



7. RESOLUTION NO. 97-263 A RESOLUTION AUTHORIZING THE CHAIRMAN TO SIGN THE CERTIFICATE OF COUNTY COMPLIANCE FOR THE 1997/1998 COUNTY VETERAN'S SERVICES SUBVENTION PROGRAM FOR FUNDING OF THE COUNTY VETERAN'S SERVICE OFFICE
8. RESOLUTION NO. 97-264 A RESOLUTION APPROVING TAX COLLECTOR'S REQUEST TO SELL TAX-DEFAULTED PROPERTY SUBJECT TO THE POWER OF SALE

9. ADMIN./AIRPORT/CONTRACT (97-34, I, 41)  
 Brent Harrington, County Administrative Officer, corrected the projected local match figure of a construction/resealing contract for the County Airport from \$24,324.00 to \$30,058.10.

Motion was made accepting a bid and authorizing award of a contract, as amended, to George Reed, Inc., in the amount of \$211,487.00 for work at the Calaveras County Airport.

Moved: Tryon Second: Callaway Approval: Unanimous

**REGULAR AGENDA**

10. PUBLIC COMMENTS (97-34, I, 75)  
 a) Fred Gerard, San Andreas, CA, in accordance with Chair Bailey's recommendations at the July 28th Board of Supervisors meeting, submitted in writing to Board Members, County Administrative Officer Brent Harrington and County Counsel Spencer Batchelder, previously asked questions re: the Grand Jury report and accusations filed against Sheriff Downum. Supervisor Stein asked Gerard what motivated him in submitting the questions then questioned what he was trying to accomplish. Supervisor Tryon referred to the questions as being out of line. b) Perry Birchard, San Andreas, CA referenced the Grand Jury/Sheriff accusations; spoke of the basic concept of Government and the way it is being applied in Calaveras County; stated that due to statements she made re: Downum's campaign contributions, she has been threatened and should said threats continue there could be long standing repercussions including a possible law suit against the County; c) Rodger Adams, Mokelumne Hill, CA referenced

(continued to PAGE 3)  
 FINAL MINUTES  
 August 11, 1997

Proposition 215; being arrested for the use of marijuana for medicinal purposes; asked how can a person be arrested for something the Federal Government says is legal; then referred to the matter as a conflict among the Sheriff, Courts and State. d) Terri Beaudreau, Social Welfare Director, gave an update on Welfare projects - the Statewide ISAWS System; the Child Welfare Case Management System; then addressed the subject of Welfare Reform. e) Alice Raine, Valley Springs, CA spoke of expanding the Auditor/Controller's Office.

11. ADMIN./CCWD/AGREEMENT (97-34, I, 557 cont'd to Side II)  
 County Administrative Officer Brent Harrington briefed the Board on meetings and discussions regarding a septage disposal facility within Calaveras County informing that it is the consensus of the Septage Committee, consisting of Supervisors Stein and Bailey and CCWD Directors, that the best overall option may be a septage disposal facility at the LaContenta Sewer Plant. CCWD offered that the cost could be in the neighborhood of \$600,000 and it



13. PUBLIC HEARING/PLANNING/ZONING (97-34, II, 529)

Chair Bailey announced a noticed public hearing regarding Zoning Amendment 97-41. The subject property is located at 80 Robbinville Drive, off Winton Road, about two miles northeasterly of West Point. There were no staff comments. The hearing was opened for public comments but there were no persons wishing to speak; therefore, the hearing was closed and the matter returned to the board for action.

Motion was made to adopt the following Zoning Amendment, with a Negative Declaration, based on the findings and recommendations of staff and the Planning Commission.

Moved: Stein

Second: Tryon

Approval: Unanimous

(continued to PAGE 5)

FINAL MINUTES

August 11, 1997

ORDINANCE  
NO. 2516

AN ORDINANCE AMENDING TITLE 17 OF THE CALAVERAS COUNTY CODE CHANGING THE ZONING DISTRICT OF REAL PROPERTY FROM U (UNCLASSIFIED) TO RR-X (RURAL RESIDENTIAL - EXISTING PARCEL SIZE) PER ZONING AMENDMENT 97-36 FOR ERNEST M. COOK (APN 04-023-58)

14. ENVIRONMENTAL HEALTH/LEGISLATION (97-34, II, 547)

Jearl Howard, Environmental Health Administrator, gave a brief background analysis of the "Unified Program" voicing concerns over implementation of the program in rural counties, such as Calaveras. A brief discussion followed.

Motion was made authorizing Board Chair to sign a letter on behalf of Calaveras County requesting Senator Leslie to consider amending current legislation that would allow rural counties with a population under 80,000 to apply for exemption from implementing the Unified Program - Certified Unified Program Agency (CUPA).

Moved: Tryon

Second: Callaway

Approval: Unanimous

SADDLE CREEK COMMUNITY SERVICE DISTRICT

Board adjourned to a Saddle Creek Community Service District (CSD) Board of Directors meeting then reconvened as a Board of Supervisors to complete the day's agenda.

15. SHERIFF/GRANT/DRUG ABUSE (97-34A, I, 350)

Randy Grasmuck, Sheriff's Dept., responded to Board questions regarding the submittal of a grant application to provide the County with drug enforcement resources to continue funding the Calaveras Narcotics Enforcement Unit (C.N.E.U.) program. Supervisor Stein questioned budget and funding aspects of the program. Supervisor Callaway asked how grant goals are established then questioned the funding of positions with grant monies. Supervisor Tryon asked why the Board is not represented on the C.N.E.U. steering committee and why quarterly reports evaluating the operation and effectiveness of the program have not been submitted to the Board. Discussion followed.

Motion was then made approving the following Resolution authorizing participating departments to re-apply for a Federal Anti-Drug Abuse grant, through the Office of Criminal Justice Planning (OCJP), in the amount of \$169,213.00.

Moved: Stein

Second: Thein

Approval: Majority  
NOES: Tryon

(continued to PAGE 6)  
FINAL MINUTES  
August 11, 1997

RESOLUTION A RESOLUTION AUTHORIZING THE SHERIFF TO  
NO. 97-268 SUBMIT THE 1997/98 FEDERAL ANTI-DRUG  
ABUSE GRANT APPLICATION

16. APPOINTMENT/FISH & GAME (97-34A, I, 579)

Motion was made appointing James H. Fraguero, Vallecito, CA to serve as a District IV representative on the Calaveras County Fish & Game Commission to complete an unexpired term to 12/31/98.

Moved: Tryon Second: Callaway Approval: Unanimous

17. CORRESPONDENCE/SUPERVISORS/STAFF (97-34A, I, 579 cont'd to Side II)

a) Supervisor Stein referenced his attendance at a Mountain Counties Water Association meeting last Friday informing that he was elected to the position of Vice-Chair for next year - advised that only \$25,000 has been collected from the 14 participating agencies and should the money not be spent as it was originally proposed and collected to be spent, it should be returned to the contributing agencies (\$5,000 ea); referenced Governor Wilson writing a \$1.3 billion check to PERS; spoke of a discussion at a Central Sierra Planning Council meeting last week re: endangered species - suggested a public meeting be held with the State Fish & Wildlife Dept. to discuss the issue; will be in attendance at a CCWD meeting on Wednesday; and will be in his office on Thursday; b) Supervisor Callaway referenced her attendance at last week's Arnold Community Plan meeting; a joint Fire Safe Council meeting last Wednesday between Tuolumne and Calaveras Counties - discussed establishing a mission for said Council - Supervisors Bailey and Thein also attended the meeting; will be attending an Avery Community Plan meeting this week; LTC this evening; advised that she is now holding office hours at the Arnold Library, along with the Building Dept.; spoke of voting against a \$1700 contract to audit the Alcohol/Drug Dept. which is also audited by the State every 2 years - asked that a letter be sent to the State Agency of Alcohol/Drug stating the Dept. should not have to be audited every year; c)

Supervisor Thein will be attending a Mental Health Advisory Board meeting tomorrow; EMS on Wednesday; will be working at the State Fair on Sunday; d)

Chair Bailey suggested having the American Flag, in Board Chambers, cleaned; attended a meeting with representatives from the Copperopolis Homeowners Association to discuss the forming of a Planning Agency; will be at LTC this evening; then asked if (before the strike) UPS delivers to small counties, like Calaveras, on a daily basis; attended a Jenny Lind fire training session last Saturday - asked if a

(continued to PAGE 7)  
FINAL MINUTES  
August 11, 1997

claim would be filed against PG&E to restore an engine that burned during a

fire caused by PGE - CAO looked into the matter - informed that the engine burned partly due to the fault of the driver; e) Supervisor Callaway invited the Board to a Calaveras Alliance for Children and Sierra Health Link event at Turner Park; f) CAO Harrington will be in Sacramento on Thursday and Friday for a series of meetings.

16A. ADDENDUM/SUPERVISOR/PUC (97-34A, II, 245)

The Board unanimously authorized Chair Bailey to draft a letter to the Public Utilities Commission (PUC) requesting that the 209 Area Code remain in the north end of the district.

ADJOURNMENT/CLOSED SESSIONS/STUDY SESSION

There being no further business, the Board adjourned for the noon recess, returned at 1:45 p.m. for the following Closed Sessions and Study Sessions, then finally reconvened at 10:00 a.m. on Monday, August 18, 1997, in a regular Board of Supervisors meeting.

18. CLOSED SESSION with County Administrative Officer, pursuant to Government Code Section 54957.6 re: negotiations with the Calaveras County Employees Association - Board action: none

19. CLOSED SESSION with County Administrative Officer, pursuant to Government Code Section 54957.6 re: negotiations with Sheriff's Management Unit - Board action: none

20. A STUDY SESSION was held with BI-TECH to discuss various programs; Auditor/Controller - discussion item only, no action taken

21. A STUDY SESSION was held with CCTV to discuss their request for funding for an Administrator; Admin. - discussion item only, no action taken

22. ADDENDUM/CLOSED SESSION with County Administrative Officer, pursuant to Government Code Section 54954.5(e) re: public employee discipline/dismissal/release - Board action: approved extension of paid leave for an employee facing discipline, at the discretion of the CAO, not to exceed 80 hours.

(continued to PAGE 8)

FINAL MINUTES  
August 11, 1997

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County Clerk and Ex-Officio Clerk  
to the Board of Supervisors of the  
County of Calaveras, State of Calif.

ATTEST:

CLERK

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

C O R R E S P O N D E

N C E

JULY 25, 1997

1. From: Calaveras County Association of Realtors re: Calaveras/Tuolumne Counties Fire Safe Council meeting, August 6, 1997, at 9:00 a.m., at Kautz Ironstone Vineyards; Action: Individual copies to Board Members; cc: Admin., County Fire
2. From: Robert Bach, County Superintendent of Schools, re: copy of letter to Media One re: request for Dedicated Learning Channel for Calaveras County; Action: cc: Board, Admin.
3. From: Calif. Association of Counties (CSAC) re: Economic Development; Action: cc: Board, Admin.
4. From: State Dept. of Justice re: booklet entitled "California Criminal Justice Profile 1995, a supplement to Crime and Delinquency in California"; Action: route & file

JULY 28, 1997

5. From: Calaveras Visitors Bureau re: minutes of July 15, 1997 and Calendar of Events; Action: Individual copies to Board Members; cc: Admin.
6. From: Marilyn Boarder, Century 21, to Supervisor Bailey re: National Night Out Potluck on August 5, 1997; Action: referred to Bailey
7. From: East Bay MUD re: Special Board of Directors Meeting, August 5, 1997; Action: cc: Board, Admin., County Counsel
8. From: Myron & Sharon Rutherford, Mokelumne Hill, stating concerns re: need for street signs to help fire crews and costs for fighting fires that are set by

(continued to PAGE 9)  
FINAL MINUTES  
August 11, 1997

people on their own property; Action: cc: Board; request response from County Fire; cc: Public Works

9. From: John L. Stevenson to Supervisor Callaway re: concerns over brushing operations by county road crews on Stag Way and Antler and the need for a stop sign on Stag Way; Action: referred to Callaway; request response from Public Works
10. From: Mountain Counties Water Resources Association re: agenda for August 8, 1997 meeting in Volcano; Action: referred to Stein and Callaway
11. From: Calif. Chamber of Commerce re: July 25, 1997 issue of "ALERT"; Action: route and file
12. From: Central Valley Rock, Sand & Gravel Association re: publication entitled "THE TRANSFER POINT"; Action: route & file
13. From: CSAC re: July 28, 1997 Legislative Bulletin; Action: Individual copies to Board Members
14. From: Penny Kesterson, a faxed message to Supervisor Bailey re: Britchen Gate issue; Action: referred to Bailey; cc: Public Works
15. From: State Board of Equalization re: County Assessors' List; Action: referred to Counsel
16. From: National Association of Counties (NACo) re: Annual Member Update and information on programs sponsored by NACo; Action: cc: Board, Admin.; referred to Clerk to complete/update roster

JULY 29, 1997

17. From: CEWAER (Calif. Elected Womens' Association for Education and Research) re: special reception on The Spirit of Sacramento Riverboat, Old Sacramento, CA, on August 19, 1997; Action: Individual brochures to Board Members
  18. From: U.S. Environmental Protection Agency re: Brownfields '97 Conference (Partnering for a Greener Tomorrow), Sept. 3-5, 1997, Kansas City, Missouri; Action: referred to Callaway
  19. From: Sutter Health re: booklet entitled "REPORT TO OUR COMMUNITIES, 1996-97"; Action: Individual copies to Board Members
  20. From: Tim Folendorf, President, Calaveras County Fair Board, re: invitation from Napa Valley Exposition for Preview Gala on August 5, 1997; Action: Individual copies to Board Members; cc: Admin.
  21. From: Kathleen Connell, State Controller, re: State Mandated Costs Claiming Instructions No. 97-4 re: Crime Victims' Rights; Action: referred to Auditor; cc: Admin.
  22. From: Bruce McClenahan re: resignation from Fish & Game Commission; Action: cc: Board, Fish & Game; referred to Clerk for posting of vacancy
- JULY 30, 1997**
23. From: Central Sierra Planning Council & EDD re: Agenda for August 6, 1997 Board of Directors Meeting in Bear Valley; Action: referred to Stein and Callaway; cc: Admin.
  24. From: Steven C. Szalay, CSAC Executive Director, re: State Budget; Action: cc: Board, Admin., Auditor

(continued to PAGE 10)  
FINAL MINUTES  
August 11, 1997

25. From: San Andreas Merchants (SAMS) re: July 19, 1997 "PAYDIRT" Newsletter; Action: cc: Board, Admin.
26. From: Applied Decision Analysis, Inc. re: workshop on successful environmental risk management strategies, Sept. 22-23, San Francisco Bay Area; Action: cc: Board, Admin, Environmental Health
27. From: Spiegel & McDiarmid re: Utica Power Authority and Northern California Power Agency's Offer of Settlement and Explanatory Statement, FERC Project Nos. 2019-017, 2699-001, 11563-000, and 11452-000; Action: Route to Board, County Counsel and Planning
28. From: State Board of Equalization re: Report on 1996 State Assessee Appeal Decisions; Action: referred to County Counsel
29. From: California Budget Project re: information on comparison of selected children's health provisions in Senate and House Budget Bills, Federal Tax and Spending Proposals, etc.; Action: cc: Board, Admin.
30. From: State Board of Corrections re: Violent Offender Incarceration Grant Program - Request for Proposals; Action: Route to Board and Admin.

**JULY 31, 1997**

31. From: Penny Kesterson re: 2091 & 2070 Britchen - Gate Issue; Action: referred to Bailey
32. From: Legal Community Against Violence re: availability of publications entitled "1997 Supplement to Addressing Gun Violence Through Local Ordinances, A Legal Resource Manual for California Cities and Counties", being offered to government offices at no fee; Action: Individual packets to Board Members; cc: Admin., County Counsel