

CALAVERAS COUNTY BOARD OF SUPERVISORS

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JOHN "JACK" GARAMENDI
DISTRICT 2
MERITA CALLAWAY - CHAIR
DISTRICT 3
DENNIS MILLS
DISTRICT 4
BENJAMIN STOPPER – VICE CHAIR
DISTRICT 5



ALBERT ALT
COUNTY ADMINISTRATIVE OFFICER
SARAH EDWARDS
COUNTY COUNSEL
REBECCA TURNER
CLERK OF THE BOARD
DIANE SEVERUD
DEPUTY CLERK
891 MOUNTAIN RANCH ROAD
SAN ANDREAS, CA 95249 TEL: 209/754-6370

June 23, 2020
REGULAR MEETING

CALAVERAS COUNTY BOARD OF SUPERVISORS IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY CALAVERAS COUNTY AIR POLLUTION CONTROL DISTRICT COMMUNITY SERVICE AREA #1, #2, #4, #8 AND #12 BOARDS

**THIS MEETING WILL BE HELD IN THE BOARD OF SUPERVISORS CHAMBERS
891 Mountain Ranch Road, San Andreas, CA 95249**

On March 18, 2020, Governor Gavin Newsom issued Executive Order N-29-20 (<https://www.gov.ca.gov/wp-content/uploads/2020/03/3.17.20-N-29-20-EO.pdf>), which includes a waiver of Brown Act provisions requiring physical presence of the Board of or the public in light of the COVID-19 pandemic.

The County of Calaveras hereby provides notice that as a result of the declared federal, state, and local health emergencies, and in light of the Governor's order, **this Board of Supervisors meeting will not be physically open to the public**. You may observe the meeting and address the Board via email or telephonically as dictated below. Consistent with the Executive Order, Board members may elect to attend the meeting telephonically and to participate in the meeting to the same extent as if they were physically present.

Based on guidance from the California Governor's Office and Department of Public Health, as well as the County Health Officer, in order to minimize the potential spread of the COVID-19 virus, please do the following:

View the live video stream or listen to the live audio stream of the Board of Supervisors meetings at <http://calaverascountyca.igmp2.com/Citizens/Default.aspx>

This meeting will also be livestreamed on YouTube using the following link: <https://www.youtube.com/user/CalaverasCommunityTV>. YouTube is solely an alternative viewing option and any comments made via YouTube will not be included in the meeting record.

1. If you wish to make a public comment, submit your comment via email to the Clerk of the Board at bosclerk@co.calaveras.ca.us no later than 4:00pm on the Monday prior to the Board meeting. Please clearly indicate which agenda item number your comment pertains to, or if it is a general public comment. Comments are limited to 300 words or fewer. If your comment meets the foregoing criteria, it will be read into the record during the meeting.
2. Alternatively, you may comment by calling (209) 754-6370 and relaying your message to the Board Clerk or leaving a voicemail of no more than 300 words no later than 4:00 pm on the Monday prior to the Board meeting. You must specify which item your comment pertains to or if it is for general public comment. The Clerk will then read it into the record during the meeting.

3. If you are listening to the audio or video live stream of the meeting and wish to either make a general public comment or a comment on a specific agenda item as it is being heard, please call one of the telephone numbers listed below the **Call to Order and enter the Webinar ID number provided**.
You may speak for up to three minutes. The Board will make an effort to take all calls. You may receive a busy signal if others are calling in at the same time; if you do, please attempt calling again. Please be sure you are viewing the live stream in real time.

Please note that the above instructions apply to public comment which will be read into the record by the Clerk during the meeting in lieu of traditional oral public comment.

9:00 AM: Call to Order

To give public comment, call one of the following phone numbers. If you get a busy signal on the first number, please try another. 669/900-9128 or 253/215-8782 or 346/248-7799.

ID: 872 7001 7106 Password: 908049

Upon joining the meeting, your audio will be muted until the appropriate time to make your comment. After your comment, you will be removed from the meeting. Please note that the telephone numbers are for making comments, not monitoring the meeting.

Pledge of Allegiance

STAFF ANNOUNCEMENTS

This is a time for County staff to provide updates of upcoming County events that may be of interest to the public.

REGULAR AGENDA

1. **HEALTH AND HUMAN SERVICES AGENCY (ID # 5333)** Receive an update presentation from staff on COVID-19 (novel coronavirus).
2. **OES (ID # 5367)** Receive a Tree Mortality Program Implementation Update from TSS Consultants.

GENERAL PUBLIC COMMENT - 30 MINUTES

Any item of interest to the public that is within the subject matter jurisdiction of the Board and is not posted on the Consent or Regular agendas may be addressed during the Public Comment period. California law prohibits the Board from taking action on any matter which is not posted on the agenda unless it is determined to be an emergency by the Board of Supervisors. If Public Comment is completed before the 30 minute allotted time period, the Board may immediately move to the next order of business. If Public Comment is not completed during the allotted time period, it will be continued as the last item of business in order to provide an opportunity for the remainder of comments to be heard.

CONSENT AGENDA

Consent agenda items are expected to be routine and non-controversial. They will be acted upon by the Board at one time without discussion. Any board member, staff member or interested party may request removal of an item from the consent agenda for later discussion.

1. Minutes of Board of Supervisors – Regular Meeting – May 26, 2020 9:00 AM
2. Minutes of Board of Supervisors – Regular Meeting – Jun 9, 2020 9:00 AM
3. Minutes of Board of Supervisors – Continued Meeting – Jun 10, 2020 9:00 AM
4. Minutes of Board of Supervisors – Continued Meeting – Jun 11, 2020 10:00 AM
5. **SHERIFF (ID # 5316)** Approve and authorize the Board Chair to execute Second Amendment to service Agreement with Ambrosini Helicopters, Inc., dated May 11, 2017, for a term extension through June 30, 2021 while maintaining the Contract total not to exceed amount of \$80,000.

6. **SHERIFF (ID # 5318)** Approve and authorize the Board Chair to execute Second Amendment to service Agreement with AND Helicopters, Inc., doing business as Sierra Air Helicopters, dated September 12, 2018, for a term extension from September 12, 2018 through June 30, 2021 and increase the Contract not to exceed amount to \$80,000 from \$50,000 for the Contract Term.
7. **SHERIFF (ID # 5319)** Approve and authorize the Board Chair to execute Second Amendment to service Agreement with Sacramento Executive Helicopters, Inc., dated May 11, 2017, for a term extension through June 30, 2021 while maintaining the total not to exceed amount of \$80,000 for the Contract Term.
8. **CODE COMPLIANCE (ID # 5331)** Authorize County abatement and assessment lien for the recovery of costs of the abatement pursuant to Citation issued to Lloyd A & Dianne J Sparks Trustee, C/O Randy Sparks, in case number CE20-0069, related to the property located at 8360 W Center St in Mokelumne Hill, APN 018-006-007.
9. **HEALTH AND HUMAN SERVICES AGENCY (ID # 5353)** Authorize the County Administrative Officer to sign an Agreement between the Health and Human Services Agency (HHS) and the County Medical Services Governing Board for the provision of the COVID-19 Emergency Response Grant Program resulting in revenue of \$122,520 for the period of May 15, 2020 through November 14, 2021.
10. **HEALTH AND HUMAN SERVICES AGENCY (ID # 5079)** Authorize the Board Chair to sign an Agreement with JUMP Technology Services, LLC, for Adult Protective Services and Public Guardian Software, in the amount of \$54,000, for the three year period of February 1, 2020 through January 31, 2023.
11. **BEHAVIORAL HEALTH SERVICES - SUBSTANCE ABUSE PROGRAM (ID # 5334)** Authorize the Director of the Health and Human Services Agency to sign the 2nd Amendment to the Multi-Year Substance Use Disorder Services Agreement No. 17- 94122 with the California Department of Health Care Services, for the provision of drug and alcohol prevention and treatment services for the period of July 1, 2017 through June 30, 2020, increasing revenue for year 3 of the Agreement by \$5,023, resulting in total revenue of \$1,545,367.
12. **BEHAVIORAL HEALTH SERVICES - MENTAL HEALTH PROGRAM (ID # 5335)** Authorize the Director of the Health and Human Services Agency to 1) Submit an application to join the California Mental Health Services Authority (CalMHSA), a Joint Powers Authority and 2) Execute any and all documents required to join and maintain membership in CalMHSA.
13. **BEHAVIORAL HEALTH SERVICES - MENTAL HEALTH PROGRAM (ID # 5338)** Authorize the Board Chair to execute an Agreement with Rite of Passage Adolescent Treatment Centers and Schools, Inc. for the provision of specialty mental health services in an amount not to exceed \$840,000 over the period of July 1, 2020 through June 30, 2021, to be utilized on an as needed basis.
14. **PUBLIC WORKS (ID # 5340)** 1) Authorize the Board Chair to execute an Agreement for Acquisition of Property for the Permanent Right-of-Way Easement between Calaveras County and Anna Gutierrez; and 2) Authorize the Board Chair to execute an Agreement for Acquisition of Property for the Permanent Right-of-Way Easement between Calaveras County and Robert Matthew Julien, for the Monge Ranch Road Bridge Replacement project.
15. **PUBLIC WORKS (ID # 5343)** Authorize the Board Chair to execute Amendment 04 to the Agreement with Quincy Engineering, Inc. for environmental and engineering services associated with the replacement of Dogtown and Lime Creek Road Bridges, federal-aid numbers BRLO-5930(074) and BRLO-5930(058), increasing the total amount by \$55,607.
16. **PUBLIC WORKS (ID # 5329)** Support the potential increase of Road Impact Mitigation (RIM) fee contributions in pursuit of Local Partnership Program (LPP) funding for the Wagon Trail Realignment Project along State Route 4 between Copperopolis and west of the City of Angels.

17. **OES (ID # 5342)** 1.) Award RFP #19-0470-49-990 for Multi-Jurisdictional All Hazard Mitigation Plan Update Consulting Services to Preparative Consulting of Vacaville, California; 2.) Authorize the County Administrative Officer to execute an agreement for same with a term to expire November 30, 2021 from final execution by the County, and in an amount not to exceed \$90,000.00; and 3.) Authorize the County Administrative Officer to execute any amendments necessary to approve minor modifications to the scope of work, term, scheduling of tasks, and reallocate funds between tasks provided there is no increase to the total not to exceed amount of the agreement.
18. **INTEGRATED WASTE MANAGEMENT (ID # 5349)** Adopt a Resolution adopting the Cal-Waste 3.41% rate increase for Contract Year 2020/21.
19. **INTEGRATED WASTE MANAGEMENT (ID # 5233)** Approve the request to replenish the imprest cash fund at the Red Hill Transfer Station and authorize the Request for Relief of Liability.
20. **ADMINISTRATIVE OFFICE (ID # 5352)** Approve an Agreement for Forensic Medical Services between the County of Calaveras and Forensic Consultants Medical Group, Inc. to extend the term through June 30, 2021, increase the not-to-exceed amount to \$450,000, and authorize the County Coroner to sign the Agreement.
21. **ADMINISTRATIVE OFFICE (ID # 5354)** Approve and authorize the Auditor-Controller to: 1) Post budget transfers to establish the budget, appropriations, and related budget transfers for the West Point Community Club project in the Capital Improvement Projects budget, including an additional \$2,126.46 expenditure from PG&E funds due to remodel expense overages, and authorize the Auditor-Controller to enroll the facility betterment as a capital asset; and, 2) Post budget transfers to increase appropriations in the Coroner budget in the amount of \$25,000. These actions require a 4/5th affirmative vote of the Board.
22. **ADMINISTRATIVE OFFICE (ID # 5344)** Approve the FY 2020-21 Recommended Budget.
23. **ADMINISTRATIVE OFFICE (ID # 5361)** Adopt a Resolution authorizing the purchase of certain Capital Assets for FY 20-21.
24. **ADMINISTRATIVE OFFICE (ID # 5348)** Adopt a Resolution approving FY 2020-21 Recommended Budget for Special Districts Governed by the Board of Supervisors.
25. **ADMINISTRATIVE OFFICE (ID # 5350)** Adopt a Resolution approving Fiscal Year 2020-21 Recommended Budget for Special Revenue Funds.
26. **ADMINISTRATIVE OFFICE (ID # 5345)** Adopt a Resolution approving Fiscal Year 2020-21 Recommended Budget for the Air Pollution Control District.
27. **ADMINISTRATIVE OFFICE (ID # 5351)** Adopt a Resolution approving FY 2020-21 Recommended Budget for the In Home Supportive Services Public Authority.
28. **HUMAN RESOURCES (ID # 5372)** Adopt a Resolution authorizing changes to the Position Control List for Fiscal Year 2020/21 Recommended Budget effective July 4, 2020.

REGULAR AGENDA - PART 2

29. **DISTRICT 4 (ID # 5100)** Receive an update of the Fairground Sewer System Upgrade.
30. **ADMINISTRATIVE OFFICE (ID # 5304)** Pursuant to Health & Safety Code § 13869.7(b), the Board may choose to provide comments regarding Calaveras Consolidated Fire Protection District's proposed ordinance, which would become part of the District's public hearing record
31. **PLANNING (ID # 5337)** Conduct a public hearing and adopt a Resolution approving Administrative Use Permit 2019-045 for New Cingular Wireless, LLC
32. **PLANNING (ID # 5336)** Conduct a public hearing, adopt mitigated negative declaration, and adopt an Ordinance amending the zoning of APN 056-008-003 from Unclassified (U) to Rural Residential (RR) for New Cingular Wireless, LLC. Authorize publication of brief description and map of reclassified property.

SUPERVISOR ANNOUNCEMENTS

In compliance with AB1234, chaptered as Government Code Section 53232.3(d), board members shall provide brief reports on meetings they attended at the expense of the local agency at the next regular meeting of the legislative body. This report is required to include meetings attended for which there has been expense reimbursement (mileage, meals, lodging, etc.), but may also, at the board members discretion, include any other meeting attended by the Supervisor on behalf of the County.

CLOSED SESSION AGENDA

33. Conference with Real Property Negotiator pursuant to Government Code §54956.8 - Instruction to negotiator regarding potential purchase, price, and terms of payment for the following property affected by the Dogtown Road over French Gulch Project; Agency Negotiator: Monument ROW; Negotiating Party and Respective Property APN; Board action:
 - a. Thomas M. Tryon and Denise E. Tryon, Trustees, Thomas M. Tryon and Denise E. Tryon Family Trust as to APN 056-002-010
 - b. Russell P. Stephens 3/11ths sole and separate property, Sharon P. Miller-Dunn 3/11ths sole and separate property, Larry E. Ponte 5/22nds undivided interest, and Mary Helen Ponte 5/22nds undivided interest, as to APN 056-002-011
 - c. James C. Bankosh and Cal Leigh Bankosh, Joint Tenants as to APN 056-002-002
 - d. Rodney V. Sanders and Savannah L. Tindell, Joint Tenants as to APN 056-002-001
 - e. Denise Orr, Trustee, 2000 Denise Orr Revocable Trust as to APN 056-002-007
 - f. Bartow T. Rush and Tina A. Rush, Joint Tenants as to APN 056-002-003
34. Conference with Real Property Negotiator pursuant to Government Code §54956.8 - Instruction to negotiator regarding potential purchase, price, and terms of payment for the following property affected by the Dogtown Road over Indian Creek Project; Agency Negotiator: Monument ROW; Negotiating Party and Respective Property APN; Board action:
 - a. Deirdre Dalton, Trustee, Deirdre Dalton Revocable Trust as to APN 038-012-034
35. Conference with Real Property Negotiator pursuant to Government Code §54956.8 - Instruction to negotiator regarding potential purchase, price, and terms of payment for the following property affected by the Dogtown Road over San Domingo Project; Agency Negotiator: Monument ROW; Negotiating Party and Respective Property APN; Board action:
 - a. Anita Valente Nyland, Trustee, Walter Valente Trust as to APN 056-001-018 and 024
36. Pursuant to Government Code Section 54956.9 (d)(1): conference with legal counsel re: existing litigation; Michael Scott Taylor, et al., v. County of Calaveras, United States District Court – Eastern District of California - Case No. 1:18-CV-00760-DAD-BAM; Board action
37. Conference with Labor Negotiator – Pursuant to Government Code 54957.6, County designated labor negotiator Judy Hawkins regarding employee organizations; Board action
 - a. Calaveras County Sheriff's Management Unit
 - b. Calaveras County Public Safety Employees Association
 - c. Calaveras County Deputy Sheriff's Association
38. Pursuant to Government Code Section 54956.9 (d)(1): conference with legal counsel re: existing litigation; Calaveras Planning Coalition v. Calaveras Board of Supervisors, et al. Calaveras County Superior Court Case No. 19CV44471; Board action: