



9. SUPERVISORS/PRESENTATION (01-24, I, 207)

Motion was made approving the following Resolution thanking and honoring Don Cuneo for the vast contributions he has made to Calaveras County and wishing him success and happiness in his future endeavors.

Moved: Callaway, Stein, Second: Thein Approval: Unanimous  
Tryon & Bailey

RESOLUTION A RESOLUTION OF APPRECIATION FOR  
NO. 01-148 DON CUNEO

Chair Thein presented the resolution then refreshments were enjoyed by all.

9a. SUPERVISORS/JUVENILE FACILITY (01-24, I, 330)

A status report on the proposed Tri-County Juvenile Detention Facility was given by Chair Thein and Supervisor Callaway. They requested that this matter be on all agendas until further notice then informed that - a home for the facility must be identified within the next 180 days or funding must be returned to the State; 4 out of 5 Amador County Supervisors supported the Ione location; the committee is also considering a site on Glory Hole Road, the location is on Bureau of Land Management (BLM) property, the Bureau will agree to a 30 year lease in the name of the County, an Environmental Impact Report (EIR) would be required; there will be another JPA Juvenile Facility meeting this week.

9b. ADDENDUM/RCRC/WATER (01-24, I, 529)

Supervisor Stein lead a discussion regarding a Memo from Brent Harrington, President/CEO, Regional Council of Rural Counties, regarding RCRC's possible intervention in area of origin water rights issue. RCRC intends to file a Protest against the water rights application for water on the San Joaquin River filed by the Westlands Water District. The availability of water through the Watershed of Origin and County of Origin statutes is critical to the future of RCRC counties and pending intervention is consistent with RCRC's water policy.  
Discussion followed.

Motion was made supporting the Regional Council of Rural Counties (RCRC) protest against water rights application by Westlands Water District for water from the San Joaquin River.

Moved: Stein Second: Tryon Approval: Unanimous

Supervisor Stein asked that this Minute Order be faxed to RCRC President, Brent Harrington; RCRC Chair, Robert Meacher; and their Water and Power Committee Chair, Vern Moss.

(Agenda Item 10 - Board correspondence, will be held later on this evening's agenda.)

11. PUBLIC HEARING/GPA/ZONING (91-24, I, 1164, Cont'd to Side II)

Chair Thein read into the record, a revised and updated, application 2000-01 GPA and ZA for Thunderhead/Tamarack. The applicants are requesting an amendment to the 1984 Ebbetts Pass Highway Special Plan from Resource Production to Recreation for 78 acres. Concurrently, a rezoning application is being requested from

Unclassified Zone to Recreation Zone for 78 acres and rezoning of 7.5 adjacent acres from General Commercial-Planned Development (C2-PD) Zone to General Commercial-Planned Development-Parking Overlay (C2-PD-PX) Zone. The Planning Commission approved a Conditional Use Permit to allow seasonal events conditioned upon approval of the GPA and ZA by the Board of Supervisors. The concert site will consist of a portable stage with lights and speaker system; a seating area for a maximum of 3,500 persons; development of a campground for a maximum of 1,260 car campsites and vendor booth spaces including food vendors, craft vendors and services for the attendees. The Planning Commission approved the Conditional Use Permit and Mitigated Negative Declaration for the CUP and recommended approval of the General Plan Amendment and Zoning Amendment and approval of a Mitigated Negative Declaration for the GPA and Zoning Amendment - Location: 78 acre parcel-APN 02-007-11; 7.5 acre parcels-APN 02-027-01`2 and 02-028-013. (Portion of Section 23, T7N,R17E, MDM, east of Tamarack Resort at 18278 Highway 4, Tamarack, CA.) Kim Hansen, Planning Director, submitted for the record correspondence from Wayne Lewis Lesser stating that his concerns regarding a road issue have been satisfied. Hansen advised that the purpose of ZA and GPA is to allow for a seasonal music festival event - one this summer, 2 next summer, and not over 3 thereafter, providing all conditions and mitigation measures are adhered to. Supervisor Callaway questioned what the Recreation Zone would mean to the community. Chair Thein then opened the public hearing and those wishing to speak were sworn in by the Clerk of the Board. Applicants Michael Germain, Danette Dawson Germain and James L. Stearns were present to ask for Board approval of the event and to respond to concerns. Kelly Wright advised that he covered the event last year, stating that it was a very positive event and what must be changed has been changed. Anthony Zanardi, a cabin owner, spoke in opposition to the event; made reference to the Tamarack Bar Schedule; suggested quiet hours from 10:00 p.m. to 6:00 a.m. for the camping area; limiting the event to 2 days and 1 per year; then voiced security concerns. Art Schimke, a cabin owner, felt the meadow was too small for such an event; there should be no more than 1000 people allowed and only 1 event per year. Derek Bray, Tamarack Lodge Owner and a resident of #1 Cabbage Lane, stated that much thought has gone into the festival; he stated that his concerns have been satisfied; spoke of much to be done in a short period of time; then advised that there will be no late hours at the Lodge. Sue Martin, a cabin owner, voiced opposition to the event and referred to the impact the festival will have on adjacent cabin owners. Michael Germain stated that all concerns voiced this evening have been addressed in the mitigation measures, asked for a 10:30 p.m. to 10:00 a.m. quiet time, then stressed the fact that this is a family oriented event. There being no others wishing to address the Board, the public hearing was closed and the matter returned to the Board for action. Supervisor Callaway asked if the event has to be 3 days vs 2 days; questioned how the quiet time will be controlled; expressed concern of intrusion on the community; indicated that she was opposed to 3 events a year; referenced the 46 mitigation measures; then stated that she wants to be fair to the event applicants and she does not want to see Tamarack Lodge closed again as in the past.

Motion was then made granting a Mitigated Negative Declaration; authorizing the following General Plan Amendment Resolution; and Zoning Amendment Ordinance

approving application 2000-01 for Thunderhead/Tamarack, based upon the findings of staff and the Planning Commission

Moved: Callaway

Second: Stein

Approval: Unanimous

RESOLUTION  
NO. 01-149

A RESOLUTION APPROVING GENERAL PLAN  
AMENDMENT No. 2000-01

ORDINANCE  
NO. 2656

AN ORDINANCE AMENDING TITLE 17 OF THE  
CALAVERAS COUNTY CODE CHANGING THE  
ZONING OF REAL PROPERTY FROM UNCLASSIFIED  
(U) ZONE TO RECREATION (REC) ZONE FOR 78  
ACRES (APN 02-007-011) AND REZONING OF  
7.5 ADJACENT ACRES FROM GENERAL COMMERCIAL  
PLANNED DEVELOPMENT-PARKING OVERLAY  
(C2-PD-PX) ZONE (APN 02-027-012, AND APN  
02-028-013) PER ZONING AMENDMENT 2000-01  
FOR THUNDERHEAD/TAMARACK

Chair Thein stated that she does not object to 1 event per year but she does object to an attendance of up to 3500. Supervisor Tryon spoke in support of the motion stating that he was happy to see Tamarack open again then made reference to the review process stating that the Board should remain as the final review authority.

#### 12. PUBLIC HEARING/PUBLIC WORKS/ROADS

Chair Thein announced a noticed public hearing for the adoption of Mitigated Negative Declaration for the approval of plans and specifications for the Little John Road Extension project involving construction of a road from the current terminus of Little John Road north for approximately 2.5 miles, generally following the alignment of an existing dirt road through the Oak Canyon Ranch site, connecting with the existing Oxeyoke Lane, in Copperopolis. (APN's 53-015-001, 53-006-016, 018, 019, 020, 022, 023, 024 and 028 a portion of Sections 4, 9, 10, and 15, T1N, R12E, MDM). As part of the road extension project, the intersection of Reed's Turnpike and State Highway 4 would be improved and realigned. The road extension would serve to implement a mitigation measure and satisfy Development Agreement requirements for the Saddle Creek development. Christine McFerson, PMC, gave a brief review of the matter, stated that a mitigated declaration is appropriate for the project, then referenced amendments to the resolution and Exhibit C, Page 6, Mitigation Monitoring - to state "at the end of five years, a minimum of two replacement plantings for each tree removed should be determined present". Supervisor Stein expressed concerns regarding the monitoring of tree damage. Chair Thein opened the hearing to the public and those wishing to speak were sworn in. Roger Pitto, Sierra Engineering, referenced his letter of May 10, 2001, to McFerson/PMC, clarifying Bullet Point No. 3, under Mitigation Measure 3.4.1 - during construction, minimize soil compaction, paving, and construction within the dripline; spoke of Right-of-Entry documents; illustrated the right-of-way fence line; addressed the issue of tree removal due to the nature of the type of construction; voiced concern of the last phrase of MM 3.4.1 - temporary fencing of the tree driplines within the remaining





ATTEST:

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CHAIR

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CLERK

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

THE BOARD REVIEWED THE FOLLOWING CORRESPONDENCE AND TOOK NO FURTHER ACTION:

MAY 17, 2001

1. From: John A. Barker & Associates re: proposal for Calaveras County Public Defender Services; Action: referred to Supervisor Stein; cc: County Counsel (cover letter only)
2. From: Calaveras County Fish & Game Commission re: minutes of April 25<sup>th</sup> County Fish & Game Commission Meeting; Action: cc: Board, Ag. Dept.,
3. From: Tuolumne County's Administrator's Office re: Juvenile Facility; Action: cc: Supervisor Callaway; Admin., Probation
4. From: California State Association of Counties re: appointment to California Seismic Safety Commission; Action: cc: Board
5. From: Ebbetts Pass Fire District re: request for support re: allocation of Tobacco Settlement Fund; Action: cc: Supervisor Callaway, Admin.
6. From: Ebbetts Pass Fire District re: request for waiver of Planning Dept. fees re: construction of new fire station in Arnold; Action: cc: Supervisor Callaway, Planning
7. From: County of Santa Cruz/Board of Supervisors re: request to consider elimination of MTBE-Gasoline in Fleet Services; Action: cc: Board, Env. Health
8. From: Rank & Associates re: performances by Russian National Orchestra; Action: referred to Supervisor Callaway, as addressed
9. From: Dept. of Forestry & Fire Protection re: notice of intent to harvest timber filed by Albert Segalla; approximately 10 acres; intersection of Jesus Maria Road and Baker-Riley Road; Action: cc: Supervisors Stein & Callaway; Planning Dept.

MAY 18, 2001

10. From: National Association of Counties re: May 7<sup>th</sup> issue of COUNTY NEWS; Action: individual copies to Board
11. From: California State Association of Counties re: "WATT'S" GOING ON, CALIFORNIA? (Energy Conservation); Action: individual brochures to Board
12. From: Stormwatch re: Journal for Surface Water Quality Professionals; Action: individual copies to Board
13. From: AT&T Broadband re: Annual Report for re: Social Contract for Continental Cablevision; Action: Route to Board
14. From: Calaveras County Water District re: CCWD offers for sale 8 surplus parcels of land for: 1) low/moderate income housing; 2) park/recreational; 3) school facilities; 4) open-space; Action: cc: Board, Admin., County Counsel
15. From: Mountain-Valley Emergency Medical Services Agency re: \$16,574 Calaveras County contribution for EMS administrative Services for SY 2001/02; Action: cc: Supervisor Thein; Health Services Agency
16. From: George Christodoulou, Copperopolis re: redistricting; Action: cc:

17. From: Board of Supervisors, County of Amador re: Notice of Public Hearing to solicit views on proposed Mother Lode Regional Juvenile Detention Facility (Carbondale Industrial Park); Action: Supervisors Thein, Callaway; Admin., Probation
18. From: Peterson Consulting, Inc. re: Request for Support re: SB 226 (Chesbro) County Medical Services Program; Action: cc: Supervisor Thein; Public Health
19. From: Attorney General Bill Lockyer re: adoption of a reasonable accommodation procedure re: zoning laws and land use regulations and practices; Action: cc: Board, County Counsel, Planning, Bldg. Dept., Admin.
20. From: California Dept. of Education re: THE QUALITY QUARTERLY NEWSLETTER; Action: Route to Board

**MAY 21, 2001**

21. From: Government West - May/June 2001 publication; Action: individual copies to Board
22. From: State Board of Equalization re: Tax Rule 29 - Possessory Interests in Taxable Government-Owned Real Property; Action: filed
23. From: Ducks Unlimited re: Spring 2001 issue of CARE; Action: individual copies to Board; cc: County Counsel
24. From: University of Vermont re: 2-day Seminar on June 25 & 26 in Seattle, or on June 28 & 29 in Sacramento, re: Linking Performance Measures to the Budget; Action: Individual brochures to Board, Admin, Auditor
25. From: U.C. Extension, Davis, re: June - September courses and conferences in Land Use and Natural Resources; Action: Individual brochures to Board Members
26. From: State Dept. of Forestry and Fire Protection re: Notice of Submission of Timber Harvesting Plans or Amendments thereto for Sierra Pacific Industries re: 488 acres 10 mi. east of West Point, Middle Fork of the Mokelumne River, Calaveras County, and for Albert Segalla re: 10 acres approximately 1/2 mile West of the intersection of Jesus Maria Rd & Baker-Riley Rd., near Wet Gulch, Calaveras County; Action: cc: Board, posted
27. From: Regional Council of Rural Counties (RCRC) re: action on an urgent water issue; Action: cc: Board, Admin., County Counsel, Board Clerk
28. From: State Dept. of Forestry and Fire Protection re: Notice of Filing of Timber Harvesting Plan or Amendments thereto for Sierra Pacific Industries for 170 acres near Forest Creek, and Mary Upton for 20 acres near Bear Creek, Calaveras County; Action: cc: Board, posted
29. From: RCRC re: copy of letter from Robert Meacher, Chair, Board of Directors, to Ms. Mary Nichols, Secretary, Resources Agency, re: position on a State Sierra Conservancy; Action: cc: Board
30. From: California State Association of Counties (CSAC) re: EMS Governance Assessment project; Action: referred to Tryon
31. From: Upper Mokelumne River Watershed Authority re: cancellation of May 25 Governing Board meeting and announcement of June 22 meeting at Pardee Center; Action: referred to Stein and Callaway
32. From: Calif. Dept. of Forestry and Fire Protection re: Spring 2001 issue of the Forestland Steward; Action: route & file
33. From: David Liebler, CSAC, re: Public Information Update; Action: cc: Board; Admin.
34. From: California Chamber of Commerce re: May 18, 2001 issue of "ALERT"; Action: Board members receive this at home

35. From: East Bay MUD re: Notice of Public Meeting re: Middle Bar Whitewater Take-Out Facility, 7:00 p.m., June 5, 2001, Amador County Board of Supervisors Chambers; Action: cc: Board

**MAY 22, 2001**

36. From: Regional Council of Rural Counties re: Dept. of Social Services (DSS) upcoming workshops in various areas regarding changes in the In Home Supportive Services program (IHSS); Action: Individual copies to Board Members

37. From: UCLA Center for Healthier Children, Families and Communities re: Policy Brief No. 8; Action: Individual copies to Board Members

38. From: CSAC re: Budget Committee Telephone Conference Calls; Action: referred to Stein

39. From: CEWAER (Calif. Elected Women's Association for Education and Research) re: Second Annual Golf Tournament from Noon to 5:00 p.m. at the Wild Hawk Golf Course in Sacramento and the Annual Summer Reception Fundraiser Aboard the Spirit of Sacramento Riverboat from 5:30 to 9:00 p.m.; Action: Individual invitations to Board Members

40. From: Monica Rose, Writers Unlimited, re: concerns with the fact that their program was not viewed live, as promised; Action: cc: Board, Admin.

41. From: Ruth (?) requesting funding of community television; Action: cc: Board, Admin.

42. From: Rural Alliance, Inc., re: May, 2001, special RAI Edition; Action: Individual copies to Board Members

43. From: CSAC re: notice of upcoming Agriculture & Natural Resources Policy Committee Meeting, June 8, 2001; Action: referred to Stein

44. From: Calif. State Association of Counties re: briefing materials for June 14, 2001 Board of Directors Meeting; Action: referred to Callaway

**MAY 23, 2001**

45. From: Mary Matzek, Temporary Executive Director, CCTV, to Clay Hawkins, Administrative Officer, re: request for an audit of their books; Action: cc: Board

46. From: Cassandra Chapin, Red Bluff, CA, requesting information on Calaveras County; Action: referred to Chamber of Commerce

47. From: Valley Springs Area Business Association re: VSABA Newsletter; Action: referred to Bailey

48. From: Calif. State Rural Health Association re: 2001 Annual Meeting and Program, 12:00 to 2:30 p.m., June 8, 2001, Sterling Hotel, Sacramento; Action: Individual registration forms to Board Members

49. From: Gerald Osmer, Public Defender, re: dissolution of partnership with Jeff Tuttle; Action: Individual copies to Board Members; referred to 5/29/01 Board Meeting

50. From: Senator Rico Oller to Paul Stein, Chair, Calaveras County Council of Governments (COG), thanking him for his position on SB 924; Action: referred to Stein

51. From: Calif. State Association of Counties re: May 17, 2001 CSAC Legislative Bulletin; Action: Individual copies to Board members

52. From: Steve Szalay, Executive Director, CSAC re: Energy Conservation Tool Kit; Action: referred to Callaway

53. From: Linda Perry, Calaveras County Children and Families Commission, re: Evaluation Stage III; Action: referred to Theirn

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FINAL MINUTES  
June 4, 2001

**MAY 24, 2001**

54. From: Gerald Osmer, Public Defender, re: resume of Dana Owens; Action: Individual copies to Board Members; referred to 5/29/01 Board meeting
55. From: Richard Vinson, Amador County Supervisor, re: Juvenile Detention Facility Site update and public meeting regarding same on May 29th at 7:00 p.m., Ione City Hall; Action: referred to Callaway and Thein; cc: Admin.
56. From: National Association of Development, Organizations Research Foundation, re: April 2001 Economic Development Digest; Action: route & file
57. From: Law Seminars International, Seattle, re: Power and Water Conference, August 16 & 17, 2001, Seattle, Washington; Action: cc: Board, County Counsel
58. From: Calif. Dept. of Child Support Services re: Final Rule on the National Medical Support Notice; Action: cc: Board
58. From: Regional Council of Rural Counties (RCRC) re: Summary of 2001 May Revision Budget Problem; Action: cc: Board, Admin., Auditor
59. From: Calaveras County Visitors Bureau re: update on the Bureau's accomplishments and changes and packet on new cooperative guide; Action: Individual copies to Board Members
60. From: State Board of Equalization re: Amador County Assessment Practices Survey; Action: route & file