

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

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



BOARD OF SUPERVISORS

County of Tuolumne

July 9, 2024
9:00 AM

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

The Board intends to recess during the hours of 12:00 p.m. to 1:30 p.m. The Chair shall determine the order in which agenda items will be heard to most efficiently facilitate each meeting, thus items may be heard out of numerical order.

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) (669) 444-9171 with Webinar ID: 833 3099 0337

Options for Public Access Audio and Video Livestreaming:

The public will not have access for public comments via this media option; they are available for audio and visual only. Access Tuolumne: can be seen on Comcast Cable 8, Sierra Nevada Communications Channel 17.8 in Groveland, apps for the iPhone, Roku, and AppleTV, and at: <https://accesstuolumne.org>

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.

Pledge of Allegiance

Oral Communications (15 minutes)

Our Board values public participation and encourages community members to take this time to provide comments on matters of County interest. This section is for comments on items not listed on the agenda. The public comment time limit of 3-minutes per speaker applies. Pursuant to GC 54954.2(a)(3) no action or discussion may be undertaken by the Board on topics presented in this section. 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 June 18, 2024 meeting.
[M06-1824draft.docx](#)
2. Waiving the first reading of an Ordinance correcting a clerical error in Section 1 of Ordinance 3454, adopted by the Board of Supervisors on March 19, 2024, and setting a second reading for adoption on July 23, 2024.
[BOS Pkt 7-9-24 \(1st reading Murphy's Clerical Error\).pdf](#)
3. Adopting Resolution 54-24, extending the Abandoned Vehicle Abatement Fee Program until June 30, 2035.
[AVA Board Memo.pdf](#)
[Resolution.pdf](#)
4. Approving an Agreement between the Tuolumne County Health and Human Services Agency and Amador Tuolumne Community Action Agency for housing related case management and rapid rehousing services, in an amount not to exceed \$180,000 for the period of January 1, 2024, through March 31, 2027, and authorizing the County Administrator to sign all related documents.
[ATCAA_ERF-3_BOS_Ltr_final__6-24_\(1\).pdf](#)
[ATCAA_ERF_Round_3_Agreement__2_\(1\).pdf](#)
5. Determining there is a need to continue the emergency actions ordered by the County Administrative Officer as a result of a series of storms from February 2023 through March 2023, pursuant to Public Contract Code § 22050 and TCOC

3.22.060. (4/5 vote required)

[Emergency Actions Storm 2023 Review Memo July 9th.docx](#)

6. Determining there is a need to continue the emergency actions ordered by the County Administrative Officer as a result of a severe storm on or about March 1, 2024, pursuant to Public Contract Code § 22050 and TCOC 3.22.060. (4/5 vote required)

[Emergency Actions Storm 2024 Review Memo July9th.docx](#)

7. Approving the Tuolumne County Veterans Service Office to enter into grant agreements with the California Department of Veterans Affairs for Mental Health Services Act funding in the amount of \$45,000/FY 2024/2025 and FY 2025/2026 and authorize the County Administrator to sign all grant related documents.

[CVSO MHSA BOS FINAL 628 \(002\).pdf](#)

[Standard Agreement pkt.pdf](#)

8. Approving Amendment #3 to the Ambulance Services Agreement with Manteca District Ambulance, increasing the contract amount by \$324,867 (included in the FY 24/25 Recommended budget).

[2024 Ambulance Agreement Amendment #3 Memo.pdf](#)

[MDA Ambulance Services Agreement Amendment #3.pdf](#)

9. **1)** Waiving the second reading and adopting an Ordinance adding Chapter 3.29 of the Tuolumne County Ordinance Code imposing a 1% General Transaction and Use Tax (Sales Tax) in the unincorporated areas of Tuolumne County, subject to voter approval and expiring after 20 years, **2)** adopting Resolution 55-24 calling an election to submit to voters of Tuolumne County the proposed Sales Tax and ordering the election to be consolidated with the statewide general election scheduled for November 05, 2024, and **3)** adopting Resolution 56-24 calling an election to submit to voters of Tuolumne County for an advisory ballot measure for the November 05, 2024 ballot. **4)** Approving the argument in favor of the advisory ballot measure

[Memo-2nd Reading of Ordinance 7-9-24.docx](#)

[Attachment A-Final Sales Tax Ordinance.doc](#)

[Attachment B-Sales Tax Measure Resolution.doc](#)

[Attachment C-Advisory Measure Resolution.doc](#)

[Attachment D-Advisory Measure Argument in Favor.docx](#)

10. Approving plans and specifications for the Cabrini Behavioral Health Housing Deck Replacement Project and authorize a call for bids on August 5, 2024

[Board Memo Regarding Cabrini Deck Project.pdf](#)

[Attachment A-Deck Replacement Plans.pdf](#)

[Attachment B-Structural Calculations.pdf](#)

11. Accepting the resignation of Linda Emerson from the Tuolumne County Planning Commission and directing the Clerk of the Board to post a Notice of Vacancy and send a letter of appreciation.

[Linda Emerson Resignation.pdf](#)

12. Recognizing \$10,000 in unanticipated revenue from a Sonora Area Foundation

grant to purchase rope rescue equipment, increasing appropriations in the County Fire budget by \$10,000, and authorizing the County Administrator to sign all related documents. (4/5ths vote required)

[2024 Board Memo SAF Grant Agreement.docx](#)

[TERMS of 2024 SAF Grant - TCFD 25783.pdf](#)

[2024 SAF Grant Application Packet Rope Rescue.pdf](#)

13. Approving Amendment #1 to the professional services agreement with Tony Salazar extending the term until August 16, 2024, and increasing compensation not to exceed \$117,500 for interim indigent defense services for felony cases in the office of the Public Defender

[Memo - Amendment #1 - Tony Salazar.pdf](#)

[Amendment #1 to Interime Indigent Defense for Felony Cases - Tony Salazar.pdf](#)

14. Approving the Notice of Completion for Contract No. 1769A, "Tuolumne Road North Storm Damage Repair Project, Phase 1," and authorize the Chair to sign.

[1769A BOS NOC 20240610.pdf](#)

[1769A Acceptance Statement_Executed 20240613.pdf](#)

[1769A Notice of Completion.pdf](#)

15. Approving Resolution 57-24 authorizing the Public Works Director or Designee to submit individual and regional applications to CalRecycle for Grants and Payment Programs.

[24 07-09 Board Memo CalRecycle Regional Resolution.pdf](#)

[24 07-09 CalRecycle Regional Resolution.doc](#)

16. Approving the appointment of Susan Munsel to the Carters Cemetery District with a term to expire on February 13, 2028.

[Susan Munsel-Email Recommendation.pdf](#)

[Carters CD-Susan Munsel-06.04.2024-Redacted.pdf](#)

17. Adopting Resolution 58-24 authorizing the Elections Office to not print the list of supporters and opponents for Local Measures on the county ballot.

[bos Ab1416.pdf](#)

[AB_1416_Board_Resolution.docx](#)

18. **As the Air Pollution Control Board**

Setting a hearing date of August 20,2024, at 1:30 p.m. to review and receive comments on the Air Pollution Control District FY 24/25 budget.

[BOS_Memo_APCD_Budget_FY_2024-2025_step_1.doc](#)

[BOS_APCD_budget_notice_of_public_hearing_FY_24-25_step_1__1_.docx](#)

Public Works

19. Consideration of approving the Solid Waste Division to allocate up to 100 tons of the County tonnage allowance to the tipping fees for solid waste collected in Tuolumne County homeless encampments, and declaring the same a public benefit and purpose.

Health and Human Services Agency

20. Consideration of waiving the first reading of an ordinance amending the Tuolumne County Ordinance Code Sections 5.16.10, 5.16.20, and 5.16.130 of the County Code Relating to Ambulance Services, and setting a second reading for adoption on July 23, 2024. (5/10 min)

[BOS Memo - Amendment to Ambulance Ordinance.pdf](#)

[Chapter 5.16 - Ambulance Services - Red Line.pdf](#)

[Ordinance Amending Ambulance Ordinance 7.09.pdf](#)

Other Business

21. Closed Session - CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION (Authority: Government Code Section 54956.9(d)(1)) – Cynthia Kasper, et al. v. Tuolumne County, et al.; Tuolumne County Superior Court, Case No: CV66165
22. Closed Session: CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATION, Significant exposure to litigation, Authority: Government Code section 54956.9(d)(2): One (1) case.
23. **As the Air Pollution Control Board**
Closed Session-CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION (Gov. Code Section 54956.9(d)(3)).-Significant exposure to litigation pursuant to Section 54956.9(d)(3): One (1) case

[Fowler Memo.pdf](#)

Reports

APPOINTMENTS

Appointment items may be heard at or after their scheduled time as noted on the agenda and not before.

As the Air Pollution Control Board

1:30 p.m. Public Hearing to review and receive comments on proposed Rule 602 – Technical Analysis and Report Fees regarding fees for the actual cost of collecting samples, performing analysis and preparing necessary reports on emissions.

[APCD_Rule_602_BOS_MEMO.doc](#)

[Rule 602 1-3-24.docx](#)

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.

DISCLOSURE OF CAMPAIGN CONTRIBUTIONS: Pursuant to Government Code section 84308, members of the Board of Supervisors are disqualified and not able to participate in any agenda item involving contracts (other than competitively bid, labor, or personal employment contracts), franchises, discretionary land use permits and other entitlements if the Board member received more than \$250 in campaign contributions from the applicant or contractor, an agent of the applicant or contractor, or any financially interested participant who actively supports or opposes the County's decision on the agenda item since January 1, 2023. Members of the Board of Supervisors who have received, and applicants, contractors or their agents who have made, campaign contributions totaling more than \$250 to a Board member since January 1, 2023, are required to disclose that fact for the official record of the subject proceeding. Disclosures must include the amount of the campaign contribution and identify the recipient Board member and may be made either in writing to the Clerk of the Board of Supervisors prior to the subject hearing or by verbal disclosure at the time of the hearing.