



9. MINUTE ORDER authorizing the Auditor/Controller to execute an agreement with David M. Griffith & Associates, Ltd., in an amount not to exceed \$1,750.00, for services to calculate the cost for Property Tax Administration.

4. COUNTY FIRE/AGREEMENT (97-32, I, 33)

Supervisor Thein informed that Ed Anderson, Burson, CA has requested a study session to discuss the possibility of housing the Burson fire engines at their original fire house on Burson Road. Supervisor Callaway asked for a written proposal from the Burson Volunteer Fire Company (BVFC) addressing the issues that resulted in the move to their present location on Highway 12. Anderson indicated that funding is available to build a lean-to large enough for 2 engines and now is the time to move on in a forward direction to improve fire protection. Brent Harrington, County Administrative Officer, questioned the adequacy of the building and the measure of control BVFC would have over County Fire operations. Chair Bailey referred to BVFC's last proposal which stated they would have to approve anyone using the facility including the fire volunteers. Anderson said the facility is a dual purpose building with the primary use being a fire station and the reason for the proposed move is to save the County money. It was suggested that a meeting be held with the BVFC Board of Directors, Supervisors Thein and Bailey and County Fire Warden Jim Miner.

Motion was then made to continue for 1 week, to August 4, 1997, consideration of a lease agreement for the Burson Fire Station.

Moved: Thein

Second: Tryon

Approval: Unanimous

R E G U L A R     A G E N D A

10. GENERAL PUBLIC/SHERIFF/GRAND JURY (97-32, I, 261)

a) Fred Gerard, San Andreas, CA addressed the issue of the current Grand Jury Report, accusations filed against Sheriff Downum, the Judge's

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conclusion to said accusations, then questioned if the issue has really been put to rest. b) Lonnie Delap, West Point, CA, in reference to the Sheriff/Grand Jury situation, indicated that the Board has no business interfering with the Court/Judicial system. c) Joyce Techel, Burson, CA read into the record an article from the July 22nd issue of the Ledger Dispatch re: safety/speed concerns on Highway 12 in the area of the Burson intersection and new Post Office. d) Michael Dell'Orto, Mokelumne Hill, CA submitted photos of a skateboard park in Carson City, Nevada. e) In response to Fred Gerard's above referenced comments, Supervisor Tryon emphasized the fact that the Board has absolutely no control over the contents of the Grand Jury report and Supervisor Bailey stated that, as an elected official, she works with the Sheriff and not for the Sheriff.

11. ADMIN./PERSONNEL/ASSESSOR (97-32, I, 442)

Brent Harrington, County Administrative Officer, clarified and recommended





contribution to the Welfare Fund by the same amount.

Moved: Tryon

Second: Thein

Approval: Unanimous

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16. PUBLIC HEARING/PUBLIC WORKS/CSA #2 (97-32, II, 451)

Chair Bailey announced a noticed Public Hearing establishing parcel charges in County Service Area #2 (Bar XX - Stallion side). Ted Pedersen, Public Works Director, stated that this is an annual event and there are no increases or changes from last year. Bailey opened the public hearing but there were no persons wishing to speak; therefore, the hearing was closed and the matter returned to the Board for further deliberations and possible action.

Motion was then made approving the following Resolution establishing parcel charges for the provision of road construction and maintenance of roads within the Bar XX Subdivision.

Moved: Tryon

Second: Thein

Approval: Unanimous

RESOLUTION A RESOLUTION ESTABLISHING PARCEL CHARGES IN  
NO. 97-254 COUNTY SERVICE AREA NO. 2 (STALLION SIDE)

17. PUBLIC HEARING/COUNTY COUNSEL/COUNTY CODE/FRANCHISE (97-32, II, 476  
cont'd to 97-32A)

Chair Bailey announced and opened a noticed public hearing to consider the adoption of a Mitigated Negative Declaration and approval of an Ordinance for a natural gas franchise for the Alpine Natural Gas Company. David Sirias, Assistant County Counsel and Dan Samuels, representing Alpine Gas, were present to respond to questions and concerns of Elaine Morris, an Angels Camp resident and LaContenta property owner, re: the following findings of the Mitigated Declaration: a) Item #4 - providing residents with access to supplies of natural gas on a "pay as you go" basis; item #5 - PGE's support of Alpine's request in providing the necessary interconnection with PGE's line 197A to ensure residents/businesses an unlimited natural gas service; and work on public roads and the return of said roads to their original condition. Samuels indicated that homeowners have been informed several times of the project; an agreement has been sent to the Homeowners Board of Directors regarding the maintenance of affected roads; and road inspections will be performed by the County on a regular basis. There were no other members of the public wishing to address the subject; therefore, the hearing was closed and the matter returned to the Board and staff. At the request of Supervisor Callaway, Samuels explained the interconnect agreement and how the physical connect is managed relative to metering, pressures, balancing, etc. Discussion followed.

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Motion was then made granting approval of Planning Application 97-47 for a

Mitigated Negative Declaration for Alpine Natural Gas Operating Company, addressing environmental concerns in allowing said Company to operate a non-exclusive natural gas franchise in the unincorporated communities of LaContenta and Rancho Calaveras, and approval of the following Ordinance, as introduced on July 21, 1997, in conjunction therewith.

Moved: Callaway

Second: Stein

Approval: Unanimous

ORDINANCE  
NO. 2515

AN ORDINANCE GRANTING TO ALPINE NATURAL GAS OPERATING COMPANY NO. 1, A CALIFORNIA LIMITED LIABILITY COMPANY, ITS SUCCESSORS AND ASSIGNS, THE FRANCHISE OF INSTALLING, MAINTAINING AND USING PIPES AND APPURTENANCES IN PUBLIC ROADS LOCATED WITHIN A CERTAIN UNINCORPORATED PORTION OF THE COUNTY OF CALAVERAS, STATE OF CALIFORNIA, FOR THE PURPOSE OF CONVEYING AND DISTRIBUTING NATURAL GAS TO THE PUBLIC FOR ALL PURPOSES

18. CORRESPONDENCE/SUPERVISORS/STAFF (97-32A, I, 97)

a) Supervisor Thein will be attending a meeting with Dan Seider/Planning, on Wednesday at Pardee, re: the Penn Mine; referenced the scheduling of tours of the new Hospital - Chair suggested a study session for the Board to tour said facility; b) Supervisor Callaway will attend a Highway 4 Committee meeting this Wednesday; spoke at a Forest Meadows Property Owners Association meeting over the week-end; referenced a memo from the Sheriff's Dept. re: a California Law Enforcement Association of Record Supervisors (CLEARs) brochure sent to local merchants requesting donations to assist in funding an annual training conference - staff will look into issue and report back to the Board; c) Supervisor Stein spoke of a Fire District Association meeting he attended last Thursday then suggested a study session be held to further discuss fire district issues; referred to correspondence item #16 from Calif. Auto Recycling re: the Pine Grove Auto Dismantlers Contract with the County for removing abandoned vehicles - stated the County needs to respond; spoke of a Jail feasibility study; will attend a CCWD meeting tomorrow; and a Rail Road Flat Community Club luncheon on Wednesday; d) Chair Bailey spoke of attending a Historical Society dinner last Thursday and the installation of officers; referred to a letter from the Jenny Lind Fire Protection District requesting the use of fuel tank located at the Public Works/Jenny Lind Maintenance Yard - this will be agendized at a later date; will attend the CCWD meeting tomorrow;

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e) County Administrative Officer Brent Harrington announced that agenda item #19, a Closed Session re: negotiations with the Calaveras County Employees Association will be canceled; f) Spencer Batchelder, County Counsel, stated that the Court records show that he testified, under subpoena, before the Grand Jury.

19. CLOSED SESSION/CAO

A Closed Session with the CAO re: negotiations with the CCEA was canceled as reference above.

20 & 21. ADJOURNMENT/STUDY SESSION/BOE

There being no further business, the Board adjourned for the noon recess, to return at 1:30 p.m. to conduct a Study Session re: the Sheriff's Canine Program, followed by a Board of Equalization hearing for Jon Ellis, and finally to reconvene on August 4, 1997 at 7:00 p.m. for a regular Board of Supervisors meeting.

CHAIR

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 11, 1997

1. From: Donald Segerstrom, Attorney, re: copy of his letter to County Counsel re: Downum adv. County of Calaveras: Calaveras County Superior Court Action #GJ-97-01; Action: cc: Board, Admin.
2. From: Central Sierra Planning Council, Economic Development District, and Resource Conservation and Development Area Council re: support of President Clinton's inclusion of an additional \$18 million increase in Natural Resources Conservation Service (NRCS 1997/98 budget; Action: referred to Stein; cc: Callaway and Queirolo

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3. From: Jenny Lind Fire Protection District re: request for emergency purchase of new 1997 2-wheel drive chasis; Action: cc: Board (copies were sent to Brent Harrington, Jim Miner Chief Richard McDonald, County Counsel and Supervisor Theirn under separate cover)
4. From: Calaveras-Amador Mokelumne River Authority (CAMRA) re: agenda for July 16, 1997; Action: referred to Stein, Callaway and Theirn
5. From: Mountain-Valley Emergency Medical Services Agency re: Quality Liaison Committee meeting agenda for July 22, 1997; Action: referred to Theirn; cc: Callaway, Admin., Health Officer
6. From: Calaveras Public Power Agency (CPPA) re: Energy Management Workshop, August 14, 1997, Bret Harte High School; Action: referred to Tryon
7. From: Calaveras Visitors Bureau re: one-day rafting trip on the American River and Cupertino Site Health Fair on Sept. 11, 1997; Action: Individual copiea to Board Members
8. From: Vallecito Union School District re: July 9, 1997 meeting held with Emerson re: Hotel Road; Action: referred to Callaway; cc: Public Works, County Counsel
9. From: State Dept. of Alcoholic Beverage Control re: Notice of Public Forums during July re: training in responsible beverage service as a pre-condition of licensure for licensees, and their employees, who exercise retail ABC license privileges; Action: referred to Planning; cc: Board, post
10. From: Gary L. Caldwell, La Contenta, re: copy of letter to Sheriff Downum commending Sheriff's staff for response to disturbance call; Action: cc: Board,

Admin., Animal Control

11. From: UC Davis, Center for Aging and Health, re: Summer 1997 issue of "GERINOTES"; Action: route & file

12. From: California State Association of Counties re: Welfare Reform Conference Committee action: Action: referred to Callaway

13. From: Cancer Surveillance Program Region 3 re: annual cancer incidence report; Action: Individual packets to Board Members

**JULY 14, 1997**

14. From: John Phipps, Forest Supervisor, El Dorado National Forest, re: copy of his letter to Terry Morford, Manager, PG&E, re: Mokelumne River Project, FERC No. 137; Action: cc: Board, Counsel, Planning, CCWD, Fish & Game, Ag and Resources Committee, Chris Williams

15. From: Federal Energy Regulatory Commission (FERC) re: copy of letter to Ms. Frances E. Francis confirming meeting on July 29, 1997 to discuss consolidation of the Angels and Utica Projects; Action: cc: Board, Counsel, Planning

16. From: California Auto Recycling re: Pine Grove Auto Dismantlers' County Contract for removing abandoned vehicles; Action: referred to District Attorney; cc: Board, Planning, Admin., Counsel

17. From: Regional Council of Rural Counties (RCRC) re: Groundwater Advisory Subcommittee; Action: cc: Board, Admin.

18. From: NACO re: July 7, 1997 issue of "COUNTY NEWS"; Action: Individual copies to Board Members

19. From: CSAC re: July 14, 1997 "LEGISLATIVE BULLETIN"; Action: Individual copies to Board Members

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20. From: Public Policy Institute of Calif. re: Summer 1997 "BULLETIN"; Action: Individual copies to Board Members

21. From: California Chamber of Commerce re: handbook entitles "CUTTING LOCAL GOVERNMENT COSTS THROUGH COMPETITION AND PRIVATIZATION"; Action: Route and File (CAO Harrington also received this)

22. From: State Board of Equalization re: Property Tax Rule 370, Random Selection of Counties for Representative Sampling; Rule 135, Homeowners' Property Tax Exemption; and Rule 122.5, Fixtures; Action: referred to County Counsel

**JULY 15, 1997**

23. From: Perry Lee Birchard informing Board of her educational background and past involvement with public officials and agencies; Action: cc: Board, Counsel, Admin.

24. From: Copperopolis Fire Protection District re: copy of their letter to Linda Carter, Auditor, requesting reimbursement of appropriate portion of SB 2557 funds for FY 96/97; Action: cc: Board, Admin.

25. From: Calaveras County Historical Society reminding Chair Bailey of their installation dinner on July 24; Action: referred to Bailey

26. From: Area 12 Agency on Aging re: agenda for July 21, 1997 Advisory Council meeting; Action: referred to Stein; cc: Bailey, Admin., post

27. From: Calif. Chamber of Commerce re: July 11, 1997 issue of "ALERT"; Action: route & file

28. From: Calaveras County HIV/AIDS Prevention and Education Advisory Committee re: agenda for July 22 meeting; Action: Individual copies to Board Members

29. From: State Department of Justice re: booklet entitled "CRIME AND DELINQUENCY IN CALIFORNIA"; Action: route & file

30. From: UC Berkeley re: one-day course on Water Supply and fish in the Sacramento-San Joaquin Delta; Action: cc: Board, Counsel, Planning, CCWD, Fish and Game Commission, Ag & Resources Committee, Chris Williams

**JULY 16, 1997**

31. From: W. Scott Thorpe, Supervising Deputy Attorney General, acknowledging receipt of resolution and request from Calaveras County and indicating that they will review the District Attorney's decision re: Calaveras County Superior Court Case GJ 97-01; Action: cc: Board, County Counsel, Admin., Sheriff

- 32. From: US Army Corps of Engineers re: Monthly Public Notice of permit actions taken by Sacramento District; Action: cc: Board
- 33. From: Calaveras County Seniors Center, Inc., to Supervisor Thein re: establishment of a Planning Commission and asking her to consider being a member; Action: referred to Thein
- 34. From: State Dept. of Motor Vehicles, San Andreas Field Office, re: change in office hours; Action: cc: Board, Admin.
- 35. From: East Bay MUD re: March 20, 1997 minutes of the Camanche Regional Park Advisory Board; Action: cc: Board
- 36. From: Mokelumne Hill Veterans Memorial District re: appointment of Idabelle Long to replace Lynda DaValle and Michael Dell'Orto to replace David Alexander; Action: cc: Board, Elections

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- 37. From: State Dept. of Forestry and Fire Protection re: Coastal Pitch Canker Zone of Infestation; Action: cc: Board, Planning, Ag Dept.

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- 38. From: John W. Zank re: application for paid position as Asst. Coordinator, Sheriff's, Volunteer Unit; Action: Individual copies to Board Members; cc: Personnel
- 39. From: Terry Knittle, Murphys, indicating that the Nugget's sign no longer blocks the intersection and thanking Tryon for his assistance; Action: referred to Tryon
- 40. From: Ann L. Denton, District Ranger, Stanislaus National Forest, re: Mi-Wok District's proposal for cattle grazing on the Westside, Lower Hull and Upper Hull Allotments; Action: cc: Board, Planning, Ag Dept.
- 41. From: County Fish & Game Commission re: Minutes of June 25, 1997; Action: cc: Board, County Counsel, Admin.
- 42. From: Bureau of Reclamation re: Draft Environmental Impact Statement/Draft Environmental Impact Report re: conveyance of project water through Folsom Dam until October 31, 2002; Action: cc: Board
- 43. From: U.S. Army Corps of Engineers, Sacramento District, re: U.S. Circuit Court Decision in American Mining Congress v. Corps of Engineers; Action: cc: Board, Planning
- 44. From: CALFED Bay-Delta Program re: additional information regarding the 1997 Category III Request for Proposal; Action: cc: Board, Planning, Counsel, CCWD, Fish and Game Commission, Ag & Resources Committee, Chris Williams
- 45. From: Calaveras Public Power Agency re: Study Session on Electric Industry Restructuring set for August 21, 1997; Action: referred to Tryon; cc: Callaway