

David Goldemberg, *First District*
Ryan Campbell, *Second District*
Daniel Anaiah Kirk, *Third District*
Kathleen Haff, *Fourth District*
Jaron Brandon, *Fifth District*

Tracie Riggs, *County Administrator*
Sarah Carrillo, *County Counsel*
Heather Ryan, *Board Clerk*



BOARD OF SUPERVISORS

County of Tuolumne

October 4, 2022
9:00 AM

AMENDED AGENDA
Board of Supervisors Chambers
County Administration Center
4th Floor
2 S. Green St.
Sonora, CA 95370

PUBLIC PARTICIPATION PROCEDURES:

During the Board meeting, citizens who wish to provide public comment will be invited to do so by the Board Chair. Citizens who are physically present will be called first. Citizens who are not present and wish to provide remote public comment via Zoom may use the 'Raise Hand' feature on their computer or press *9 if participating by phone to enter the queue. The Moderator will read the last four digits for phone-only participants in lieu of name.

Zoom Webinar via computer at <https://tuolumne-ca-gov.zoom.us/j/83330990337> and/or
Phone Only: 1 (720) 707-2699 with Webinar ID: 833 3099 0337

Note: Zoom Webinar Services tends to have a reduced broadcasting delay in comparison to the County Website and Access Tuolumne livestream and is suggested for the closest to real-time viewing and listening.

Written comments may be submitted by U.S. mail at the above address or email to BOSpublic@co.tuolumne.ca.us for retention as part of the administrative record, they will not be read during the meeting.

Options for Public Access Audio and Video Livestreaming:

The public will not have access for public comments via these media options; they are

available for audio and visual only.

1) Tuolumne County Website: www.tuolumnecounty.ca.gov/BoardMeetings

and

2) Access Tuolumne County: www.accesstuolumne.org, click Watch Live and/or Comcast Cable 8

IMPORTANT PUBLIC NOTICE: Pursuant to AB361 members of the Board of Supervisors can participate by teleconference. Accessibility Requirements, if you need swift special assistance during the Board meeting, please call (209) 533-5521.

Pledge of Allegiance

Oral Communications (15 minutes)

Our Board values public participation and encourages community members to take this time to provide comment on matters of County interest. This section is for comment not related to items listed on the agenda. The public comment time limit of 3-minutes per speaker applies and no action may be taken by the Board on topics discussed. Your Board Members are listening carefully to these comments and appreciate you taking the time to make a personal investment in our community.

Staff Reports - The staff may present public service announcements, commendations of staff and brief project updates. No action may be taken by the Board.

Consent Calendar

Items on the Consent Calendar are considered to be routine and enacted by one motion. Any item may be removed for discussion and made a part of the regular agenda at the request of a member of the Board. An announcement shall be made after the Consent Calendar is read by the Clerk, and before action is taken on any item, that the public may address any item on said Consent Calendar.

1. Approving the minutes of the September 20, 2022 meeting.
[M09-2022draft.pdf](#)
[M09-2022special.pdf](#)
2. Approving the contract amendment for telepsychiatry services between Tuolumne County Behavioral Health and Kings View Behavioral Health Systems in an amount to not exceed \$460,000 per fiscal year beginning July 1, 2022, through June 30, 2023, and authorize the County Administrator to sign all related documents.
[Telepsych Amendment BOS FINAL.pdf](#)
[Telepsychiatry Amendment 1 between Kings View and Tuolumne County Behavioral Health.pdf](#)
3. Approving a recommendation from the Fire Safety Advisory Committee to provide a Letter of support to TUD for their application to USFS on Community Wildfire Defense Grant.
[Memo_Recommendation_Support_Letter_TUD_Wildfire_Defense_Grant_Application_Draft_Letter_Support_TUD_Wildfire_Defense_Grant_Application_20221004.pdf](#)

4. Approving an agreement with the City of Sonora for the administration of the Permanent Local Housing Allocation Fund Program for Fiscal years 2020-2025.
[PLHA Agreement with City of Sonora.pdf](#)
5. Approving the reappointment of Marjorie Langdon with a term to expire July 31, 2025, and Sherry Bradley with a term to expire June 30, 2025, to the Tuolumne County Behavioral Health Advisory Board.
[Final BOS Item MHAB Reappointment.pdf](#)
6. Adopting Subsequent Resolution 101-22 Making Findings in Support of Allowing Remote Meetings Pursuant to AB 361 (Modified Brown Act Procedures During a Declared Emergency).
[Memorandum re AB 361 October 4, 2022.pdf](#)
[Subsequent Reso October 4, 2022.pdf](#)
7. Accepting the annual report of accounting activities relative to the County's Other Traffic Mitigation Funds for Fiscal Year 2021-2022.
[FY21-22 AR Other Traffic Mitigation Funds.pdf](#)
8. Accepting the annual report of the accounting activities relative to the Tribal Road Mitigation Funds for Fiscal Year 2021-2022.
[FY21-22 AR Tribal Mitigation Funds.pdf](#)
9. Accepting the annual report of accounting activities relative to the Traffic Impact Mitigation Fee activity report for the Fiscal Year 2021-2022.
[FY21-22 AR TIMF.pdf](#)
10. Adopting Resolution 102-22 recommending unrestricted access to the Yosemite National Park during peak season.
[resolution.Yosemite Ticketed Entry.pdf](#)
11. **Adopting Resolution 109-22 and** approving unanticipated revenue of \$132,302.00 from the awarded California Climate Investments (CCI) Department of Forestry and Fire Protection Fire Prevention Grant and increasing appropriations in the Fire Fund by the same amount (4/5 approval required) **and authorizing the County Administrator to sign all related documents.**
[5GG21173 Agreement.pdf](#)
[2022_2023 CCI Board Resolution.doc](#)
[Board Memo Unanticipated Revenue 10.4.22.docx](#)
12. **Adopting Resolution 110-22 and** approving unanticipated revenue of \$19,999.98 from the CAL FIRE Volunteer Fire Capacity Grant and increasing appropriations in the Fire Fund by the same amount (4/5 approval required) and authorizing County Administrator to sign all related documents.
[AD-1048 Form 22.pdf](#)
[Agreement 7GF22121.pdf](#)
[2022 VFC Instructions for Submittal.doc](#)
[2022_2023 VFC Board Resolution.doc](#)
[2022 VFC Accepting Grant Board Memo.docx](#)

13. Approving unanticipated revenue of \$82,949.00 from the awarded California Office of Traffic Safety (OTS) and increasing appropriations in the Fire Fund by the same amount (4/5 approval required) and authorizing the County Administrator to sign all related documents.
[2022_OTS_GRANT_Board_Memo.docx](#)
[Grant Agreement - EM23014 encrypted.pdf](#)

14. **As Tuolumne Public Power Agency**
Approving a contract for full requirements electric service with the Western Area Power Administration with a term to expire December 31, 2054 and authorize the Tuolumne Public Power Agency Director, Tracie Riggs, to sign.

[BOD Meeting 10-4-22.pdf](#)
[Full Requirements Contract 22-SNR-02711.pdf](#)

Proclamations & Commendations

15. Consideration of adopting Resolution 103-22 Proclaiming October 9-15, 2022 as Fire Prevention Week in Tuolumne County.
[2022 Fire Prevention Week Board Memo.pdf](#)
[BOS 10_4_2022 Resolution Proclaiming Fire Prevention Week.pdf](#)
16. Consideration of adopting Resolution 104-22 Declaring October 2022 to be Domestic Violence Awareness Month in Tuolumne County
[CNVC & DA Agenda Request 10.4.22.pdf](#)
[CNVC DVAM Purple Ribbon flyer FINAL.pdf](#)
17. Consideration of adopting Resolution 105-22 Proclaiming October 2-8, 2022 as National 4-H Week in Tuolumne County.
[resolution.4H Week.pdf](#)

Committees & Commissions

18. Consideration of appointing a District 3 representative to the Tuolumne County Commission on Homelessness with a term to expire April 6, 2023.
[District 3 TCCoH Applicants _Redacted.pdf](#)

County Administrator - Tracie Riggs

19. Consideration of adopting Resolution 106-22 approving amendment #6 to the 2017-2021 Tuolumne County Health Care Unit Memorandum of Understanding.
20. Consideration of adopting Resolution 107-22 approving amendment #8 to the 2017-2021 Tuolumne County OE3 Unit Memorandum of Understanding.

Other Business

21. Closed Session - **Public Employee Performance Evaluation** (Authority: Government Code Section 54957(b)(1) Title: Public Health Officer

22. Closed Session - **CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION** (Authority: Government Code Section 54956.9(d)(1)) – *Bill Harrison v. County of Tuolumne, et al.*; Tuolumne County Superior Court, Case No: CV63715.
23. Closed Session - **Conference with Labor Negotiators** : Tracie Riggs, County Administrator; Eric Erhardt, Assistant County Administrator; and Karen McGettigan, Deputy County Administrator (Authority: Government Code Section 54957.6) - All Bargaining Units.

Reports

APPOINTMENTS

10:00 a.m. 1) Public Hearing: Consideration of public comment, approval of Resolution 108-22 re-adopting the Permanent Local Housing Allocation Plan (PLHA) for 2019-2023, certifying that the public had adequate opportunity to review and comment on the plan and authorizing the submittal.

[PLHA Plan Re Approval and Resolution Board Memo.pdf](#)

[PLHA Re aproval of Plan Resolution .pdf](#)

10:00 a.m. 2) Presentation from the Tuolumne County Superintendent of Schools on Williams Act Reporting for California Schools.

[Williams and AB 599.pdf](#)

11:00 a.m. Closed Session-CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION (Gov. Code § 54956.9(d)(3)). -Significant exposure to litigation pursuant to Section 54956.9(d)(3): Two (2) cases. See attached letter from County Counsel regarding the threat of litigation as required by Fowler v. City of Lafayette.

[CS Memo as Req. by Fowler v. City of Lafayette .pdf](#)

1:30 p.m. 1) Public Hearing to Consider : Johnson 1) Application to rescind existing Williamson Act Contract 05WA-04 in order to execute a new land use conservation contract WA22-002 on the 657-acre site zoned AE-37:AP (Exclusive Agricultural, Thirty-Seven acre Minimum: Agricultural Preserve Combining) under Title 17 of the Tuolumne County Ordinance Code, pursuant to Tuolumne County Resolution 106-04. **2)** Approval of the new Agricultural Management Plan for Williamson Act Contract WA22-002, **3)** Determination that the proposed Farm Labor Housing is a compatible use under the Williamson Act, pursuant to Rule 8(B) of Tuolumne County resolution 106-04.

[10-4-2022 BOS Agenda Pkt.pdf](#)

1:30 p.m. 2) Public Hearing to Consider: Westmoreland, RZ21-009, Ordinance for Zone Change RZ21-009 to rezone a 10.18± acre parcel from A-10 (General Agricultural, Ten Acre Minimum) to RE-5 (Residential Estate, Five Acre Minimum) under Title 17 of the Tuolumne County Ordinance Code (TCOC).

[10-4-2022 BOS Agenda Pkt.pdf](#)

1:30 p.m. 3) Public Hearing to Consider: Prieto, Ordinance for Zone Change RZ21-007 to rezone a 0.97± acre parcel from RE-1 (Residential Estate, One Acre Minimum) to C-1 (General Commercial) under Title 17 of the Tuolumne County Ordinance Code (TCOC).

[10-4-2022 BOS Agenda Packet.pdf](#)

1:30 p.m. 4) Public Hearing to Consider: Perez, Ordinance for Zone Change RZ22-004 to rezone a 20.08± acre parcel from RE-5 (Residential Estate, Five Acre Minimum) to A-10 (General Agriculture, Ten Acre Minimum) in advance of a Lot Line Adjustment (LLA) under Title 17 of the Tuolumne County Ordinance Code (TCOC).

[10-4-2022 BOS Agenda Packet.pdf](#)

LATE AGENDA MATERIAL CAN BE INSPECTED IN THE OFFICE OF THE CLERK OF THE BOARD OF SUPERVISORS AT 2 S. GREEN STREET, SONORA, CALIFORNIA. In accordance with the Americans with Disabilities Act, if you need special assistance (i.e. auxiliary aids or services) in order to participate in this public meeting, please contact the Clerk of the Board of Supervisors, (209-533-5521). Notification 48 hours prior to the start of the meeting will enable the Clerk to make reasonable accommodations to ensure accessibility to this public meeting.