

(OWNER) to provide allowance for additional time to complete construction of turnaround re: vacation of Britchen Drive, Diamond XX Subdivision, with the assurance that construction will be completed and authorizing the Director of Public Works to execute said agreement on behalf of the County.

Moved: Bailey Second: Thein Approval: Unanimous

10a. ADDENDUM/COUNTY COUNSEL/ELECTIONS (98-05, II, 4)

County Counsel justified the need for this addendum to the agenda indicating that it has been difficult to obtain a court decision on Proposition 208 and Board action needs to be taken as soon as possible because the public and candidates have numerous questions regarding campaign expenditure limits. Also, this has resulted in problems for the County Clerk, Elections and others. Counsel concludes that Prop 208 will be held unconstitutional and indicated that the Board has three options: 1) Remain silent on the issue; 2) Repeal the existing Ordinance; or, 3) Repeal the existing Ordinance and pursue a new one which would require specific findings, a special study, and expert testimony.

Counsel recommended that the Board rescind the existing ordinance and return to the status quo, which is no campaign contribution limits or expenditure limits. Supervisor Stein supported County Counsel's recommendation and Tryon concurred. Bailey stated that it was clear that the electorate wanted some controls on campaign expenditures and Callaway agreed.

Motion was made to introduce and waive reading of an Ordinance repealing Ordinance 2529 which established voluntary campaign expenditure limits.

Moved: Stein Second: Tryon Approval: Unanimous

11a. CORRESPONDENCE/SUPERVISORS (98-05, II, 200)

Supervisor Thein announced that she will be meeting with the Grand Jury at 9:00 a.m. on Wednesday and will attend the Mark Twain/St. Joseph's Foundation Dinner that evening; will be at the Planning Commission meeting on Thursday followed by an EDC meeting at 3:00 p.m. that day; and will be attending a tobacco meeting at the Library at 12:00 noon on Friday.

Bailey reported that she attended the Jenny Lind Fire Fighters Appreciation Dinner last Saturday night and delivered their new fire engine to them then announced that she will be at an American Legion Crab Feed and Lake Tulloch's Crab Feed this Saturday night and will be attending a Court of Honor for Eagle Scout Matthew Roberts.

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Stein announced that he will be attending a Central Sierra Planning Council & EDD Meeting in Placerville on Wednesday; an Area 12 Agency on Aging meeting in Sonora on Thursday; and will be accompanying Chair Callaway at a CSAC Board of Directors meeting in Sacramento on Friday.

Callaway announced that she will be attending CSAC meetings in Sacramento on Thursday and Friday then requested Board Members' opinions regarding the following issues to be discussed at CSAC: Court Consolidation; School Spending Limits; Limits on Congressional Terms; Political Contributions; and the Arts.

CAO Harrington announced that he will be attending an insurance meeting on

Thursday then informed the Board of a study session on Feb. 23, 1998 re: "kick-off" for the budget process and a study session on Feb. 17, 1998 re: Calaveras County Crime Report.

12 thru 15. CLOSED SESSIONS/ADJOURNMENT

There being no further regular business requiring Board action, the meeting was adjourned to the following Closed Session and the Board will reconvene in a Regular Board of Supervisors meeting at 10:00 a.m. on Monday, Feb. 9, 1998.

12. **CLOSED SESSION** pursuant to Government Code Sections 54957 and 54954.5(e) re: possible public employee appointment (position specific: County Librarian) - Board action: appointed Marguerite Hoekstra as County Librarian, effective 2/2/98.

13. **CLOSED SESSION** pursuant to Government Code Sections 54957 and 54954.5(e) re: public employee discipline/dismissal/release - Board action: none

14. **CLOSED SESSION** with Board's Labor Negotiator, County Administrative Officer (CAO), pursuant to Government Code Section 54957.6(a) re: unrepresented classification of County employees, including: Appointed Officials, Mid-Management and Professional Employees, and Supervisory and Confidential Employees - Board action: none

15. **CLOSED SESSION**, under Government Code Section 54956.9, pending litigation matters: Spangler vs. County, Superior Court No. 21781, consolidated with County vs. Spangler, Superior Court No. 21811 - Board action: none

CHAIR

ATTEST:

CLERK

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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:

JANUARY 16, 1998

1. From: California State Association of Counties re: Jan. 12, 1998 CSAC LEGISLATIVE BULLETIN; Action: individual copies to Board
2. From: East Bay Municipal Utility District re: Increasing Supply Reliability - an update of the Water Supply Management Program; Action: individual copies to Board
3. From: American City & County re: January 1998 publication; Action: Route to Board
4. From: Government West re: January/February 1998 issue - discussing the business of Government in the West; Action: individual copies to Board
5. From: Calaveras County Water District re: agenda for Jan. 21st CCWD meeting; Action: cc: Board, post

6. From: Calaveras County Water District re: agenda for Jan. 21st Calaveras-Amador Mokelumne River Authority meeting; Action: cc: Supervisors Stein, Callaway, Thein

7. From: Regional Council of Rural Counties re: urgent Special Water Committee meeting called for January 22nd by RCRC President and Committee Chair; Action: cc: Supervisors Tryon & Bailey

JANUARY 19, 1998 - GOVERNMENT CENTER HOLIDAY - MARTIN LUTHER KING'S BIRTHDAY

JANUARY 20, 1998

8. From: Calaveras County HIV/AIDS Prevention and Education Advisory Committee re: Agenda for 1/27/98 meeting; March 7th Blues for AIDS; Action: individual packets to Board

9. From: Bray, Geiger, Rudquist & Nuss re: property referred to as 3282 E. Highway 4, Murphys owned by Guaranty Federal Bank; Action: referred to Chair Callaway

10. From: Calaveras Alliance for Children re: agenda for January 22nd meeting; Action: cc: Callaway, Thein

11. From: U.S. Dept. of the Interior, Bureau of Reclamation re: water acquisition negotiations with Corning, Proberta and Thomes Creek Water Districts; Action: cc: Board

12. From: California Chamber of Commerce re: ALERT, Jan. 16th issue; Action: route to Board

13. From: State Employment Development Department re: notice of meetings to solicit comment on proposed federal Welfare-to-Work State Plan; Action: individual notices to Board; cc: Admin., Welfare, post

14. From: Calaveras County Water District re: notice of Feb. 10th meeting to discuss options for a sewer plant in the Toyon area; Action: cc: Board, Env. Health

15. From: State Dept. of Social Services re: distribution of USDA commodities to Congregate Feeding Agencies and household distributions through Food Distribution Agencies; Action: cc: Board, Welfare

16. From: Sierra Health Foundation re: Winter 1997 issue of PARTNERSHIPS; Action: individual copies to Board

17. From: Action Alliance for Children re: Jan./Feb. 1998 issue of CHILDREN'S ADVOCATE; Action: individual copies to Board

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18. From: California State Association of Counties re: agenda for Feb. 5th Administration of Justice Policy Committee Meeting; Action: original packet to Callaway; cc: Thein, Stein, Tryon & Bailey

19. From: East Bay Municipal Utility District re: Minutes of Dec. 9th, 1997 Special EBMUD Board of Directors meeting; Action: cc: Board

20. From: State Controller's Office, Division of Accounting & Reporting re: instructions/forms for "Costs Mandated by the State"; Action: referred to Admin & Auditor/Controller

21. From: State Rural Health Policy Council Office re: Jan. 9th issue of RURAL HEALTH NEWSCAST; Action: individual copies to Board

22. From: Sierra Business Council re: Sierra Leadership Seminar - Building Effective Leadership for our Communities; Action: cc: Board

JANUARY 21, 1998

23. Copy of a letter sent to Brad White/WHW Development from Valley Springs Sanitary District re: Storm Drain Discharges into VSSD Facilities; Action: cc: Bailey, Bldg., Env. Health

24. From: National Association of Counties re: Dec. 1997 issue of COUNTY ENVIRONMENTAL QUARTERLY; Action: Route to Board

JANUARY 22, 1998

25. From: Roger S. Beck, Copperopolis, CA re: request for list of met/not met

conditions re: final maps of Connor Estates; Action: cc: Supervisor Bailey, Planning, Community Development Dept., County Counsel

26. From: Regional Council of Rural Counties re: "MOE" Trial Court Funding; Action: cc: Supervisor Tryon, Courts, Admin.

27. From: East Bay Municipal Utility District re: 1997 EBMUD Annual Report; Action: individual copies to Board

28. From: California State Association of Counties re: questions and answers concerning implementation of AB 233 - the Lockyer-Isenberg Trial Court Funding Act of 1997; Action: referred packet to Chair Callaway

29. From: The University of Pacific re: Winter 1997/1998 issue of PACIFIC REVIEW; Action: individual copies to Board

30. From: HRC Child Care Resources re: January/February 1998 NEWSLETTER; Action: individual copies to Board

31. From: California Association of Councils of Governments re: introduction to CALCOG; Action: packet referred to Supervisor Bailey, as addressed

32. From: State Dept. of General Services, Telecommunications Division re: Federal Communications commission (FCC) mandates 7-digit carrier access codes; dialing instructions for 530 area code; Action: cc: Board, Admin., County Counsel

33. From: State Dept. of Parks and Recreation re: Copperopolis Congregational Church placed on National Register and Calif Register of Historical Resources; Action: cc: Supervisor Bailey

34. From: Alice Raine, Valley Springs re: minutes of Dec. 17. 1997 Fish & Game Commission meeting; Action: cc: Board, Admin., Ag. Dept.

35. From: State Dept. of Emergency Services re: final state claim request, under State Natural Disaster Assistance Act Program, prepared in the amount of \$30,272.00; Action: cc: Board, Admin., Auditor

36. From: Goyette & Adams, Attorneys at Law, re: request for Board to consider proposal re: legal matter involving Deputy Gary Carter and Deputy Mario Baroni; Action: cc: Board, Admin., County Counsel, Sheriff

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37. From: Ag Resource Solutions (ARS) re: meeting facilitation and mediation services on resource management and land use issues; Action: cc: Board, Planning, Ag. Dept.

38. From: U.S. Dept. of Agriculture, Stanislaus National Forest re: invitation to Feb. 6th public meeting to review the year 2000 grant applications for Off-Highway Vehicle (OHV) and Over-Snow Vehicle (OSV) recreation; Action: cc: Board, Planning, Public Works

39. Copy of a letter sent to Governor Pete Wilson from Ebbetts Pass Fire District re: property tax revenue shifts; total owed by State of Calif. \$753,950; Action: cc: Board, County Counsel, Admin., County Fire

40. From: US Army Corps of Engineers re: Army Permit actions taken by Sacramento district for the period 12/1/97 thru 12/31/97; Action: cc: Board

41. From: Calaveras Visitors Bureau re: Minutes of Jan 12, 1998 meeting; calendar of events for the period Jan. thru April, 1998; Action: individual letters to Board

42. From: U.S. Dept. of Agriculture, Stanislaus National Forest re: Schimke Timber Harvest and Prescription Burn - request for critique on vegetation management project; Action: cc: Board, Ag. Dept., Planning, County Fire