



Department of Public Works

Kim MacFarlane, P.E.
Director

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AGENDA TUOLUMNE COUNTY BOARD OF SUPERVISORS Transportation Committee Meeting

Monday, March 21, 2022 at 3:00pm
Zoom

ADMINISTRATION

Assistant to the
Department Head
Emma Hawks
209.694.2718

AIRPORTS

Airports Manager
Benedict Stuth
209.533.5685

BUSINESS

Business Manager
Janelle Kostlivy
209.533.5972

ENGINEERING

Supervising Engineer
Blossom Scott-Heim, P.E.
209.533.5904

FLEET SERVICES

Fleet Services Manager
Mike Young
209.536.1622

GEOGRAPHIC INFORMATION SYSTEMS

GIS Coordinator
Madeline Amlin
209.533.6592

ROAD OPERATIONS

Road Superintendent
Mike Cognetti
209.533.5609

SOLID WASTE

Solid Waste Director
Jim McHargue, REHS
209.533.5588

SURVEYING

County Surveyor
Warren Smith, L.S.
209.533.5626

1. PUBLIC FORUM

The public may speak on any item not on the agenda. No action may be taken by the Committee. The amount of time allocated for the public forum is limited to 15 minutes.

2. ASSEMBLY BILL 361

Consideration of Adopting Resolution 2021-01 Making Findings in Support of Allowing Remote Meetings Pursuant to AB361 (Modified Brown Act Procedures During a Declared Emergency)

3. COMMITTEE BUSINESS

- A. Consideration of the Minutes of the November 15, 2021
- B. Staff Reports:
 - Update on grading and encroachment violations

4. DISCUSSION ITEMS

- A. State of the Roads Report preview

5. ADJOURMENT

LOCATION: Zoom Meeting
Meeting ID: 874 6814 6117
Passcode: 581579

Dial In: (Choose a number from the list below to dial in)

+1 669 900 9128 US (San Jose) / +1 253 215 8782 US (Tacoma) / +1 346 248 7799 US (Houston) /
+1 301 715 8592 US (Germantown) / +1 312 626 6799 US (Chicago) / +1 646 558 8656 US
(New York)

The Transportation Committee is to serve the Board by reviewing, commenting on and recommending new and/or modifications to existing policy related to 1) standards for road design and construction, road capacity, traffic modeling, and related drainage facilities; 2) maintained public road system; 3) county service areas (CSA's) and permanent road divisions (PRD's); 4) regional transportation plan; 5) traffic mitigation fee program; and 6) the public transportation system.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Department of Public Works at (209) 533-5601. Notification 48 hours prior to the meeting will enable the County to make reasonable arrangements to ensure accessibility to this meeting (28CFR Part 35 ADA Title II).

1 Transportation Committee

2 County of Tuolumne

3
4 **FINDINGS OF THE TRANSPORTATION COMMITTEE**
5 **AUTHORIZING REMOTE TELECONFERENCE MEETINGS**
6 **OF THE TRANSPORTATION COMMITTEE**
7 **FOR THE PERIOD MARCH 21, 2022-APRIL 20, 2022**
8 **PURSUANT TO THE RALPH M. BROWN ACT.**
9

10 **WHEREAS**, all meetings of TRANSPORTATION COMMITTEE and its legislative bodies are
11 open and public, as required by the Ralph M. Brown Act (Cal. Gov. Code §§ 54950 – 54963), so that any
12 member of the public may attend, participate, and view the legislative bodies conduct their business; and

13 **WHEREAS**, the Brown Act, Government Code section 54953(e), makes provisions for remote
14 teleconferencing participation in meetings by members of a legislative body, without compliance with the
15 requirements of Government Code section 54953(b)(3), subject to the existence of certain conditions and
16 requirements; and

17 **WHEREAS**, a required condition of Government Code section 54953(e) is that a state of emergency
18 is declared by the Governor pursuant to Government Code section 8625, proclaiming the existence of
19 conditions of disaster or of extreme peril to the safety of persons and property within the state caused by
20 conditions as described in Government Code section 8558(b); and

21 **WHEREAS**, a further required condition of Government Code section 54953(e) is that state or local
22 officials have imposed or recommended measures to promote social distancing, or, the legislative body
23 holds a meeting to determine or has determined by a majority vote that meeting in person would present
24 imminent risks to the health and safety of attendees; and

25 **WHEREAS**, on March 4, 2020, Governor Newsom issued a Proclamation of a State of Emergency
26 declaring a state of emergency exists in California due to the threat of COVID-19, pursuant to the California
27 Emergency Services Act (Government Code section 8625); and,

28 **WHEREAS**, on June 11, 2021, Governor Newsom issued Executive Order N-07-21, which

1 formally rescinded the Stay-at-Home Order (Executive Order N-33-20), as well as the framework for a
2 gradual, risk-based reopening of the economy (Executive Order N-60-20, issued on May 4, 2020) but did
3 not rescind the proclaimed state of emergency; and,

4 **WHEREAS**, on June 11, 2021, Governor Newsom also issued Executive Order N-08-21, which set
5 expiration dates for certain paragraphs of the State of Emergency Proclamation dated March 4, 2020 and
6 other Executive Orders but did not rescind the proclaimed state of emergency; and,

7 **WHEREAS**, as of the date of this Findings, neither the Governor nor the state Legislature have
8 exercised their respective powers pursuant to Government Code section 8629 to lift the state of emergency
9 either by proclamation or by concurrent Findings the state Legislature; and,

10 **WHEREAS**, the California Department of Industrial Relations has issued regulations related to
11 COVID-19 Prevention for employees and places of employment. Title 8 of the California Code of
12 Regulations, Section 3205(5)(D) specifically recommends physical (social) distancing as one of the
13 measures to decrease the spread of COVID-19 based on the fact that particles containing the virus can travel
14 more than six feet, especially indoors; and,

15 **WHEREAS**, the TRANSPORTATION COMMITTEE finds that state or local officials have
16 imposed or recommended measures to promote social distancing, based on the California Department of
17 Industrial Relations’ issuance of regulations related to COVID-19 Prevention through Title 8 of the
18 California Code of Regulations, Section 3205(5)(D); and,

19 **WHEREAS**, as a consequence, the TRANSPORTATION COMMITTEE does hereby find that it
20 shall conduct its meetings by teleconferencing without compliance with Government Code section 54953
21 (b)(3), pursuant to Section 54953(e), and that such legislative bodies shall comply with the requirements to
22 provide the public with access to the meetings as prescribed by Government Code section 54953(e)(2).

23 ///

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26 ///

27 **NOW, THEREFORE, BE IT RESOLVED, FOUND AND ORDERED** by the
28 TRANSPORTATION COMMITTEE, County of Tuolumne, State of California, in regular session

1 assembled on March 21, 2022 does hereby resolve as follows:

2 Section 1. Recitals. All of the above recitals are true and correct and are incorporated into this
3 Findings by this reference.

4 Section 2. State or Local Officials Have Imposed or Recommended Measures to Promote Social
5 Distancing. TRANSPORTATION COMMITTEE hereby proclaims that state officials have imposed or
6 recommended measures to promote social (physical) distancing based on the California Department of
7 Industrial Relations’ issuance of regulations related to COVID-19 Prevention through Title 8 of the
8 California Code of Regulations, Section 3205(5)(D).

9 Section 3. Remote Teleconference Meetings. The TRANSPORTATION COMMITTEE is
10 hereby authorized and directed to take all actions necessary to carry out the intent and purpose of these
11 Findings including, conducting open and public meetings in accordance with Government Code section
12 54953(e) and other applicable provisions of the Brown Act.

13 Section 4. Effective Date. These Findings shall take effect immediately upon its adoption and
14 shall be effective until the earlier of (i) April 20, 2022, or (ii) such time the TRANSPORTATION
15 COMMITTEE adopts a subsequent Findings in accordance with Government Code section 54953(e)(3) to
16 extend the time during which its legislative bodies may continue to teleconference without compliance with
17 Section 54953(b)(3).

18 ADOPTED this ___ day of _____, 2022 by TRANSPORTATION COMMITTEE, by
19 the following vote:

20
21 YES:

22 NO:

23 ABSENT:

24 ABSTAIN:

25

26

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Department of Public Works

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Director

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MINUTES **UNAPPROVED**

Board of Supervisors Transportation Committee (BOSTC) Monday, November 15, 2021 at 3:00pm

ADMINISTRATION

Assistant to the
Department Head
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PRESENT: Chair Ryan Campbell; Vice-Chair Kathleen Haff

STAFF: Kim MacFarlane, Director of Public Works; Blossom Scott-Heim, Supervising Engineer; Denise Zitnik, Engineer II; Eric Pearson, Engineer I; Emma Hawks, Assistant to the Department Head

ABSENT: None

GUESTS: Rod Brown, Fehr & Peers

CALL TO ORDER

Chair Ryan Campbell called the meeting of November 15, 2021 to order at 3:05p.m.

PUBLIC FORUM

Chair Campbell asked if anyone in the audience wished to address the Committee during this portion of the meeting to speak on any issue not on the agenda.

Seeing no one wishing to speak, Chair Campbell closed the public forum.

COMMITTEE BUSINESS

A. Consideration of the Minutes of the meeting of the August 16, 2021

Vice-Chair Kathleen Haff asked for an update on grading and encroachment violations as requested at the last committee meeting.

Kim MacFarlane, Director of Public Works provided a brief update.

Ms. MacFarlane asked if the Committee wanted to see the proposal before it was presented to the Board.

Vice-Chair Haff said that she would like updates as they become available but does not want to hold up the process.

Chair Campbell express confidence in staff to decide what needs to come to the committee.

Chair Campbell did not make any changes to the August 16, 2021 Minutes, but requested that the topic be on the next agenda for further discussion.

Ms. MacFarlane added that Public Works is working closely with the Community Development Department and Code Compliance and agreed to provide an update at the next scheduled meeting.

Minutes of the August 16, 2021 meeting were moved by Vice-Chair Haff and seconded by Chair Campbell Haff to approve the Minutes of August 16, 2021 as presented.

Motion carried 2 – 0 – 0

B. Staff Reports

Blossom Scott-Heim, Supervising Engineer gave an update on the Parrotts Ferry / SR49 project.

Ms. Scott-Heim explained that the project was postponed due to weather initially but that they're hoping construction will begin soon.

Discussion ensued regarding the current traffic issues on Parrotts Ferry / SR49 project site.

Chair Campbell asked if there were any public comment, seeing none he asked staff to read Item No. 1.

ITEMS

1. Presentation on the Local Road Safety Plan

Denise Zitnik, Engineer II read Item No. 1 and introduced Rod Brown of Fehrs & Peers.

Rod Brown provided an overview of the Local Road Safety Plan and its development.

Ms. Zitnik concluded the presentation.

Vice-Chair Haff questioned the funding source and asked for details.

Ms. Zitnik explained that the Safety Plan is funded through Caltrans who requires the Local Road Safety Plan as a part of their Highway Safety Program. She further explained that the implantation portion can be funded through multiple different sources as stated in the presentation.

Vice-Chair Haff requested clarification for the public when it's presented to the Board.

Chair Campbell praised Ms. Zitnik and the engineering staff on a job well done.

Chair Campbell questioned if the public was able to submit comments and/or requests on areas they have concerns.

Ms. Zitnik explained that it's a part of the systematic approach, but a platform can be created for the public when the time comes.

Ms. Scott-Heim provided the current procedure: the public calls in to report an issue, it's

logged, and investigated.

Ms. MacFarlane informed the Committee that Public Works has continued communication with California Highway Patrol (CHP) regarding hotspots throughout the county.

Discussion ensued.

Ms. Scott-Heim educated the Committee on the importance of real data vs anecdotal. She explained that notification of near misses can be useful but unfortunately, it does not help the county receive grant funding.

Discussion ensued.

Chair Campbell asked if there were any public comment, seeing none he and Vice-Chair Haff thanked Mr. Brown and staff for their presentation.

2. Discussion of Speed Limit Ordinance Change

Erik Pearson, Engineer I provided a presentation on proposed amendments to Chapter 10.04 Tuolumne County Ordinance Code "Speed Limits".

Mr. Pearson explained that after Advanced Mobility Group (AMG) collected traffic data to complete engineering and traffic surveys on fifteen roads throughout Tuolumne County, two roads had proposed changes: including Merrell Road in the Groveland area. He continued; at this time Merrell Road does not have a posted speed limit.

Mr. Pearson educated the Committee on how a speed limit defaults to 55mph when one is not established and posted along the roadway.

Chair Campbell and Vice-Chair Haff were surprised to hear that the speed limit of Merrell Road was 55mph and voiced their concerns.

Discussion ensued regarding the residential capacity of Merrell Road and if that would change the outcome of the survey.

Ms. Scott-Heim agreed to see if the AMG had collected any data regarding the residential capacity of Merrell Road before taking the item before the Board.

Discussion ensued.

Chair Campbell asked what Mr. Pearson meant when he said, "complaint driven".

Ms. Scott-Heim explained that a concerned Merrell Road resident called to report unsafe conditions. She continued; the complaint was then logged and investigated.

Discussion ensued.

Chair Campbell endorsed the recommendation to amend Chapter 10.04 of the Tuolumne County Ordinance Code to implement traffic speed study recommendations.

Vice-Chair Haff voiced her concerns about Merrell Road, but agreed to endorse the recommendations and have the item go to the Board for final approval.

Ms. MacFarlane let the Committee know that staff is researching an assembly bill to help correct the current process.

Chair Campbell asked if there was any further public comment.

ADJOURNMENT

Seeing none, Chair Campbell adjourned the meeting at 3:52 p.m.

Respectfully submitted,

Kim MacFarlane
Director of Public Works

KM:BSH:eh