

# CALAVERAS COUNTY BOARD OF SUPERVISORS

GARY TOFANELLI  
DISTRICT 1  
JOHN "JACK" GARAMENDI – VICE-CHAIR  
DISTRICT 2  
MICHAEL C. OLIVEIRA - CHAIR  
DISTRICT 3  
DENNIS MILLS  
DISTRICT 4  
CLYDE CLAPP  
DISTRICT 5



TIMOTHY LUTZ  
COUNTY ADMINISTRATIVE OFFICER  
MEGAN STEDTFELD  
COUNTY COUNSEL  
REBECCA TURNER  
CLERK OF THE BOARD  
DIANE SEVERUD  
DEPUTY CLERK  
891 MOUNTAIN RANCH ROAD  
SAN ANDREAS, CA 95249 TEL: 209/754-6370

July 11, 2017  
REGULAR MEETING MINUTES

## CALL TO ORDER

The meeting was called to order at 8:00 AM by District 3 Supervisor Michael C. Oliveira

Attendee Name	Title	Status	Arrived
Gary Tofanelli	District 1 Supervisor	Present	
John Garamendi	District 2 Supervisor	Present	
Michael C. Oliveira	District 3 Supervisor	Present	
Dennis Mills	District 4 Supervisor	Present	
Clyde Clapp	District 5 Supervisor	Present	

## CLOSED SESSION AGENDA

1. Pursuant to Govt. Code section 54957.6, personnel matter: conference with labor negotiator (Judy Hawkins, Director of Human Resources & Risk Management) re: Deputy Sheriff's Association (DSA), Sheriff's Management Unit (SMU), Service Employees International Union (SEIU), and Calaveras County Public Safety Employees Association (CCPSEA) negotiations; Board action:

*No reportable action taken.*

2. Pursuant to Govt. Code section 54956.9 (d)(1): conference with legal counsel re: existing litigation; Christopher Wilson v. County of Calaveras, Worker's Compensation Appeals Board, Case No. CCVC-362477; Board action:

*No reportable action taken.*

Pledge of Allegiance

Announcements

## **9:30 AM: PUBLIC COMMENT - 30 MINUTES**

Nancy Minkler, representing the Davidson's of the Black Bear Inn in Arnold, requested that the no parking signs on Oak Circle be removed.

Doug Shinn, Arnold, stated that the largest business center in Arnold is Cedar Center. He believes the Board should remove the no parking signs on Oak Circle.

Jenny Fuquot, Calaveras Planning Coalition, commented regarding the draft EIR.

Bonnie Newman, Double Springs, defined oppress, supression and repress to relay how she is feeling by the Board's adjustment to their meeting schedule for public comment.

Bill Wilson, District 1, thanked Public Works for their work on Pool Station Road.

Brock Estes, Valley Springs, commented on the increase in the cost of filing appeals of the Planning Department and Planning Commission and urged the Board to change that.

Ben Stopper, District 5, commented that no commercial cultivation should be allowed in District 5, as it is against their CC&Rs.

Robert Macias, District 5, expressed his belief that the County can come to an agreement regarding cultivation.

Pat Gordo, Burson, commented on entries on the Sheriff's Log.  
 Bill McManus, Hanford Hill, commented on the negotiations in closed session and any potential conflict of interest. He also commented on the revision of the agenda removing Item 25.

**9:54 AM: CONSENT AGENDA**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Clyde Clapp, District 5 Supervisor
<b>SECONDER:</b>	Gary Tofanelli, District 1 Supervisor
<b>AYES:</b>	Tofanelli, Garamendi, Oliveira, Mills, Clapp

3. Minutes of Board of Supervisors – Regular Meeting – Jun 27, 2017 8:00 AM
4. **TREASURER-TAX COLLECTOR** Approve a resolution for Discharge of Accountability for certain Delinquent Unsecured tax bills incorporating unpaid Personal Property bills, Mobile Homes, and Supplemental Unsecured bills for Fiscal Years 2010-2011 through 2012-2013.
5. **ENVIROMENTAL HEALTH** Approve an adjustment in the District's budget (219) by increasing revenues (Operating Transfers In – 4721) and expenditures (Special Department Expenses – 5412) by \$66,667 each to reflect that the funds received from the Carl Moyer Program are passed through to the North Coast Unified Air District. Requires a 4/5 vote of the Board.
6. **ENVIROMENTAL HEALTH** Appoint members to the Independent Hearing Panel for Local Enforcement Agency (LEA).
7. **HUMAN RESOURCES** Adopt a Resolution approving changes to and extension of the Sheriffs' Management Unit MOU expiration from June 30, 2017 to December 31, 2017.
8. **SHERIFF** Adopt a Resolution to Update Sheriff's Office Fee Schedule.
9. **SHERIFF** Authorize capital expense allocations in the amount not to exceed \$33,000 in the Sheriff's FY17-18 Patrol Budget for off-highway vehicle related purchases reimbursed through the FY16-17 State of California OHV Grant.
10. **INFORMATION TECHNOLOGY** Authorize increase of \$2,916 to the approved Data Center UPS project 10401060 7111 budget to a new approved budget of \$98,316. Authorize a transfer of \$2,916 from the approved County Website project 1040 7114 to the Data Center UPS project.
11. **HEALTH AND HUMAN SERVICES AGENCY** Authorize the Board Chair to execute amendment A02 to an Agreement with Anjaleoni Enterprises, Inc. increasing the maximum amount payable by \$27,500, from \$50,000 to \$77,500 for the period of January 1, 2016 through December 31, 2017.
12. Item Pulled from Consent
13. **FIRST 5 CALAVERAS** Authorize the Board Chair to execute six (6) Agreements and one (1) Memorandum of Understanding for the provision of services to youth in Calaveras County with a goal of promoting strong families, healthy children, and school readiness, in an amount not to exceed \$720,661 for the period of July 1, 2017 through June 30, 2020.
14. **PUBLIC WORKS** Authorize the Director of Public Works to execute Contract Change Order (CCO) No. 1 with American Pavement Systems, Inc., for the "2016 Seal Coating of County Service Area (CSA) 8 and CSA 12 Roads" project for a cost of \$23,217.
15. Item Pulled from Consent
16. **ADMINISTRATIVE OFFICE** Adopt a Resolution continuing a Local State of Emergency for the winter storm damage from extreme weather events that began on January 7, 2017 through the month of February 2017.
17. **ADMINISTRATIVE OFFICE** Adopt a Resolution continuing a Local State of Emergency for the removal of hazardous trees caused by the Butte Fire with the imminent threat of severe winter weather.

18. **ADMINISTRATIVE OFFICE** Adopt a Resolution continuing the Local State of Emergency for the Butte Fire.
19. **ADMINISTRATIVE OFFICE** Adopt a Resolution continuing a Local State of Emergency on Tree Mortality.

**9:52 AM: Items Pulled from Consent**

**HUMAN SERVICES** Authorize the Board Chair to sign the third amendment to a Joint Exercise of Powers Agreement (JPA) and a Memorandum of Understanding (MOU) for the participation in, and operation of, the California Automated Consortium Eligibility System (CalACES), taking effect on September 1, 2017.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Gary Tofanelli, District 1 Supervisor
<b>SECONDER:</b>	Dennis Mills, District 4 Supervisor
<b>AYES:</b>	Tofanelli, Garamendi, Oliveira, Mills, Clapp

**ADMINISTRATIVE OFFICE** Adopt a Resolution Authorizing the Hearing Office to Hear Cannabis Tax Appeals

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Dennis Mills, District 4 Supervisor
<b>SECONDER:</b>	Gary Tofanelli, District 1 Supervisor
<b>AYES:</b>	Tofanelli, Garamendi, Oliveira, Mills, Clapp

**REGULAR AGENDA**

20. **ADMINISTRATIVE OFFICE** Receive a report from Staff, CalOES, and local organizations regarding the ongoing Butte Fire Recovery.
- Jeff Crovitz, Public Works, reported on debris management and tree removal.*
- Sharon Torrence, Butte Fire Recovery Information Officer, reported that a press release will be distributed next week regarding the completion of Phase 1 of the project.*
21. **BOARD OF SUPERVISORS** Receive a presentation regarding a proposed Education Initiative for Calaveras Youth.
- A presentation was received from Mark Campbell and Mike Chimente of Calaveras and Bret Harte High School Districts; Larry Cope, Tuolumne County Economic Development; Paul DeBaldo, county resident; Dave Thoeny, Motherlode Job Training and CSEDD Chair.*
- The Board was polled to bring back an item for consideration to partner with this group and assign a member to participate. The Board unanimously agreed to the proposed idea and CAO Lutz stated the resolution can be brought forward at the next meeting,*
22. **AGRICULTURE** Authorize the Board Chair to sign the Work and Financial Plan 2017-18 with USDA/APHIS-Wildlife Services for the provision of services to eliminate predatory wildlife causing livestock loss and safety concerns and, as time allows, to address nuisance wildlife complaints.
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| <b>RESULT:</b>   | <b>APPROVED [UNANIMOUS]</b>                  |
| <b>MOVER:</b>    | John Garamendi, District 2 Supervisor        |
| <b>SECONDER:</b> | Clyde Clapp, District 5 Supervisor           |
| <b>AYES:</b>     | Tofanelli, Garamendi, Oliveira, Mills, Clapp |
23. **PLANNING** Approve Contract Amendment #1 for the Calaveras County Medical Cannabis Cultivation and Commerce Ordinance EIR with Ascent Environmental, Inc.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	John Garamendi, District 2 Supervisor
<b>SECONDER:</b>	Clyde Clapp, District 5 Supervisor
<b>AYES:</b>	Tofanelli, Garamendi, Oliveira, Mills, Clapp

24. **BOARD OF SUPERVISORS** Appointment of applicants to serve on various Committees, Commissions, Advisory Boards and County Service Areas.

County Service Area #1 - Rancho Calaveras

One vacancy for a term ending 12/31/19 - Member 1

*James Van Sant*

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Clyde Clapp, District 5 Supervisor
<b>SECONDER:</b>	Gary Tofanelli, District 1 Supervisor
<b>AYES:</b>	Tofanelli, Garamendi, Oliveira, Mills, Clapp

**SUPERVISOR ANNOUNCEMENTS**

In compliance with AB 1234, chaptered as Government code Section 53232.3(d), this is the time for board members to report on meetings attended on behalf of the County and to carry out their duties as a County Supervisor.

*Supervisor Clapp attended the meetings of the IHSS Advisory Committee and the Commission on Aging. He visited the location of the new bridge in White Pines and the road construction at the entrance of Big Trees Park.*

*Supervisor Mills reported that he attended the following meetings and events: Murphys Sanitary District, Sheriff and other staff regarding budget, Angels Camp Library location, Congressman McClintock's Town Hall, Angels Camp City Council, CSA #4 regarding storm damage to roads, CAMRA, UPUD, Little Hoover Commission on behalf of CSDA, County Illness and Injury Prevention Program training, and the Chamber Breakfast.*

*Supervisor Tofanelli reported that he attended his various committee meetings. He announced that CCOG had recruited and interviewed for the Executive Director position and the next round of interviews of four candidates will be held on the 13th in the Sequoia Room in the HHS building.*

*Supervisor Garamendi asked that the Board to be polled to direct staff to bring an item forward regarding increasing the TOT tax to have in place prior to next year's budget cycle. The Board unanimously concurred. He also asked that the Board be polled regarding a sales tax increase and the establishment of the County as a Self Help County. The Board unanimously concurred. After each of these polls, Supervisor Clapp asked that items previously requested by the Board be addressed prior to these new items.*

*Supervisor Oliveira reported that he attended the Governor's Tree Mortality Task Force and will attend the local Tree Mortality meeting tomorrow. He announced that he will attend the NACO conference next week in Ohio and subsequently will miss the next meeting. He addressed the comments made earlier during Public Comment and assured that he did not have a conflict of interest regarding labor negotiations.*

The meeting was closed at 12:45 PM.

\_\_\_\_\_  
Chair

ATTEST: \_\_\_\_\_  
Deputy Clerk