



9. RESOLUTION NO. 97-181 A RESOLUTION APPROVING A SUB-CONTRACT MOU/ AGREEMENT BETWEEN CALAVERAS COUNTY PUBLIC HEALTH DEPARTMENT AND HUMAN RESOURCES COUNCIL (HRC) FOR THE CAR SEAT PROGRAM

10. RESOLUTION NO. 97-182 A RESOLUTION AUTHORIZING THE PURCHASE OF CERTAIN FIXED ASSET ITEMS FOR THE SHERIFF'S MARINE SAFETY UNIT; along with a

BUDGET TRANSFER in the amount of \$6,940.55 from various Dept. 0036 (Sheriff/Marine Safety) line items to Account No. 3700 (Fixed Assets) in conjunction therewith.

11. MINUTE ORDER rescinding and amending Board action of May 12, 1997 changing the dollar amount for an agreement with the 39th District Agricultural Association from \$3,500.00 to \$3,375.00; Sheriff

3. DISTRICT ATTORNEY/PURCHASING (97-24, I, 48)

Ron Krelle, Assistant District Attorney, responded to Chair Bailey's questions regarding the use of their used computers when they upgrade from DOS to Windows advising that some of the computers will be sent home with employees enabling them to work at home when necessary and others will be utilized by various County offices. She then asked if they could be used to offset startup costs for the Child Support Commissioner and Family Law Facilitator. Kay Frauenholtz, Court Executive Officer, advised that said startup costs will be State funded.

Motion was then made approving the following Resolution and Budget Transfer authorizing the purchase of 13 Pentium 166 computers and monitors from Vektron International in the amount of \$19,666.00 to be used for Family Support Activities.

Moved: Callaway Second: Thein Approval: Unanimous

RESOLUTION NO. 97-183 A RESOLUTION AUTHORIZING THE DISTRICT ATTORNEY TO PURCHASE COMPUTERS AND MONITORS; along with a

(continued to PAGE 3)  
FINAL MINUTES  
June 9, 1997

BUDGET TRANSFER in the amount of \$19,666.00 for Dept. 30 (District Attorney-Family Support) from Account No. 4990 (Quasi External Transaction) to Account No. 3700 (Fixed Assets) funded by Excess Incentive Trust Fund #5521

4. PUBLIC WORKS/ROADS/DEEDS (97-24, I, 90)

Supervisor Tryon asked if the County will be reimbursed for land being deeded back to original property owners that was acquired beyond the right-of-way limits on Hunt and Milton roads during reconstruction to improve access to the Rock Creek Landfill. Jim Hemminger, Solid Waste, indicated that the amounts were insignificant and there would be no exchange of money.

Motion was then made approving the following Resolution authorizing the Board Chair to execute Quitclaim Deeds returning portions of County owned right-of-way to the original property owners.

Moved: Tryon Second: Callaway Approval: Unanimous

RESOLUTION  
NO. 97-184

A RESOLUTION AUTHORIZING THE BOARD CHAIR TO  
EXECUTE QUITCLAIM DEEDS TO THE HATLERS AND  
TO THE MCGILLIVRAYS FOR EXCESS RIGHT-OF-WAY  
ALONG MILTON AND HUNT ROADS

7. ALCOHOL/DRUG/BUDGET (97-24, I, 109)

Supervisor Stein stated that he would be abstaining from action on the following Alcohol/Drug matters due to a possible conflict of interest since his wife works for the department.

Motion was then made approving the following Resolution and Budget Transfer authorizing the Alcohol/Drug Department to purchase 2 new personal computers, complete with monitor, printer, etc. in an amount not to exceed \$7,000.00 and further directing the Auditor/Controller to adjust the Books of Record accordingly.

Moved: Tryon

Second: Thein

Approval: Majority  
ABSTAINED: Stein

RESOLUTION  
NO. 97-185

A RESOLUTION AUTHORIZING A CHANGE IN THE  
FINAL ALCOHOL AND DRUG PROGRAM BUDGET

BUDGET TRANSFER in the amount of \$7,000 for Dept. 64 (Alcohol/Drug) from Account No. 3600 (Improvements-Structures) to Account No. 3700 (Fixed Assets) to purchase computers for said Department.

(continued to PAGE 4)  
FINAL MINUTES  
June 9, 1997

R E G U L A R     A G E N D A

12. PUBLIC COMMENTS/ROADS (97-24, I, 118)

John Milet, San Andreas, CA questioned the formula use for determining the application of road use fees within business parks, subdivisions, etc.

13. ADMIN./PUBLIC DEFENDER/CONTRACT (97-24, I, 155)

County Administrative Officer, Brent Harrington initiated a conversation regarding the selection of a new Public Defender (PD) by giving a brief background status of the position; spoke of an in-house appointment vs a contract appointment; explained the drafting of the RFP; referred to responses received from 4 firms and the interviewing of applicants; then announced that the review panel, consisting of Judge Martin, Judge Mewhinney, Spencer Batchelder, Kay Frauenholtz and himself, selected the team of Gerald M. Osmer and Jeffrey Tuttle, submitting the 3rd highest bid, as the team that would provide the best, most efficient service. Harrington advised that the County is not obligated to accept the lowest bid then referred to the Osmer/Tuttle team lowering their bid and expanding their services. John Barker, of Barker & Associates, pointed to the success record of his firm serving the Counties of Madera, Amador and Fresno; suggested the Board talk to the judges in those counties regarding their performance; stated that his firm is comprised of 45 attorneys and 8 investigators who could easily handle any case overloads and cover absences due to illness or vacation; then indicated that the Barker firm would be the most cost effective firm for the County. Chair Bailey asked if they would have an office in the County and Supervisor Tryon asked if there would be permanent personnel assigned to the County and Barker responded yes to both questions. Jim Webster of the team







23. CORRESPONDENCE/SUPERVISORS/STAFF (97-24, II, 445)

a) Supervisor Callaway spoke of moving her Office and the County Land Use Office from the Hazel Fischer School site to the new Arnold Library; referred to joining Ted Pedersen and Jim Hemminger on a tour of a recycle center in Lodi; will be in attendance at this evenings LTC meeting; will speak at an Ebbetts Pass Republicans meeting tomorrow; will attend a CSAC meeting in Sacramento on Friday; a Lilac Park Homeowners meeting this weekend; and budget hearings the remainder of the week; b) Supervisor Stein referred to correspondence item #16, a CSAC Legislative Bulletin, informing that AB 829, the Grand Jury Realignment Bill, has passed the Assembly Appropriations Committee and now moves to the Assembly Floor for a vote of the entire body; spoke of a letter from Ken Marks, RCRC, requesting \$12,000 to continue funding the CALFED process; will attend a Central Sierra Planning Council & Economic Development meeting this week; the LTC meeting this evening; a Calaveras/Mariposa CAA meeting, along with Chair Bailey, at Lake Tulloch on Wednesday; and budget hearings at the County Library; c) Supervisor Their will travel to Alpine County on Wednesday for an EMS Board of Directors meeting; will attend a Mental Health Advisory meeting tomorrow; budget hearings; and the Copperopolis Homecoming parade on Saturday; d) Chair Bailey informed of the opening of the Valley Springs Community Services Office, multi-use facility provided by the Valley Springs Merchants, last Saturday; will be in attendance at budget hearings this week; LTC this evening; the Copperopolis Homecoming Parade on Saturday; spoke of encroachment inspections being done by 2 departments - Public Works and Building, suggested this be combined and assigned to 1 department - CAO will look into the matter and report back to the Board in 2 to 3 weeks; informed that the Jenny Lind Fire Department is thinking

(continued to PAGE 9)  
FINAL MINUTES  
June 9, 1997

about pulling out of their affiliation agreement with the County; suggested having lunch on Thursday with the Senior Citizens Meals on Wheels program in Valley Springs; e) County Administrative Officer, Brent Harrington, referenced his attendance at the Bret Harte Grad night; a Cajun Fest at the Stevenot Winery; preliminary budget hearings; and the disposing of used computers in a productive manner; f) Spencer Batchelder, County Counsel, announced that the Court of Appeals has rendered a decision in the case of Norried vs the County - in favor of the County; g) Jearl Howard, Agricultural Commissioner, presented to the Board and discussed highlights of "The 1996 Report of Agriculture".

24. CLOSED SESSION/COUNTY COUNSEL

Spencer Batchelder, County Counsel, canceled a CLOSED SESSION scheduled to discuss possible initiation of litigation in one possible case. This will be rescheduled at a later date.

25. CLOSED SESSION/ADJOURNMENT

There being no further business, the meeting was adjourned to the below referenced CLOSED SESSION with the Board to reconvene at 9:00 a.m., on Tuesday, June 10, 1997, to conduct Preliminary Budget Hearings.

25. A CLOSED SESSION was held with the County Administrative Officer,

CHAIR

ATTEST:

CLERK

(continued to PAGE 10)  
FINAL MINUTES  
June 9, 1997

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:

MAY 23, 1997

- 1. From: Bureau of Reclamation re: acquisition of supplemental water for fisheries under CVPIA Interim Water Acquisition Program; Action: cc: Board, Planning, County Counsel, Ag & Resources Committee, CCWD, Fish & Game Commission, Chris Williams
- 2. From: Calif. Dept. of Forestry, San Andreas, re: Minutes of May 7, 1997 Fire Safe Council Meeting and announcement of August 6 meeting; Action: Individual copies to Board Members; cc: Admin., County Fire
- 3. From: State Water Resources Control Board re: agenda for June 4, 1997 meeting which includes consideration of Findings and a Mitigation Monitoring Plan and the Remediation Plan for the Penn Mine Site Long-Term Solution Project (written comments due by 5:00 p.m., May 30, 1997); Action: cc: Board, Planning
- 4 & 5. From: Trinity County Board of Supervisors re: copy of their letters to Western Area Power Administration re: 1997 Rate Proceedings and 2004 Power Marketing Plan; Action: cc: Board, County Counsel
- 6. From: HIV/AIDS Prevention & Education Advisory Committee re: agenda for June 24 meeting; Action: Individual copies to Board Members
- 7. From: Assemblyman Peter Frusetta requesting support of AB 1031 (Gang Member Registration); Action: cc: Board
- 8. From: Calaveras County Water District (CCWD) re: agenda for May 28th Board of Directors Meeting; Action: cc: Board
- 9. From: Frank Jerauld, Amador County Resource Conservation Dist., re: FAX to Supervisor Stein, informing him of watershed project proposed for west side of Calaveras/Tuolumne Counties involving Prop 204 (will provide him with information when he receives it) and a news article re: "INDUSTRY BACKED REPORT FAVORABLE TO LOGGING ROADS"; Action: referred to Stein

MAY 26, 1997 - NO MAIL - MEMORIAL DAY HOLIDAY

MAY 27, 1997

- 10. From: Bureau of Reclamation re: Public Scoping Meeting on Proposed American River Pumping Station and Channel Restoration Project, May 28, 1997, in Auburn;

Action: cc: Board

11. From: Frank Jerauld to Supervisor Stein re: FAX on information dealing with item on State Water Resources Control Board Workshop Session agenda re: release of RFP for projects under the Delta Tributary Watershed Program; Action: referred to Stein
12. From: East Bay MUD re: Notice of May 27 Board of Directors Meeting; Action: cc: Board, Admin., County Counsel
13. From: Human Resources Council, Child Care Resources, re: May/June Newsletter; Action: Individual copies to Board Members
14. From: Dept. of Water Resources re: April 1997 "WATER CONSERVATION NEWS"; Action: route & file

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

15. From: State Fair Political Practices Commission re: May 1997 BULLETIN; Action: route & file
16. From: Calif. State Association of Counties (CSAC) re: May 26 LEGISLATIVE BULLETIN; Action: Individual copies to Board Members
17. From: TCC, Inc., announcing availability of report entitled "PAYMENT IN LIEU OF TAXES (PILT) REPORT"; Action: cc: Board, Admin., Auditor
18. From: Calif. Chamber of Commerce re: May 23 issue of "ALERT"; Action: route and file
19. From: Stanislaus National Forest re: Jan Wold's retirement party, Saturday, June 7th, Sonora Oaks; Action: cc: Board, Admin., Ag Dept.
20. From: Midwest Industrial Supply, Inc., re: information on dust and erosion control agents, asphalt emulsion, etc.; Action: referred to Public Works
21. From: Chris Williams, Executive Director, Mountain Counties Water Resources Association, re: open letter to all public agencies requesting consideration of \$5,000 assessment for water resource/project compilation and copy of Preliminary Draft of Water Resources Management Plan, Sierra-Cascade Mountain Area of the Interior Regions; Action: cc: Board

**MAY 28, 1997**

22. From: Del Albright, Founder/Moderator, Land Use Network, re: invitation to Multiple-Use/Shared Trail (MUST) Workshop at Big Trees State Park, May 31, 8:30 a.m.; Action: Board, Admin.
23. From: RCRC re: CALFED Bay-Delta Program; Action: Individual copies to Board Members, Planning, Counsel, Admin., Ag and Resources Committee, CCWD, Fish & Game, Chris Williams
24. From: Calif. Mental Health Planning Council re: June 18-20 Association Meeting, Sacramento; Action: cc: Board, Admin.
25. From: State Dept. of Transportation re: offer to relinquish a portion of superseded State Highway right-of-way, 10-Cal-26-4.1/4.7, Jenny Lind Road; Action: referred to Public Works and Planning for response; cc: Board

**MAY 29, 1997**

26. From: Bureau of Reclamation re: Draft Environmental Assessment for a proposed water transfer available for public review; Action: cc: Board, Counsel, Planning, Ag and Resources Committee, CCWD, Fish & Game, Chris Williams
27. From: US Forest Service, Pacific Southwest Regional Office, re: Newsletter re: appointment of members to the Calif. Spotted Owl Federal Advisory Committee; Action: cc: Board, Planning, Ag Dept.
28. From: John P. Carty, Attorney, re: resignation as Calaveras County Co-Public Defender, effective May 31, 1997; Action: cc: Board, Admin., Courts
29. From: 4C-PAC (Calaveras County Concerned Citizens for Preserving Angels Creek) re: comments to Draft: Volume 1 - Amended Application for a New License, Utica Hydroelectric Project (No. 2019) and Application for a Subsequent License for Angels Hydroelectric Project (No. 2699); Action cc: Board, Planning, Counsel