

Motion was made authorizing Chair to sign a proposed Joint Powers Agreement forming the Mokelumne River Authority.

Moved: Dell'Orto

Second: Tryon

Approval: Unanimous

15. DEPT. OF AGRICULTURE/FORESTRY (95-54, I, 270)

Jearl Howard, Ag. Commissioner, referenced various letters received from the State Board of Forestry regarding the development of local strategies to conserve and provide for the management of oak woodlands. He stated that the risk of not adopting a local Hardwood Management Plan is that local residents may be subjected to regulation under the Forest Practices Act by the California Department of Forestry when they wish to harvest oaks. The Act contains many requirements including timber harvest permits and significant fees. In an attempt to avoid such regulations, representatives from the Farm Bureau and the Cattlemen's Association have been working with the Agricultural Commissioner and the County Farm Advisor to develop a local Oak Woodland Management Plan which will be presented to the Board for consideration in the near future. Chair asked that the proposed letter to the Forestry, stating the intentions of the County, be amended to clearly indicate those working towards the development of said plan.

Motion was made authorizing Board Chair to sign a letter, as amended, on behalf of the County of Calaveras to the State Board of Forestry regarding the progress of the development of a local Oak Woodland Management Plan.

Moved: Tryon

Second: Dell'Orto

Approval: Unanimous

(continued to PAGE 4)

FINAL MINUTES

December 18, 1995

16. ADMIN./COUNTY CODE/TOT (95-54, I, 325)

Spencer Batchelder, County Counsel, gave a brief update of past events regarding an Ordinance that would increase the Transient Occupancy Tax from 6% to 8% with 31% of said TOT receipts being allocated to tourism promotion.

He advised that the Ordinance was not introduced last week, as agendized, but the Board could go ahead with the introduction today. George Jones, representing the Calaveras Lodging & Visitors Association (CLVA) asked the Board not to rush the matter and to allow time to make sure that the language in the Ordinance is clearly stated. Supervisors Tryon and Taylor both indicated that they saw no reason in delaying action on the matter and would like to proceed today.

Motion was then made to remove from the agenda the introduction of an Ordinance amending County Code Section 3.12.030 increasing the County Transient Tax from 6% to 8%, contingent upon voter approval at the County Wide Election of March 26, 1996.

Moved: Dell'Orto

Second: Bailey

Approval: Majority

"NOES" Tryon

Taylor

17. ADMIN./COUNTY CODE/TOT/CAMPGROUNDS (95-54, I, 401)

Motion was made adopting the following Ordinance, as introduced on December 11, 1995, rescinding application of the Transient Occupancy Tax (TOT) on users of private campgrounds.

Moved: Tryon

Second: Taylor

Approval: Unanimous

ORDINANCE
NO. 2452

AN ORDINANCE AMENDING COUNTY CODE
SECTION 3.12.020

18. PLANNING/ZONING AMENDMENTS/COUNTY CODE (95-54, I, 409)

Chair Callaway announced the noticed public hearings on the following zoning amendments. Mary Pitto, Planning, submitted staff's report and comments. The hearings were then opened for public testimony but no one came forward to speak; therefore, the hearings were closed and the matters returned to the Board for action.

Motion was made to adopt Zoning Amendments 95-20 for David Devich; 95-22 for Lula Perry; 95-21 for Charles and Ruby Perry; 95-24 for William Anberg; 95-18 for Vernon Sibert; and 95-17 for Foothill Community Church and to approve negative declarations on the projects, based on the findings and recommendations of staff and the Planning Commission.

Moved: Tryon

Second: Taylor

Approval: Unanimous

(continued to PAGE 5)

FINAL MINUTES

December 18, 1995

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| ORDINANCE
NO. 2453 | AN ORDINANCE AMENDING TITLE 17 OF THE CALAVERAS COUNTY CODE CHANGING THE ZONING OF REAL PROPERTY FROM U (UNCLASSIFIED) TO RA (RESIDENTIAL AGRICULTURE) FOR A 40 ACRE PARCEL PER ZONING AMENDMENT 95-20 FOR DAVID DEVICH; (APN 20-029-81) |
| ORDINANCE
NO. 2454 | AN ORDINANCE AMENDING TITLE 17 OF THE CALAVERAS COUNTY CODE CHANGING THE ZONING OF REAL PROPERTY FROM U (UNCLASSIFIED) TO RR-5 (RURAL RESIDENTIAL - 5 ACRE DENSITY) FOR A 25 ACRE PARCEL PER ZONING AMENDMENT 95-22 FOR LULA PERRY; APN 48-035-21 |
| ORDINANCE
NO. 2455 | AN ORDINANCE AMENDING TITLE 17 OF THE CALAVERAS COUNTY CODE CHANGING THE ZONING OF REAL PROPERTY FROM U (UNCLASSIFIED) TO RR-5 (RURAL RESIDENTIAL - 5 ACRE DENSITY) FOR A 25 ACRE PARCEL PER ZONING AMENDMENT 95-21 FOR CHARLES AND RUBY PERRY; APN 48-035-23 |
| ORDINANCE
NO. 2456 | AN ORDINANCE AMENDING TITLE 17 OF THE CALAVERAS COUNTY CODE CHANGING THE ZONING OF REAL PROPERTY FROM U (UNCLASSIFIED) TO RA (RESIDENTIAL AGRICULTURE) FOR A 10.28 ACRE PARCEL PER ZONING AMENDMENT 95-24 FOR WILLIAM ANBERG; APN 48-025-51 |
| ORDINANCE
NO. 2457 | AN ORDINANCE AMENDING TITLE 17 OF THE CALAVERAS COUNTY CODE CHANGING THE ZONING OF REAL PROPERTY FROM U (UNCLASSIFIED) TO A1 (GENERAL AGRICULTURE) FOR A 20.37 ACRE PARCEL PER ZONING AMENDMENT 95-18 FOR VERNON SIBERT; APN 30-002-06 |
| ORDINANCE
NO. 2458 | AN ORDINANCE AMENDING TITLE 17 OF THE CALAVERAS COUNTY CODE CHANGING THE ZONING OF REAL PROPERTY FROM U (UNCLASSIFIED) TO A1 (GENERAL AGRICULTURE) FOR A 22.95 ACRE PARCEL PER ZONING AMENDMENT 95-17 FOR THE FOOTHILL COMMUNITY CHURCH; APN 64-003-80 |

19. SUPERVISORS/CITY OF ANGELS (95-54, I, 445)

Supervisor Tryon lead a conversation regarding the County's position on the proposed City of Angels Redevelopment Project. He asked that a letter addressed to Tad Folendorf, Mayor, City of Angels, addressing the issue be

(continued to PAGE 6)

FINAL MINUTES

December 18, 1995

amended on page 2, paragraph 2 to state that the loss of revenue to the County will adversely affect the County's ability to maintain infrastructure and public services for all County residents. He further asked that the last sentence of paragraph 4, page 2, be amended to read as follows: For the City to now pursue redevelopment without negotiating the property tax pass through as previously agreed to by the City, is less than a good faith effort by the city to live up to its contracted agreement with the County. Sherry Curtis, Mountain Ranch, speaking on behalf of Paul Gann's Commission on Fraud, Waste and Abuse in Government, spoke in opposition to the Redevelopment Project and asked the Board to continue fighting for the rights of the County.

Motion was made authorizing Chair to sign a letter, as amended, to be sent to Mayor Folendorf, City of Angels, stating that the Board stands strongly in opposition to the proposed City of Angels Redevelopment Project.

Moved: Tryon

Second: Bailey

Approval: Unanimous

20. CORRESPONDENCE/BOARD/STAFF (95-54, I, 490, cont's to side II)

a) Supervisor Bailey will be attending a West County Chamber and a Republican Womens Luncheon this week and then advised that she and Supervisors Tryon and Dell'Orto will be attending an LTC meeting this evening; b) Supervisor Taylor spoke of recent power failures; referenced his attendance at an Eagle Scout Awards Dinner last Friday evening; announced that Calaveras County's Gold Dust Equestrian Team is Number 17 in the Rose Bowl Parade Equestrian entries and will be participating in various events before and after the Parade representing and promoting Calaveras County; c) Supervisor Dell'Orto referenced his attendance last week, along with Supervisor Taylor, at a Calaveras/Mariposa Community Action Agency meeting in Coulterville; d) Chair Callaway announced that she will be attending an Ebbetts Pass Fire meeting tomorrow; the Airport Open House on Friday; and then referred to the Highland Lakes Term Permit and Allotment Plan advising that one grazing unit will be reduced each year, on a rotation basis, along with a reduction in the number of animal units.

21 thru 23. ADJOURNMENT/CLOSED SESSION/BOE/STUDY SESSION

There being no further business, the meeting was adjourned to a Closed Session with the County Administrative Officer to consider potential

(continued to PAGE 7)

FINAL MINUTES

December 18, 1995

discipline of a public employee - no action was taken, followed by the noon recess, with the Board returning at 1:30 p.m. to conduct scheduled Board of Equalization quarterly hearings, then to a 2:30 Study Session re: On-Site Sewage Procedures and Fees with the Board to finally reconvene in a Regular Board of Supervisors meeting at 7:00 p.m. on January 2, 1996.

CHAIR

ATTEST:

CLERK

C O R R E S P O N D E N C E

THE FOLLOWING CORRESPONDENCE HAS BEEN REVIEWED BY THE BOARD OF SUPERVISORS AND APPROVED AS PROCESSED WITH NO FURTHER ACTION:

DECEMBER 1, 1995

1. Copy of a letter sent to Kate Reynolds, Calaveras County Economic Development Company from U.S. Dept. of Agriculture, Stanislaus National Forest re: funding under 1996 Economic Recovery Rural Community Assistance Program, Region 5; Action: cc: Board, Admin.
2. From: Sierra/Nevada Logging Museum re: Fall/Winter 1995 News Bulletin, Vol. 1, No. 4; Action: cc: Board
3. From: State of Calif., Dept. of Economic Opportunity re: response to Nov. 6, 1995 letter re: restructure and regionalization of Low-Income Home Energy Assistance Program (LIPHEAP) Block Grant; Action: cc: Board, Admin.
4. From: Advanced Chemical Technologies re: packet of brochures re: MULTIGARD, a silane penetrating water repellent; Action: individual packets to Board

(continued to PAGE 8)

FINAL MINUTES

December 18, 1995

DECEMBER 4, 1995

5. From: National Association of Counties re: November 27th, 1995 edition of "COUNTY NEWS", Vol. 27, No. 22; Action: individual copies to Board
6. From: Calaveras/Amador Home Health Agency re: invitation to Open House, December 6th, 1995, Valley Springs, CA; Action: individual invitations to Board
7. From: Alpine, Mother Lode, San Joaquin Emergency Medical Services Agency re: informational packet for February 1996 Board of Directors meeting; Action: referred to Supervisor Bailey
8. From: Senator Tim Leslie re: Timothy A. Murphy to serve as Field Representative for Alpine, Amador, Calaveras, El Dorado and Mono Counties; Action: individual letters to Board; cc: Admin., County Counsel

9. From: Calaveras County Association of Realtors re: December 8th cantree stacking contest; Action: cc: Supervisors Bailey & Tryon
10. From: Regional Council of Rural Counties re: invitation to January 18th, 1996 RCRC dinner for selected officials from Executive Branch of government and selected staff members of the Legislature; Action: individual invitations to Board
11. From: Calaveras County Office of Education re: invitation to Holiday Reception and Open House - December 14th, 1995; Action: individual invitations to Board
12. From: California Corridors re: Newsletter re: From Tunnels to Trains: Transportation's the Issue; Action: cc: individual letters to Board
13. From: Central Sierra Planning Council & Central Sierra Economic Development District re: agenda for December 6th, 1995 Governing Board meeting; Action: referred to Chair
14. From: Alpine, Mother Lode, San Joaquin Emergency Medical Services Agency re: agenda for December 13th meeting - Board Chambers, San Andreas; Action: referred to Supervisor Bailey
15. From: Bill Lockyer, Chairman, Senate Rules Committee re: Senate & Joint Committee Interim Hearings for the period of December 4th through December 19th, 1995; Action: cc: Board, Admin., County Counsel; post
16. From: U.S. Dept. of Interior, Bureau of Land Management re: NEWS RELEASE - Bill Maze Chairman of BLM Advisory Council; Action: cc: Board
17. From: State Board of Equalization re: Property Tax Rule 473-Geothermal Properties; Action: cc: Board, Assessor, County Counsel
18. From: State of Calif., Dept. of Social Services re: passage of legislation (SB 750) allowing a County the option of increasing fees on birth certificates; Action: cc: Board, Health Dept., Welfare, County Clerk
19. From: California Forestry Association re: November 1995 edition of "CALIFORNIA FORESTS TODAY"; Action: cc: Board
20. From: State of Calif., Dept. of Toxic Substances Control re: 45-Day Public Notice and Comment Period re: Delay of Closure Regulation; Action: cc: Board, Environmental Health, Solid Waste

(continued to PAGE 9)
FINAL MINUTES
December 18, 1995

DECEMBER 5, 1995

21. From: Central Sierra Planning Council & Central Sierra Economic Development District re: Record of Decision and Environmental Assessment for a Proposed Land Exchange Involving Federal and Private Lands in Amador, Calaveras and Tuolumne Counties; Action: cc: Board, Admin., Planning, County Counsel
22. From: State of Calif., Office of State Printing re: January 16-19, 1996 Open House in honor of International Printing Week; Action: individual announcements to Board
23. From: California Taxpayers' Association re: December 1st, 1995, "CAL-TAX NEWS, Vol. 36, No.. 22; Action: individual copies to Board; cc: Admin., Auditor/Controller
24. From: State of Calif., Dept. of Business, Transportation and Housing Agency re: 1996 Request for Proposals (RFP) for Federal Emergency Shelter Grant Program (FESG); Action: cc: Board, Admin.

DECEMBER 6, 1995

25. From: Calaveras Community Television re: copy of "CCT Newsletter"; Action: individual copies to Board; cc: Admin., County Counsel
26. From: U.S. Dept. of Agriculture, Calaveras Ranger District re: request for input re: proposal for removal of salvage (dead and dying) timber from areas on slopes that are generally less than 35 percent; Action: cc: Board, Planning, Public Works
27. From: Kathleen Connell, State Controller re: Apportionment of United States Forest Reserve Receipts; Action: cc: Board, Admin., Auditor
28. From: California Environmental Protection Agency re: November 1995

Cal/EPA Report; Action: individual copies to Board

29. From: California Transit Association re: December 1995 issue of "Transit California"; Action: individual copies to Board

30. From: Mariposa County Housing & Community Development Agency re: agenda packet for December 13th meeting; Action: individual copies for Supervisors Dell'Orto & Taylor; Admin.

31. From: California State Association of Counties re: Federal Alert - - Immediate Action Requested -- Oppose H.R. 1058/S.240; Action: cc: Board

DECEMBER 7, 1995

32. From: California State Association of Counties re: December 6, 1995 "Counties' Leadership Letter"; Action: individual copies to Board

33. From: Federal Energy Regulatory Commission re: P.G.&E. and CCWD seek Commission approval to transfer licenses for Utica Project No. 2019 and Angels Project 2699 to Calaveras; Action: cc: Supervisors Tryon, Callaway; Planning

34. From: Tierra del Oro Girl Scout Council re: Winter 1995 publication of "Insights"; Action: route to Board

35. From: Orrick, Herrington & Sutcliffe re: November 1995 Municipal Finance Report; Action: Route to Board

36. From: Jason Thurlo re: letter thanking Supervisor Bailey for addressing CHS class and request for information re: installation of telephone call-back feature; Action: referred to Supervisor Bailey

37. From: Dialogic Communications Corporation re: Fall 1995 "Communicator Update"; Action: cc: Board