon called the meeting to order announcing that no action was taken last week during CLOSED SESSIONS on pending litigation, labor negotiations and personnel matters. He then led everyone in the Pledge of Allegiance to the Flag.

C O N S E N T A G E N D A

Supervisor Callaway pulled items #5 & #6 for discussion. Motion was then made approving the balance of the Consent Agenda, as presented.
Moved: Callaway Second: Gordon Approval: Unanimous Absent: Dell'Orto

1. Minutes of December 6, 1993, as written
2. CORRESPONDENCE: December 3-9, 1993 (see PAGES 5, 6 & 7)
3. RESOLUTION A RESOLUTION APPOINTING TRUSTEES TO VARIOUS CEMETERY
NO. 93-448 DISTRICT BOARDS FOR FOUR YEAR TERMS TO DEC. 31, 1997
- RESOLUTION A RESOLUTION APPOINTING TED SHANNON AND HOWARD BROWN
NO. 93-449 AS DIRECTORS OF THE MOKELUMNE HILL FIRE PROTECTION
DISTRICT FOR A TERM OF FOUR YEARS ENDING DEC. 5, 1997
- RESOLUTION A RESOLUTION APPOINTING TERRY M. UHLMANN AS DIRECTOR OF
NO. 93-450 THE MOKELUMNE HILL SANITARY DISTRICT FOR A TERM OF FOUR
YEARS ENDING DECEMBER 5, 1997
- RESOLUTION A RESOLUTION APPOINTING TOM GARAMENDI AND KEN McINTURF
NO. 93-451 AS DIRECTORS OF THE SAN ANDREAS RECREATION AND PARK
DISTRICT FOR A TERM OF FOUR YEARS ENDING DEC. 5, 1997
- RESOLUTION A RESOLUTION APPOINTING DENNIS S. DAVIS, JACKIE GAUNTONE
NO. 93-452 AND RICHARD GUANTONE AS DIRECTORS OF THE WALLACE
COMMUNITY SERVICES DISTRICT FOR A TERM OF FOUR YEARS
ENDING DECEMBER 5, 1997
- RESOLUTION A RESOLUTION APPOINTING HAZEL YOCOM AND THOMAS J.
NO. 93-453 RINGLEIN AS DIRECTORS OF THE MOKELUMNE HILL VETERANS
MEMORIAL DISTRICT FOR A TERM OF FOUR YEARS ENDING
DECEMBER 5, 1997
- RESOLUTION A RESOLUTION APPOINTING PATRICIA A. YOCOM AND DAVID
NO. 93-454 ALEXANDER AS DIRECTORS OF THE MOKELUMNE HILL VETERANS
MEMORIAL DISTRICT FOR A TERM OF TWO YEARS ENDING
DECEMBER 1, 1995

4. RESOLUTION NO. 93-455 A RESOLUTION SUMMARILY VACATING A PUBLIC UTILITY AND DRAINAGE EASEMENT, LOTS 1381 AND 1382, UNITS 4 AND 5, RANCHO CALAVERAS SUBDIVISION

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7. RESOLUTION NO. 93-456 A RESOLUTION APPROVING THE ADVERTISEMENT AND ISSUANCE OF A REQUEST FOR PROPOSAL TO IMPLEMENT CDBG PLANNING AND TECHNICAL ASSISTANCE GRANT #93-STBG-737 AND AUTHORIZING THE COUNTY ADMINISTRATIVE OFFICER TO NEGOTIATE TERMS OF A CONTRACT WITH A CONSULTANT TO BE APPROVED BY THE BOARD OF SUPERVISORS
8. RESOLUTION NO. 93-457 RESOLUTION AUTHORIZING EXECUTION OF A NOTICE OF COMPLETION AND ACCEPTANCE OF GLENCOE SHOP METAL BUILDING AT GLENCOE YARD

5. AGREEMENTS/PUBLIC WORKS/SOLID WASTE (93-52, I, 52)

With regard to the continuance of a recycling agreement with SEI, Supervisor Callaway questioned the establishment of prior goals. Jim Hemminger, Deputy Director of Public Works, explained that they were established by SEI with the idea that the County would be implementing their program much sooner than they did. All parties, including the Solid Waste Task Force, are in agreement with the new goals.

10:10 A.M.: Supervisor Dell'Orto arrived

A representative for SEI responded re: tonnage figures, etc. Callaway stated concerns re: recycling and redemption programs. Discussion followed.

Motion was made approving the following resolution, as presented.

Moved: Callaway Second: Gordon Approval: Unanimous

RESOLUTION NO. 93-458 A RESOLUTION AUTHORIZING CONTINUANCE OF RECYCLING AGREEMENT WITH SEI SOLID WASTE, INC., AND ESTABLISHING NUMERICAL RECYCLING GOALS FOR 1994

6. AGREEMENTS/SHERIFF (93-52, I, 195)

Supervisor Callaway led a discussion on the agreement with Digital Products for services in conjunction with the monitoring/home detention program and questioned the "payer take" system. Lt. Grasmuck stated that we would pay for monitoring only when the equipment is in use. CAO Harrington interjected that there is a fixed cost for this of \$3,000.

Motion was made authorizing the Sheriff to sign this and subsequent contracts with Digital Products Corporation for the provision of equipment, services and equipment insurance in conjunction with the recently approved electronic monitoring/home detention program.

Moved: Callaway Second: Taylor Approval: Unanimous

RESOLUTION NO. 93-459 A RESOLUTION APPROVING ELECTRONIC MONITORING/HOME DETENTION CONTRACT WITH DIGITAL PRODUCTS CORPORATION

R E G U L A R A G E N D A

9. PUBLIC COMMENTS

There were no persons wishing to comment at this time.

10. PERSONNEL/DIST. ATTORNEY/PLANNING/WELFARE (93-52, I, 223)

Motion was made approving the following personnel actions, as recommended by Administration.

Moved: Dell'Orto

Second: Taylor

Approval: Unanimous

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- (a) Refilling of Position 29-12, Clerical Assistant II, Family Support Division, District Attorney's Office, effective 12/20/93.
- (b) Refilling of Position 43-07, Planner III, Planning Department, effective 12/20/93.
- (c) Refilling of Position 83-23, Eligibility Worker II, Welfare Department, effective 12/20/93.
- (d) Refilling of Position 83-06, Eligibility Worker II, Welfare Department, effective 12/20/93.

11. PERSONNEL/DEPT. HEADS/ELECTED OFFICIALS/SUPERVISORS (93-52, I, 237)

Discussion ensued re: resolutions and ordinances setting salaries and benefits for elected officials, appointed department heads and mid-management, supervisory and confidential employees. In response to questions by Supervisor Callaway, County Counsel Tuttle clarified that State statute requires that the ordinance for elected officials goes into effect in 30 days but it takes 60 days for the Board of Supervisors. Pat Shires, Sierra Sentinel, questioned increases in life insurance benefits and CAO Harrington indicated that cost to the County will amount to less than \$75 per month. He also clarified that no one gets health insurance after retirement.

Motion was made approving introduction, and waiving reading of, ordinances fixing the compensation of certain elected officials and members of the Board of Supervisors, and adopting the following resolutions, as presented.

Moved: Taylor

Second: Dell'Orto

Approval: Unanimous

RESOLUTION NO. 93-460 A RESOLUTION AMENDING BOARD RESOLUTION 90-508 REGARDING APPOINTED DEPARTMENT HEAD SALARIES AND ESTABLISHING COMPENSATION FOR THE PERIOD 2/5/94 TO 9/30/94

RESOLUTION NO. 93-461 A RESOLUTION AUTHORIZING CHANGES TO THE SALARY AND BENEFITS AWARDED TO MID-MANAGEMENT, SUPERVISORY AND CONFIDENTIAL EMPLOYEES FOR THE PERIOD 2/5/94 TO 9/30/94

12. BUILDING/SCHOOLS/LEGISLATION (93-52, I, 326)

Following a brief discussion, motion was made to adopt the following resolution authorizing the refund of school impact fees due to the failure of Prop 170.

Moved: Gordon

Second: Taylor

Approval: Unanimous

RESOLUTION NO. 93-462 A RESOLUTION AUTHORIZING REFUND OF SCHOOL IMPACT FEES

13. PUBLIC WORKS/SOLID WASTE (93-52, I, 360)

Jim Hemminger, Deputy Director of Public Works, presented a proposed resolution re: disposal of wastewater treatment sludge at Rock Creek. Gordon stated that he would be in favor of taking sludge from the San Andreas Sanitary District but no other agencies.

Motion was made approving the following resolution, as amended, to be specific to the San Andreas Sanitary District, only, and approving the fees, with the understanding that requests from additional agencies will be handled on a case by case basis.

Moved: Dell'Orto

Second: Gordon

Approval: Unanimous

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RESOLUTION NO. 93-463 A RESOLUTION AUTHORIZING THE DISPOSAL OF WASTEWATER TREATMENT SLUDGE AT THE ROCK CREEK LANDFILL PENDING FURTHER EVALUATION OF BENEFICIAL REUSE ALTERNATIVES

14. PUBLIC WORKS/SOLID WASTE/AGREEMENTS (93-52, I, 398, cont'd to Side II)
Jim Hemminger, Deputy Director of Public Works, presented the contract with EMCON Associates for environmental monitoring services at the Red Hill and Rock Creek Solid Waste Facilities. Jerry Howard, Ag Commissioner/Environmental Health Director, responded re: LEA (Local Enforcement Authority) functions suggesting that the contract be awarded for one year then be reviewed by the appropriate county department. Howard indicated that he has a conflict. Gordon supported the suggestion of a 3rd party to monitor the program. Callaway complimented staff for their analysis.

Motion was made approving the contract with EMCON for provision of monitoring services at Red Hill and Rock Creek Solid Waste Facilities, in the amount of \$139,987 through the period October 1994 (Phase 1), with an option for extension of the contract, with Board approval, through calendar year 1995 (Phase 2) for an additional amount of \$143,121, as recommended by staff.

Moved: Gordon

Second: Callaway

Approval: Unanimous

RESOLUTION NO. 93-464 A RESOLUTION AWARDEING A CONTRACT TO EMCON ASSOCIATES FOR PROFESSIONAL SERVICES ASSOCIATED WITH ENVIRONMENTAL MONITORING AND REPORTING AT THE ROCK CREEK AND RED HILL SOLID WASTE FACILITIES

15. AGREEMENTS/PUBLIC WORKS/COUNTY ROADS (93-52, II, 124)

Motion was made to award the contract for installation of delineators and object markers on county roads to the low bidder, Coral Corporation of Oregon, in the amount of \$311,093.00, as recommended by staff.

Moved: Gordon

Second: Dell'Orto

Approval: Unanimous

RESOLUTION NO. 93-465 A RESOLUTION AUTHORIZING AWARD OF CONTRACT FOR INSTALLATION OF DELINEATORS AND OBJECT MARKERS ON VARIOUS COUNTY ROADS, PROJECT NO. 5009

16. APPOINTMENTS/LIBRARY (93-52, II, 145)

Motion was made appointing Faye Morrison to the 49-99 Cooperative Library System Advisory Board for a two year term ending December 31, 1995, as recommended by Darla Gunning, County Librarian.

Moved: Callaway

Second: Gordon

Approval: Unanimous

RESOLUTION NO. 93-466 A RESOLUTION APPOINTING FAYE MORRISON TO THE 49-99 COOPERATIVE LIBRARY SYSTEM ADVISORY BOARD

Supervisor Callaway then informed the Board of the death of Sydney Lichtman and requested that something be done to recognize her for her contributions to the library program in the Arnold area. The Board requested that the Librarian compose an appropriate letter to her family.

17. CORRESPONDENCE/SUPERVISORS/PUBLIC WORKS/CALTRANS/HWY 49/SNOW REMOVAL/
KENTUCKY HOUSE/ADMIN./COUNTY COUNSEL/GOV'T CENTER/TAX COLLECTOR (93-52, II,
184)

Ted Pedersen, Director of Public Works, led a discussion re: crosswalks in San Andreas stating that the 3rd, and final crosswalk, has been installed at Main Street in San Andreas. Pedersen will contact CalTrans and urge them to reconsider their position and consider two more, one at Treat Avenue and

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one at the Jackpot Service Station and Gold Oak Road. Pedersen is to draft an appropriate letter to CalTrans addressing the Board's specific concerns.

Public Works Director Pedersen then spoke of possible snow removal on a portion of Board's Crossing Road which is USFS. He stated that it has not been plowed in past years but Ebbetts Pass Fire is requesting that the County enter into an agreement for the same. Public Works feels that this would be beneficial to the County and is evaluating the request. Pedersen will be back before the Board on this matter sometime in January.

Dell'Orto reported on a CCWD meeting he attended where they adopted a resolution supporting the Board's position on the Kentucky House Railroad Project.

Supervisor Gordon wished everyone a "MERRY CHRISTMAS".

County Counsel Tuttle requested a CLOSED SESSION on pending litigation pursuant to Government Code 54956.9(c).

CAO Harrington reported on the Christmas Tree Trimming celebration hosted by Joann Inks, Treasurer/Tax Collector and informed the Board that Christmas trees for Government Center were donated by CDF. He then requested a CLOSED SESSION on labor negotiations.

Supervisor Dell'Orto recognized Mr. Snyder, Calaveras Taxi, and indicated that he will be discussing insurance costs for the taxi with County Counsel.

18. CLOSED SESSIONS/ADJOURNMENT

There being no further business, motion was made to adjourn this meeting to CLOSED SESSIONS on pending litigation and labor negotiations, as requested previously, followed by a study session re: allocation of Prop 172 Sales Tax Funds, with the Board to reconvene in a Regular Board of Supervisors Meeting at 10:00 a.m. on Monday, January 3, 1994.

Moved: Gordon

Second: Taylor

Approval: Unanimous

CHAIRMAN

ATTEST:

CLERK

THE BOARD OF SUPERVISORS WILL REVIEW THE FOLLOWING CORRESPONDENCE AND MAY TAKE ACTION REGARDING SAME DURING THE MEETING OF DECEMBER 20, 1993

DECEMBER 3, 1993

1. From: California State Department of Water Resources re: Calif. Water Plan Update, Volumes 1 & 2, Nov. 1993 Draft; Action: Route to

Board

2. From: State of California, Department of Housing and Community Development re: request for comments on California's Draft Comprehensive Housing Affordability Strategy (CHAS) for 1994-1998; Action: cc: Board, Admin.

3. From: Calaveras County Fire Districts Assn. re: joint meeting of CCFDA and County Fire Chief's Assn. scheduled for December 9th, 1993, 7:00 P.M., Mental Health Gain Room; Action: cc: Board, Admin.

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4. From: Calaveras Community Television, Inc. re: Peg Access - CCT Newsletter, #125, Dec./1993; Action: individual copies to Board

5. From: Central Sierra Planning Council and Economic Development District re: Agenda for December 8th, 1993, Governing Board Meeting; Action: referred to Supervisor Callaway

6. From: Mariposa County Housing and Community Development Agency re: Agenda for Dec. 8th, 1993, Community Action Agency meeting; Action: individual copies to Supervisors Dell'Orto, Taylor

7. Copy of letter sent to CAO Harrington from Steve Gleason, Valley Springs Fire Department re: Utilization of Prop 172 Funds; Action: cc: Board

8. From: Pacific Gas and Electric Company re: 49'ers 1993/94 Calendar; Action: individual copies to Board

9. From: Central Sierra Planning Council and Economic Development District re: additional item for Dec. 8th Governing Board meeting - award of an Audit for CSPC and CSEDD; Action: referred to Supervisor Callaway

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10. From: Calaveras Public Utility District re: CPUD to implement EPA's Federal Lead and Copper Rule; Action: individual copies to Board

11. From: Supervisor Don Perata, Alameda County re: Proposed Zero-Tolerance Gun Violence Policy Statement; Action: individual copies to Board, cc: Admin., Sheriff

12. Copy of a letter sent to Human Resources Council from Senior Services Incorporated re: financial and billing concerns re: West Point site meals program; Action: cc: Board, Admin.

13. From: Charles Durkee re: copy of October 28, 1993 Calaveras County Fire Districts Association meeting minutes; Action: cc: Board, Admin.

14. From: University of the Pacific re: University Bulletin - this week at UOP], Vol. 36, No. 14, Dec. 3-9, 1993; Action: individual copies to Board

15. From: Willie Lewis Brown, Jr., Speaker of the Assembly re: Assembly and Joint Committee Interim Hearings for the period Dec. 2nd thru Dec. 10th, 1993; Action: cc: Board, Admin., County Counsel

16. From: Stockton East Water District re: SEWD Board of Directors Dec. 7th, 1993 meeting; Action: cc: Board

17. From: National Association of Counties re: application for 1994 NACo Achievement Award Program; Action: cc: Board, Admin.

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18. From: State of California, Health & Welfare Agency re: Wilson Administration Officials kick off "Work Pays" Campaign to encourage work among Welfare Recipients; Action: individual copies to Board, cc: Welfare

19. From: California Taxpayers' Association re: "Cal-Tax News", Vol. 34, No. 22, dated Dec. 1, 1993; Action: individual copies to Board, cc: Admin., Auditor/Controller

DECEMBER 8, 1993

20. From: Department of the Interior, Bureau of Reclamation re:

Bureau and Contra Costa Water District negotiating water service contract; Action: cc: Board

21. From: Calaveras County Fire Districts Association re: joint meeting of County Fire Chief's Association and County Fire District Association scheduled for Dec. 9th, 1993; Action: cc: Board, Admin.

22. From: California Department of Justice, Law Enforcement Information Center re: "California Criminal Justice - Profile 1992, a supplement to "Crime and Delinquency in California; Action: Route to Board

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23. From: State of California, Department of Health Services re: CHDP Program Fiscal Year 1993/94 Plan and Budget; Action: cc: Board, Admin., Health Dept., Welfare

DECEMBER 9, 1993

24. From: California State Association of Counties re: "California County", Nov./Dec. 1993; Action: individual copies to Board

25. From: California State Association of Counties re: CSAC Leadership Letter, No. 148, December 8, 1993; Action: individual copies to Board

26. From: Area 12 Agency on Aging re: followup to 12/2/93 Area Agency's assessment of Mother Lode Ombudsman and VAPE - report will be forthcoming - requesting assurances as written be implemented; Action: cc: Dell'Orto, Gordon, County Counsel

27. From: Department of Toxic Substances Control re: "Toxics Update", December 1993; Action: cc: Board, Admin., Env. Health, Ag. Dept., Solid Waste

28. From: State of California, Department of Transportation re: guidelines for Official Designation of Highways; copy of the California and County Scenic Highway map; Action: referred to Supervisor Callaway upon request

29. From: Georgia-Pacific Corporation re: the Yellow Bee Timber Sale; Action: cc: Board, Admin., County Counsel, Planning

30. From: Karen Varni, County Clerk/Recorder re: response to concerns addressed during public comments at the December 6, 1993 Board of Supervisors meeting by Mr. Paul Phillips regarding the Recorder's office; Action: cc: Board