

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

September 14, 2021
9:00 AM

AGENDA

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

PUBLIC PARTICIPATION PROCEDURES:

In order to protect the health and safety of our Tuolumne County citizens, this Board meeting is open to the public with modifications. Face coverings are required for all attendees regardless of vaccination status. During the Board meeting, citizens physically present who wish to provide public comment will be invited to do so by the Board Chair. Citizens who are not present and wish to comment should be prepared to use our call-in line at (209) 533-6581 to queue for verbal public comment.

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.

Access Tuolumne County at:

www.accesstuolumne.org and click watch live and/or Comcast Cable 8

OR

Zoom Webinar via computer at <https://zoom.us/j/98737385155> and/or

Call in at: (1) (669) 900-9128 with Webinar ID: 987 3738 5155

Note: Zoom Webinar Services tends to have a reduced broadcasting delay in comparison to the Access Tuolumne livestream and is suggested for the closest to real time viewing and listening. Granicus livestreaming through the County website is currently unavailable and

pending a scheduled maintenance.

You also may submit written comments by U.S. mail at the above address or email for retention as part of the administrative record, they will not be read during the meeting. Comments must be received by the Board Clerk no later than 8:00 a.m. on the morning of the noticed meeting. To submit written comments by email at boardclerk@co.tuolumne.ca.us

IMPORTANT PUBLIC NOTICE: Under the Governor's Executive Order N-25-20 and Order N-29-20, 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) 533-6581.

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 07, 2021 meeting.
[M09-0721draft.docx](#)
2. Approving of a Memorandum of Understanding between Alpine, Amador, Calaveras, Tuolumne and Yuba counties to assist in Disaster-CalFresh services for Fiscal Year 2021-2023, requesting the Chair to sign MOU and authorizing the County Administrative Officer to sign all related amendments and documents.
[D-CalFresh MOU BOS Packet-Final.pdf](#)
3. Approving a contract with David Beyersdorf for AB109 Attorney Services with a term to end June 30, 2022 in an amount not to exceed \$112,000.
[AB 109 Memo.doc](#)
[AGREEMENT FOR PROFESSIONAL SERVICES AB109.pdf](#)
4. Approving Use Restriction Agreement related to the National Disaster Resilience Competition Community Resilience Center Project.
[CRC Use Restriction Board Memo.pdf](#)
[Groveland Use Restriction August 2021.pdf](#)

[Tuolumne CRC Use Restriction August 2021.pdf](#)

5. Approving of an Assignment and Acquisition Agreement with Judicial Council of California regarding a Retaining Wall at the Law and Justice Campus
[Jail Retaining Wall Agreement Memo.pdf](#)
[Jail Retaining Wall Assignment and Acquisition Agreement August 2021.pdf](#)
6. Approving Agreement Amendment #2 with Lionakis for Additional Scope of Work related to the Community Resilience Center Project in the amount of \$17,250.
[CRC Agreement Amendment #2 with Lionakis Board Memo.pdf](#)
[NDRC Architectural Amendment 2.pdf](#)
7. Consideration of Approving of a Recognition Agreement for Gold Country Hangars, LLC
[Leg Desc_C4_Exhibit A-1 Master Premises.pdf](#)
[Leg Desc_C4_Exhibit A-2 Master Premises.pdf](#)
[Recognition Agreement for Gold Country Hangars 08182021 v2.0.doc](#)
[Gold Country Hangars Deed of Trust.pdf](#)
[Leg Desc_Building Q_Exhibit A Master Premises.pdf](#)
[Leg Desc_Building Q_Exhibit B Master Premises.pdf](#)
[Gold Country Rec Agree Memo 2021.pdf](#)
8. Adopting Resolution 88-21 Updating the Solid Waste Committee's Membership
[SWC membership reso BOS memo.pdf](#)
[SWC LTF membership BOS reso.pdf](#)
9. Approval of the COVID-19 Vaccination Verification and Testing Policy Implementing the July 26, 2021, CDPH Order.
[Memorandum](#)
[COVID-19 Vaccination Verification & Testing Policy Implementing the 7/26/21 CDPH Order](#)
[CDPH State Public Health Officer Order of July 26th, 2021](#)
10. Adopting Resolution 89-21, a resolution of the Board of Supervisors of the County of Tuolumne approving application(s) for Per Capita grant funds.
[Prop 68 Per Capita Grant - BOS Resolution.pdf](#)
[Prop 68 Resolution Approving Application\(s\) for Per Capita Gant Funds Board Memo \(9-3-21\).pdf](#)

Public Works Director - Kim MacFarlane

11. Consideration and direction on written request from Cal Sierra/Waste Management Inc. to exercise the ten (10) year extension to their franchise collection agreement.
[TC Extension Request Letter 2021.docx.pdf](#)
[BOS memo on cswm ext v2.pdf](#)
[CSWM BOS 9.14.21.pptx](#)

County Administrator - Tracie Riggs

12. Consideration of providing final direction on the development of a business license ordinance
[BOS Memo 9.14.21.docx](#)

Other Business

13. Closed Session - **Conference with Labor Negotiators**: Tracie Riggs, County Administrator; Eric Erhardt, Assistant County Administrator; and Kimberly Phipps, Sr. HR Analyst (Relief) (Authority; Government Code Section 54957.6) - All Bargaining Units.
14. Closed Session - **CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION** (Authority: Government Code Section 54956.9(d)(1)) – Christopher Alfred Spina v. County of Tuolumne, et al.; Tuolumne County Superior Court, Case No: CV64025.
15. Closed Session – **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION** (Authority: Government Code Section 54956.9(d)(2)) – One case.
16. Consideration of approving a letter to Governor Newsom regarding a vaccine mandate exemption for County employees who have previously tested positive for COVID-19. (Supervisor Haff)
[Haff Letter to Governor re vaccine exemption for COVID positive .docx](#)

Reports

APPOINTMENTS

9:00a.m. Presentation on Drought Conditions and recommendations along with consideration of approving Resolution 90-21 Continuing the Proclamation of a Local State of Emergency Due to Drought.

[Drought_Conditions_Renew_Proclamation_Memo_Board_20210909.pdf](#)
[Drought_Proclamation_Renewal_20210914.pdf](#)

1:30p.m. Presentation on the current Code Compliance Program and consideration of providing direction on options for improving processes and procedures.

[code complaince presentation sept 14 rvsd.pdf](#)

6:00p.m. Presentation, training, and discussion led by Remy Moose Manley, LLP regarding the Board of Supervisors' and Planning Commission's role in land use matters and an overview of relevant legal authorities.

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.