

AGENDA TRANSMITTAL FORM

To: Board of Supervisors

Date: February 6, 2013

From: Richard M. Forster, Chairman
(Department Head - please type)

Phone Ext. 470

- Regular Agenda
- Consent Agenda
- Blue Slip
- Closed Session

Meeting Date Requested:

02/12/13

Department Head Signature Richard M. Forster

Agenda Title: Amador County Chamber of Commerce

Summary: (Provide detailed summary of the purpose of this item; attach additional page if necessary)

Discussion and possible action relative to a request for additional funding in the amount of \$5,000.00 by the Amador County Chamber of Commerce.

Recommendation/Requested Action:

Fiscal Impacts (attach budget transfer form if appropriate)

Staffing Impacts

Is a 4/5ths vote required?

Yes

No

Contract Attached:

Yes

No

N/A

Resolution Attached:

Yes

No

N/A

Ordinance Attached

Yes

No

N/A

Comments:

Committee Review?

N/A

Name

Committee Recommendation:

Request Reviewed by:

Chairman _____

Counsel _____

Auditor _____

GSA Director _____

CAO _____

Risk Management _____

Distribution Instructions: (Inter-Departmental Only, the requesting Department is responsible for distribution outside County Departments)

FOR CLERK USE ONLY

Meeting Date

2/12/13

Time

Item #

5

Board Action: Approved Yes ___ No ___

Unanimous Vote: Yes ___ No ___

Ayes: _____

Resolution _____

Ordinance _____

Other: _____

Noes: _____

Resolution _____

Ordinance _____

Absent: _____

Comments: _____

Distributed on

A new ATF is required from

I hereby certify this is a true and correct copy of action(s) taken and entered into the official records of the Amador County Board of Supervisors.

Completed by

Department
For meeting
of

ATTEST: _____

Clerk or Deputy Board Clerk

Save

AGENDA TRANSMITTAL FORM

To: Board of Supervisors

Date: February 7, 2013

From: Richard M. Forster, Chairman
(Department Head - please type)

Phone Ext. x470

- Regular Agenda
- Consent Agenda
- Blue Slip
- Closed Session

Meeting Date Requested:
February 12, 2013

Department Head Signature _____

Agenda Title: A-Pal Humane Society

Summary: (Provide detailed summary of the purpose of this item; attach additional page if necessary)
Discussion and possible action relative to Board support of the A-PAL Humane Society Trap, Neuter and Release Program.

Recommendation/Requested Action:

Fiscal Impacts (attach budget transfer form if appropriate)

Staffing Impacts

Is a 4/5ths vote required? Yes No

Contract Attached: Yes No N/A
Resolution Attached: Yes No N/A
Ordinance Attached: Yes No N/A

Committee Review? N/A

Name _____

Committee Recommendation: _____

Comments: _____

Request Reviewed by:

Chairman _____

Counsel GS

Auditor EBJ

GSA Director Hop

CAO CB

Risk Management Jones

Distribution Instructions: (Inter-Departmental Only, the requesting Department is responsible for distribution outside County Departments)

FOR CLERK USE ONLY

Meeting Date 2/12/13 Time _____ Item # 6

Board Action: Approved Yes ___ No ___ Unanimous Vote: Yes ___ No ___

Ayes: _____ Resolution _____ Ordinance _____ Other: _____

Noes: _____ Resolution _____ Ordinance _____

Absent: _____ Comments: _____

Distributed on _____

A new ATF is required from _____

I hereby certify this is a true and correct copy of action(s) taken and entered into the official records of the Amador County Board of Supervisors.

Completed by _____

Department _____
For meeting _____
of _____

ATTEST: _____
Clerk or Deputy Board Clerk

Save

A-PAL HUMANE SOCIETY
P.O. BOX 190, JACKSON, CA. 95642

February 4, 2013

RE: A-PAL Humane Society Trap, Neuter & Release Program

Dear Board of Supervisors,

I want to thank-you for your trust and confidence in assisting with other programs and ask for your support of this program going forward. In past years, all healthy cats turned in at the shelter deemed to be feral, were euthanized.

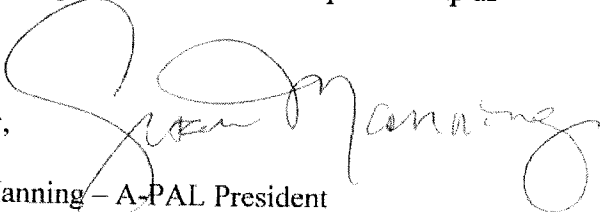
Time has shown that this simply does not work. Our group learned of the Trap, Neuter and Release program implemented in Florida and I have included a graph of their results showing a direct correlation between spay/neuter numbers and shelter intake numbers.

It was discovered that removing and destroying these feral cats simply creates a vacuum effect with more cats that are capable of reproducing moving in. Cats are territorial, so when neutered animals are returned to their colonies to live out their lives, the colonies actually shrink.

A-PAL began taking these feral cats from our shelter on 1/1/13 for this program, but we have been working on feral colonies for several years now through independent trapping and the numbers do show a decline – 151 fewer cats turned in to the shelter in 2012 vs. 2011. Sacramento County has also implemented this program along with aggressive spay/neuter programs and in the first year they saw a reduction of over 26% in the intake of cats.

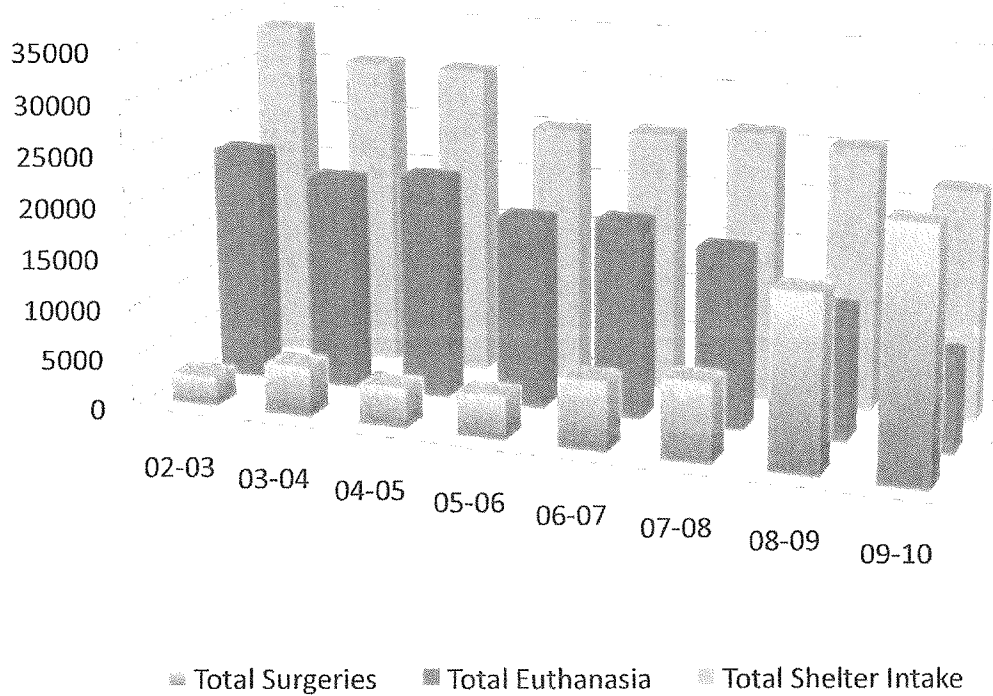
The graphs of our shelter statistics is impressive considering our population has gone from 25,000 to 38,000 in the time period shown and our intake numbers continue to decline. Our goal with this program is to allow these cats to humanely live out their lives and to shrink feral colonies and reduce the shelter intake numbers of cats and the associated costs. We need your support of this program to have a united partnership as we move forward.

Sincerely,


Susan Manning – A-PAL President
209-223-2809

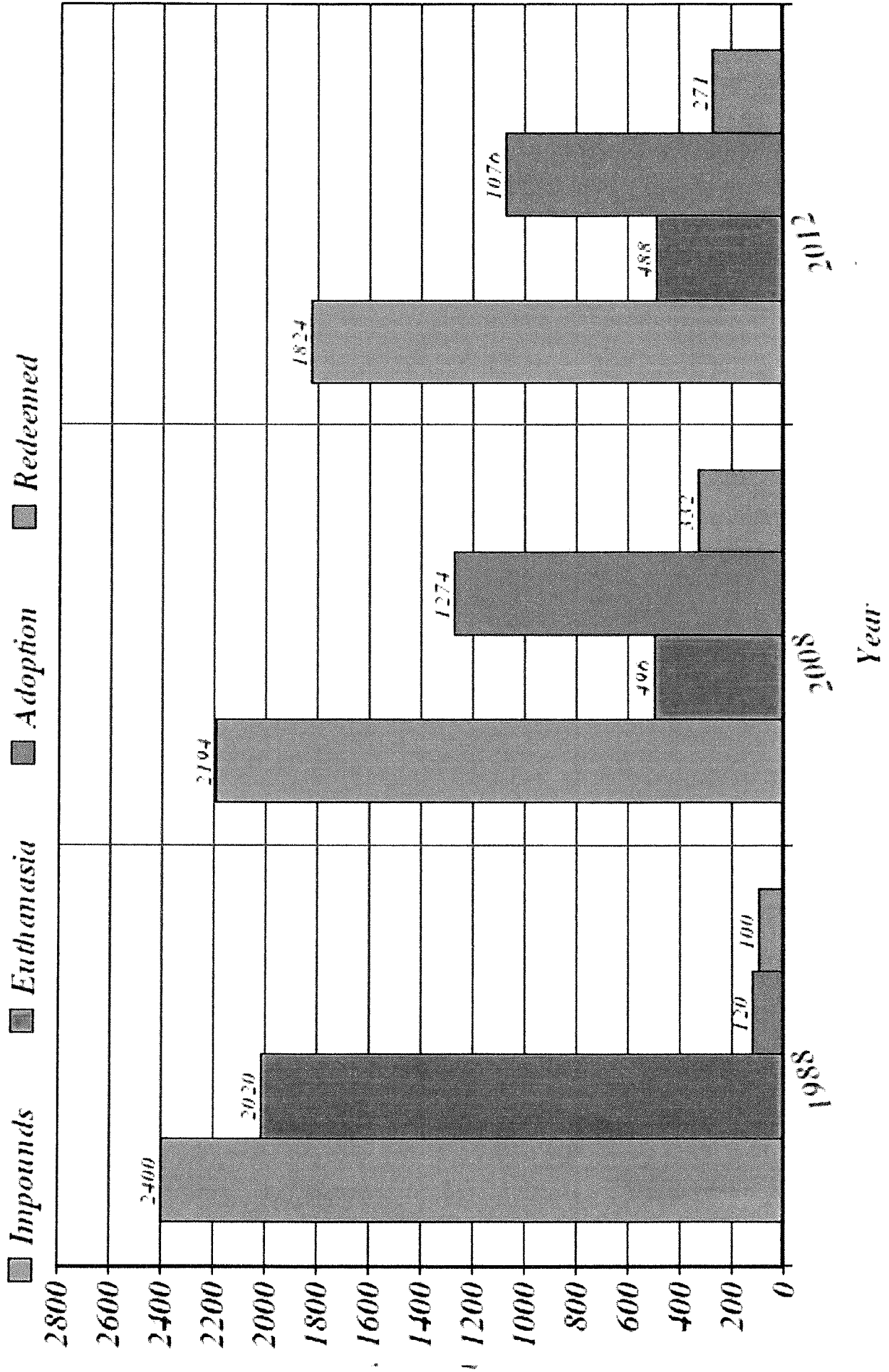
The graph and chart below show how increasing the volume of spay/neuter surgeries affects admissions and euthanasia statistics

(Shelter data combines data for JACPS and Jacksonville Humane Society shelters)

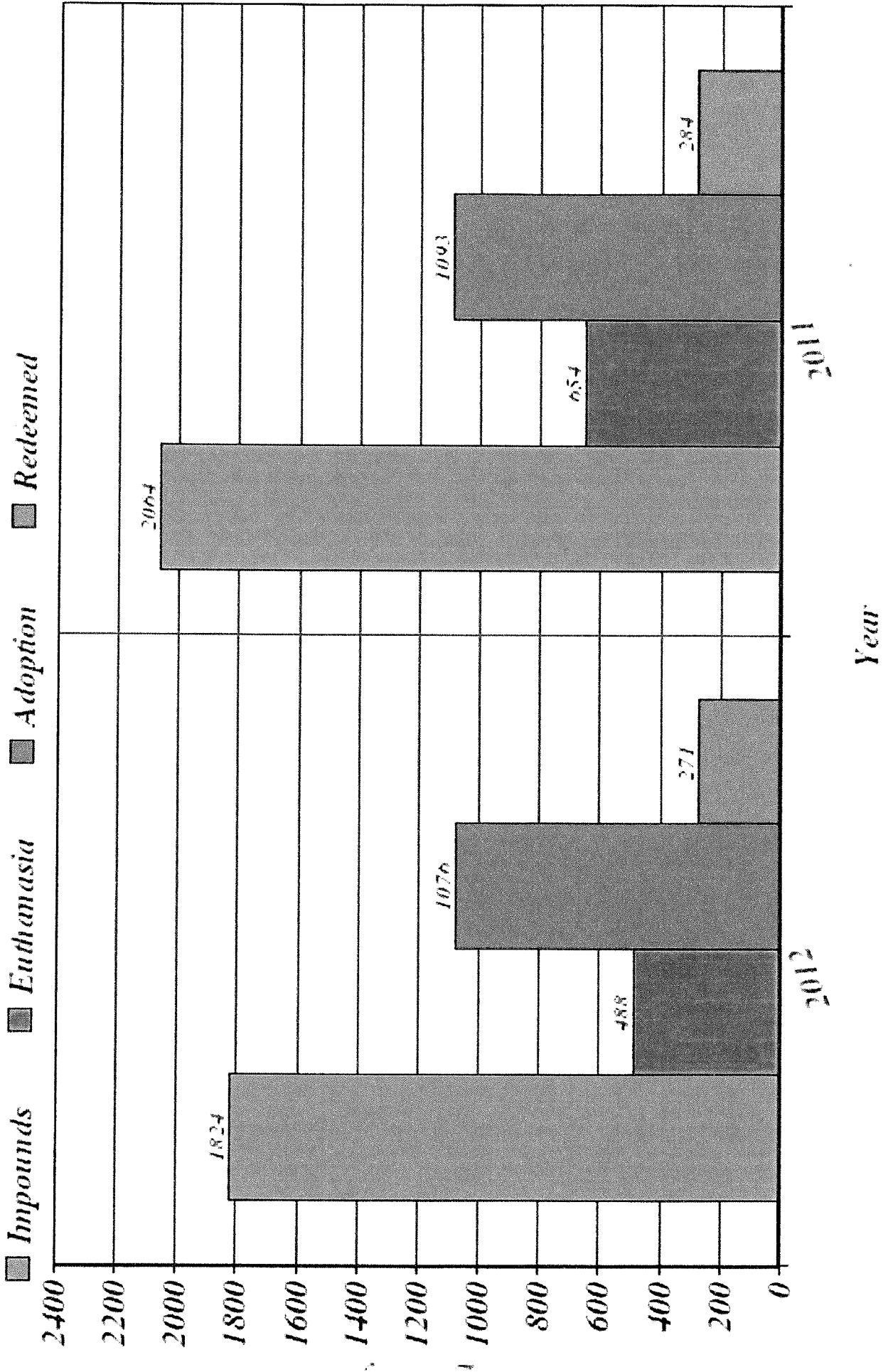


	02-03	03-04	04-05	05-06	06-07	07-08	08-09	09-10
Total Surgeries	2,910	4,937	4,000	4,232	6,775	7,744	17,062	24,111
Total Euthanasia	23,104	21,004	21,886	18,690	19,242	17,430	12,744	9,500
Total Shelter Intake	33,847	30,862	30,658	25,355	25,616	26,443	25,603	22,359

Animal control statistics 1988 to 2012



Animal control statistics 2011/2012



AGENDA TRANSMITTAL FORM

To: Board of Supervisors

Date: February 8, 2013

From: Richard M. Forster, Chairman
(Department Head - please type)

Phone Ext. _____

- | | |
|-------------------------------------|----------------|
| <input checked="" type="checkbox"/> | Regular Agenda |
| <input type="checkbox"/> | Consent Agenda |
| <input type="checkbox"/> | Blue Slip |
| <input type="checkbox"/> | Closed Session |

Meeting Date Requested:

February 12, 2013

Department Head Signature _____

Agenda Title: Gun Control

Summary: (Provide detailed summary of the purpose of this item; attach additional page if necessary)

Continued discussion and possible action relative to possible reconsideration of a motion made on January 22, 2013 regarding the subject matter.

The purpose of this agenda item is to allow Supervisor Boitano the opportunity to provide input and participate in the vote.

Recommendation/Requested Action:

Fiscal Impacts (attach budget transfer form if appropriate)

Staffing Impacts

Is a 4/5ths vote required? Yes No

Contract Attached: Yes No N/A
 Resolution Attached: Yes No N/A
 Ordinance Attached: Yes No N/A

Committee Review? N/A

Name _____

Committee Recommendation: _____

Comments: _____

Request Reviewed by:

Chairman _____ Counsel _____

Auditor _____ GSA Director _____

CAO _____ Risk Management _____

Distribution Instructions: (Inter-Departmental Only, the requesting Department is responsible for distribution outside County Departments)

FOR CLERK USE ONLY

Meeting Date 2/12/13 Time _____ Item # 17

Board Action: Approved Yes ___ No ___ Unanimous Vote: Yes ___ No ___

Ayes: _____ Resolution _____ Ordinance _____ Other: _____

Noes _____ Resolution _____ Ordinance _____

Absent: _____ Comments: _____

Distributed on _____
Completed by _____
of _____

A new ATF is required from _____
Department _____
For meeting _____
of _____

I hereby certify this is a true and correct copy of action(s) taken and entered into the official records of the Amador County Board of Supervisors.

ATTEST: _____
Clerk or Deputy Board Clerk

Save

AGENDA TRANSMITTAL FORM

<input checked="" type="checkbox"/>	Regular Agenda
<input type="checkbox"/>	Consent Agenda
<input type="checkbox"/>	Blue Slip
<input type="checkbox"/>	Closed Session
Meeting Date Requested:	
February 12, 2013	

To: Board of Supervisors

Date: February 8, 2013

From: Richard M. Forster, Chairman
(Department Head - please type)

Phone Ext. _____

Department Head Signature _____

Agenda Title: Amador Fire Safe Council

Summary: (Provide detailed summary of the purpose of this item; attach additional page if necessary)
Discussion and possible action relative to approval of the Chairman's signature on the Pine Grove Community Conservation Wildfire Protection Plan.

Recommendation/Requested Action: _____

Fiscal Impacts (attach budget transfer form if appropriate) _____

Staffing Impacts _____

Is a 4/5ths vote required? Yes <input type="checkbox"/> No <input type="checkbox"/>	Contract Attached: Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/>
Committee Review? N/A <input type="checkbox"/>	Resolution Attached: Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/>
Name _____	Ordinance Attached: Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/>
Committee Recommendation: _____	Comments: _____

Request Reviewed by:

Chairman _____	Counsel <u>CG</u>
Auditor <u>EGJ</u>	GSA Director <u>Hop</u>
CAO <u>OK</u>	Risk Management <u>JRD</u>

Distribution Instructions: (Inter-Departmental Only, the requesting Department is responsible for distribution outside County Departments)

FOR CLERK USE ONLY

Meeting Date <u>2/12/13</u>	Time _____	Item # <u>8</u>
Board Action: Approved Yes ___ No ___	Unanimous Vote: Yes ___ No ___	
Ayes: _____	Resolution _____	Ordinance _____
Noes _____	Resolution _____	Ordinance _____
Absent: _____	Comments: _____	Other: _____

Distributed on _____	A new ATF is required from _____ Department _____ For meeting _____ of _____	I hereby certify this is a true and correct copy of action(s) taken and entered into the official records of the Amador County Board of Supervisors. ATTEST: _____ Clerk or Deputy Board Clerk
Completed by _____		

Save


February 6, 2013

To: Amador County Board of Supervisors
From: Lola Blevins, President, Amador Fire Safe Council
Re: Pine Grove CCWPP

We respectfully submit this final draft copy of the Pine Grove CWPP for your review and final approval at the February 12, 2013 Board meeting.

John Hofmann has asked AFSC to seek action by the Board to approve the CCWPP including any modifications agreed upon during the Board meeting. John Hofmann's final review of the completed plan includes a check of all modifications agreed upon by the CCWPP work group at their final meeting of January 25, 2013 which he has had time to only partially complete. When John completes his review, a corrected copy that includes any final changes will be provided to the Board. Our expectation is that final changes made by John will include only simple grammatical and punctuation errors not caught by MSWord spell and grammar checker.

Respectfully



Lola Blevins

President AFSC

PLEASE NOTE:

DUE TO THE SIZE OF THE PINE GROVE COMMUNITY CONSERVATION WILDFIRE PROTECTION PLAN, IT WILL NOT BE POSTED TO THE COUNTY WEBSITE. ONE HARD COPY IS AVAILABLE FOR REVIEW IN THE BOARD OF SUPERVISORS OFFICE LOCATED AT 810 COURT STREET IN JACKSON. YOU MAY ALSO VIEW IT ON THE AMADOR FIRE SAFE COUNCIL WEBSITE AT WWW.AMADORFIRESAFE.ORG

AGENDA TRANSMITTAL FORM

To: Board of Supervisors
 Date: February 6, 2013

From: Chuck Iley, CAO
 (Department Head - please type)

Phone Ext. 470

- Regular Agenda
- Consent Agenda
- Blue Slip
- Closed Session

Meeting Date Requested:
02/12/13

Department Head Signature _____

Agenda Title: Administrative Agency

Summary: (Provide detailed summary of the purpose of this item; attach additional page if necessary)
 The CAO will present a budget update outlining the status of the current budget and a brief outlook on the 2013/2014 budget.

Recommendation/Requested Action:

Fiscal Impacts (attach budget transfer form if appropriate)

Staffing Impacts

Is a 4/5ths vote required? Yes No

Contract Attached: Yes No N/A
 Resolution Attached: Yes No N/A
 Ordinance Attached: Yes No N/A

Committee Review? N/A

Name _____

Committee Recommendation: _____

Comments: _____

Request Reviewed by:

Chairman _____ Counsel GG

Auditor EDL GSA Director Hop

CAO _____ Risk Management YMT

Distribution Instructions: (Inter-Departmental Only, the requesting Department is responsible for distribution outside County Departments)

FOR CLERK USE ONLY

Meeting Date 2/12/13 Time _____ Item # 9

Board Action: Approved Yes ___ No ___ Unanimous Vote: Yes ___ No ___

Ayes: _____ Resolution _____ Ordinance _____ Other: _____

Noes _____ Resolution _____ Ordinance _____

Absent: _____ Comments: _____

Distributed on _____

A new ATF is required from _____

I hereby certify this is a true and correct copy of action(s) taken and entered into the official records of the Amador County Board of Supervisors.

Department _____

ATTEST: _____

Completed by _____

For meeting _____

Clerk or Deputy Board Clerk

of _____

Save

AGENDA TRANSMITTAL FORM

<input checked="" type="checkbox"/>	Regular Agenda
<input type="checkbox"/>	Consent Agenda
<input type="checkbox"/>	Blue Slip
<input type="checkbox"/>	Closed Session
Meeting Date Requested:	
February 12, 2013	

To: Board of Supervisors
 Date: February 7, 2013

From: Jennifer Burns, Clerk of the Board Phone Ext. _____
 (Department Head - please type)

Department Head Signature _____

Agenda Title: Minutes

Summary: (Provide detailed summary of the purpose of this item; attach additional page if necessary)
 Review and approval of the December 18, 2012 and January 8, 2013 Board of Supervisors Meeting Minutes.

Recommendation/Requested Action: _____

Fiscal Impacts (attach budget transfer form if appropriate) _____
 Staffing Impacts _____

Is a 4/5ths vote required? Yes <input type="checkbox"/> No <input type="checkbox"/>	Contract Attached: Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/> Resolution Attached: Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/> Ordinance Attached: Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/> Comments: _____
Committee Review? N/A <input type="checkbox"/> Name: _____ Committee Recommendation: _____	

Request Reviewed by:

Chairman _____	Counsel <u>GG</u>
Auditor <u>EGK</u>	GSA Director <u>Hop</u>
CAO _____	Risk Management <u>YMA</u>

Distribution Instructions: (Inter-Departmental Only, the requesting Department is responsible for distribution outside County Departments)

FOR CLERK USE ONLY

Meeting Date <u>2/12/13</u>	Time _____	Item # <u>10</u>
Board Action: Approved Yes ___ No ___	Unanimous Vote: Yes ___ No ___	
Ayes: _____	Resolution _____	Ordinance _____
Noes: _____	Resolution _____	Ordinance _____
Absent: _____	Comments: _____	Other: _____

Distributed on _____	A new ATF is required from _____	I hereby certify this is a true and correct copy of action(s) taken and entered into the official records of the Amador County Board of Supervisors. ATTEST: _____ Clerk or Deputy Board Clerk
Completed by _____	Department For meeting of _____	

Amador County Board of Supervisors
ACTION MINUTES
REGULAR MEETING

DATE: Tuesday, January 8, 2013
TIME: 8:30 a.m.
LOCATION: County Administration Center, 810 Court Street, Jackson, California

The Board of Supervisors of the County of Amador met at the County Administration Center, 810 Court Street, Jackson, California, on the above date pursuant to adjournment, and the following proceedings were had, to wit:

Present on Roll Call:

Louis D. Boitano, Chairman District IV
Theodore F. Novelli, Supervisor, District III
Richard M. Forster, Vice-Chairman, District II
Brian Oneto, Supervisor District V
John Plasse, Supervisor, District I

Absent: None

Staff: Charles T. Iley, County Administrative Officer
Gregory Gillott, County Counsel
Jennifer Burns, Clerk of the Board

NOTE: These minutes remain in *Draft* form until approved by Minute Order at the next regular meeting of the Board of Supervisors. Any packets prepared by County Staff are hereby incorporated into these minutes by reference as though set forth in full. Any staff report, recommended findings, mitigation measures, conditions, or recommendations which are referred to by Board members in their decisions which are contained in the staff reports are part of these minutes by reference only. Any written material, petitions, packets, or comments received at the hearing also become a part of these minutes by reference.

REGULAR SESSION: At 8:15 a.m., the Board convened into regular session.

PLEDGE OF ALLEGIANCE: Chairman Boitano led the Board and the public in the *Pledge of Allegiance*

****8:15** a.m.****

PUBLIC HEARING

CRHMFA Homebuyers Fund: Discussion and possible action relative to a public hearing pursuant to Section 147(f) of the Internal Revenue Code of 1986 (the "Code") will be held by the CRHMFA Homebuyers Fund, a joint exercise of powers authority organized and existing under and by virtue of California Government Code Section 6500 et seq. (the "Authority") on behalf of itself as the issuer of the Bonds and the County of Amador (the "County") as representative of the Authority to consider the proposed issuance by the Authority of its single-family housing bonds.

Mr. Peter Trinh, CRHMFA Homebuyers Fund, summarized the staff report relative to this matter which is hereby incorporated into these minutes as though set forth in full.

Chairman Boitano opened the public hearing at this time. The following individual wished to speak relative to this matter.

Ms. Sherry Curtis, District III resident

ACTION #1: Public Hearing closed pursuant to the following motion.

MOTION #1: It was moved by Supervisor Forster, seconded by Supervisor Plasse, and unanimously carried to close the public hearing.

ACTION #2: Direction given pursuant to the following motion.

MOTION #2: It was moved by Supervisor Forster, seconded by Supervisor Plasse and unanimously carried to adopt the resolution approving the issuance of qualified mortgage bonds by the CRHMFA Homebuyers.

RESOLUTION NO. 13-004

Resolution approving the issuance of qualified mortgage bonds by the CRHMFA Homebuyers.

CLOSED SESSION may be called for labor negotiations (pursuant to Government Code §54957.6), personnel matters (pursuant to Government Code §54957), real estate negotiations/acquisitions (pursuant to Government Code §54956.8), and/or pending or potential litigation (pursuant to Government Code §54956.9). **At 8:30 a.m., the Board convened into closed session.**

REGULAR SESSION: At 9:00 a.m., the Board reconvened into regular session. Chairman Boitano reported no items were taken up in Closed Session due to lack of adequate time.

AGENDA: Approval of agenda for this date; any and all off-agenda items must be approved by the Board (pursuant to §54954.2 of the Government Code.)

ACTION: Approved pursuant to the following motion.

MOTION: It was moved by Supervisor Plasse seconded by Supervisor Novelli and unanimously carried to approve the agenda as presented.

PUBLIC MATTERS NOT ON THE AGENDA: Discussion items only, no action to be taken. Any person may address the Board at this time upon any subject within the jurisdiction of the Amador County Board of Supervisors; however, any matter that requires action may be referred to staff and/or Committee for a report and recommendation for possible action at a subsequent Board meeting. Please note - there is a three (3) minute limit per person.

Congressman Thomas McClintock: Mr. Norman Gonzales, Community Outreach Director, representing Congressman Thomas McClintock, addressed the Board and stated due to recent redistricting Congressman McClintock will be the federal representative to Amador County. He encouraged Board members to relay to their constituents to contact his office with concerns relative to a federal nature. Mr. Gonzales explained that due to budget constraints the Congressman will not have a satellite office in the area, however plans to utilize free space in the County Administration Center or other County buildings is being considered and hopefully will come to fruition in the near future. Mr. Gonzales continued to explain the United States Service Academy Nomination program wherein Congressman McClintock can nominate a limited number of individuals between the ages of 17-23 to four of the five service academies. He encouraged the Board to contact him if they have any individuals in mind for nomination or if they would like more information regarding the program. Mr. Gonzales also stated it is the plan of the Congressman to hold town hall meetings in the area to hear citizen's concerns.

Supervisor Plasse suggested the Mr. Gonzales consider utilizing the recently completed full video conference facility located at the Amador County Transportation Office for town hall meetings or any other type of live outreach the Congressman would be willing to conduct while still in Washington D.C.

Supervisor Novelli advised Mr. Gonzales that in the past he has had difficulty in getting a Congressional representative to attend meetings and other activities associated with veterans affairs. He specifically referred to an upcoming Veteran's medical clinic that will be held at the American Legion Hall. Mr. Gonzales advised the Congressman has a dedicated case worker assigned to veteran's affairs and he will contact him regarding the upcoming event.

Probation Office Employee of the Year: Supervisor Novelli took this time to congratulate Ms. Teresa Sheridan upon her recognition as Amador County Probation Office employee of the year. He stated Ms. Sheridan has been employed by the Probation Department since the year 2000 and first received recognition as employee of the year in 2002. She was promoted to the position of senior legal secretary in 2010.

The Honorable Judge Richmond: Supervisor Novelli announced a retirement party will be held for Judge Richmond on January 5, 2013 in Ione.

Veteran's Service Officer: Supervisor Novelli advised a retirement party was held for Mr. Floyd Martin, outgoing VSO and was enjoyed by all in attendance. He also updated the Board relative to Mr. Martin's recent surgery by stating he is doing well and recovering at home.

Veteran's Medical Clinic: Supervisor Novelli reminded the Board and those present of an upcoming medical clinic to be held on January 10, 2013 at the American Legion Hall and is open to all Veteran's in need of medical care.

Local Representation: Supervisor Plasse took this time to advise the Board and those present that Mr. Dana Jorgenson, former Senator Gaines representative, is now serving a dual role as a local representative for Assemblyman Frank Bigelow and Senator Tom Berryhill, Supervisor Plasse advised Mr. Jorgenson is available to speak with citizens at his office located near the Jackson City Hall Monday thru Friday.

CONSENT AGENDA: Items listed on the consent agenda (see attached) are considered routine and may be enacted by one motion. Any item may be removed for discussion and made a part of the regular agenda at the request of a Board member(s).

ACTION: Approved pursuant to the following motion.

MOTION: It was moved by Supervisor Plasse, seconded by Supervisor Forster and unanimously carried to approve the consent agenda as presented.

REGULAR AGENDA

2013 Chairman and Vice Chairman: Discussion and possible action relative to the election of the 2013 Chairman and Vice-Chairman for the Amador County Board of Supervisors.

ACTION: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Plasse, seconded by Supervisor Oneto and unanimously carried to nominate Supervisor Richard Forster as Chairman of the Board of Supervisors for 2013 and Supervisor Theodore Novelli as the Vice Chairman.

Passing of the Gavel and Presentation: Discussion and possible action relative to the passing of the gavel to the incoming 2013 Chairman of the Board and presentation of a plaque

honoring outgoing 2012 Chairman, Louis Boitano.

Chairman Boitano passed the gavel to incoming Chairman Forster at this time.

Supervisor Plasse presented outgoing Chairman Boitano with a handcrafted gavel made from Sutter Creek locust tree wood. Supervisor Plasse stated he crafted the gavel and is happy to present it on behalf of the Board.

Supervisor Boitano presented Chairman Forster with a Monopoly Chance card stating, "You have been elected Chairman of the Board, pay each player \$50.00."

ACTION: None. Presentation only.

Supervisor Forster assumed the seat of Chairman at this time and presided over the remaining agenda items.

Sheriff's Office: Discussion and possible action relative to adoption and presentation of resolutions honoring Captain Ron Rockett, Captain, Drew Stidger and Detective Tom Rayzor upon their retirement from the Amador County Sherriff's Office.

ACTION: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Novelli, seconded by Supervisor Plasse and unanimously carried to approve the resolutions recognizing and honoring Captain Ron Rockett, Captain Drew Stidger and Detective Tom Rayzor upon their retirement from the County of Amador.

RESOLUTION NO. 13-001

Resolution honoring Ronald "Ron" Rockett upon his retirement after 25 years of service with Amador County.

RESOLUTION NO. 13-002

Resolution honoring Drew O'Dell Stidger upon his retirement after 19 years of service with Amador County.

RESOLUTION NO. 13-003

Resolution honoring Thomas Rayzor, Jr. upon his retirement after 15 years of service with Amador County.

Chairman Forster presented the resolutions to Captain Ron Rocket, Captain Drew Stidger and Detective Tom Rayzor at this time.

Amador County Transportation Commission: Discussion and possible action relative to a proposal by Caltrans to relinquish State Route 16 to the City of Rancho Cordova and the City and County of Sacramento.

Mr. Charles Field, Executive Director, ACTC, introduced this matter by summarizing the staff report as incorporated in full in the Board packet for today's date. He stated the ACTC has been advised that Caltrans is considering the possible relinquishment of State Route 16 to the City of Rancho Cordova and the City and County of Sacramento. He continued by stating Caltrans has asked if Amador and Calaveras Counties have any concerns regarding this matter. Furthermore, he stated ACTC has responded to Caltrans expressing that the Amador region may likely have concerns. The ACTC discussed this matter at their December meeting and directed Mr. Fields to draft a letter of opposition stating that proposed area of highway be maintained by Caltrans and improved to serve as an expressway with controlled access so that it maintains interregional function so that Amador and other foothill Counties, Cities and Communities will be able to get to the Sacramento area in an efficient, effective and timely manner. He stated his letter will also touch on concerns relative to trucking and commerce travel on the roadway as well as requesting to remain informed and invited to actively participate as this moves forward. Mr. Field also noted the ACTC has receive correspondence from the City of Plymouth which indicates their extreme concern and requesting to be actively involved and informed as this process moves forward.

Further discussion ensued with the following individuals representing Caltrans, the City of Sacramento and the City of Rancho Cordova, addressed the Board and summarized the proposed relinquishment plan and fielded questions from the Board.

David Van Dyken, Caltrans District 3
Dean Blank, Principal Civil Engineer, County of Sacramento
John Gedney, Caltrans District 10 Office of Rural Planning
Mr. Mark Thomas, City of Rancho Cordova

The following individuals representing the City of Plymouth and the City of Sutter Creek addressed the Board and expressed great concern relative to the proposed relinquishment and the impacts on their respective Cities. They requested to be included in all future meetings and discussions relative to this matter.

Mr. Jeff Gardner, City of Plymouth Manager
Mr. Jon Colburn, Plymouth City Councilmember
Mr. Greg Baldwin, Plymouth City Councilmember
Ms. Linda Rianda, City of Sutter Creek Councilmember

ACTION: **Direction given pursuant to the following motion.**

MOTION: **It was moved by Supervisor Plasse, seconded by Supervisor Novelli**

and carried to draft a letter of opposition largely touching on the same points that have been proposed in the opposition letter drafted by the ACTC, strongly opposing relinquishment of a portion of State Highway 16 and requesting Caltrans uphold the responsibility of providing full interconnectivity of the State of California and not in any way negatively impacting any region of the Sate that relies on the highway system.

Ayes: Supervisors Plasse, Novelli, Boitano and Oneto

Noes: Supervisor Forster

Supervisor Forster substantiated his vote by stating he feels a letter of opposition is too strong of an approach at this time, but rather a strongly worded letter of concern would be more appropriate.

Sutter Gold Mine: Discussion and possible action relative to a presentation by Mr. David Cochran regarding recent noise complaints from area residents and proposed monitoring plan to minimize future noise related issues.

Supervisor Boitano recused himself at this time to prevent any conflict of interest issues due to family members being employed by the Sutter Gold Mine.

Mr. David Cochran, Sutter Gold Mine, provided an informative Power Point presentation which is incorporated in full in the Board packet for today's date and also posted on the County website for viewing by the public. The presentation included points specifically but not entirely related to the following:

- What, where, why & when is Sutter Bold blasting?
- How and where does Sutter Gold monitor the blasting effects?
- What are the results of the blast monitoring?
- How does the blasting monitoring results compare with prior blast activities & allowable thresholds for the project?
- How do the project thresholds & monitoring results compare with established thresholds for damage and perception?
- Why are some residents reporting blast effects in Amador City?
- What should residents expect in the future as Sutter Gold advances to production.

At this time Supervisors Forster and Oneto disclosed for the record that they were at the mine yesterday and observed a blasting event.

Lengthy discussion ensued with Mr. Cochran fielding questions from the Board and the public.

Chairman Forster opened the public hearing at this time the following members of the public addressed the Board focusing mainly on concerns of noise, reduced water flow in natural springs and potential damage to their residences.

Ms. Susan Bragstad, Amador City resident
Ms. Hope Luxumberg, Amador City resident
Mr. Les Brusatori, Amador City resident

Ms. Joy Sandau, Amador City resident
Ms. Frances Farmer, Amador City resident

Lengthy discussion ensued with Mr. David Cochran stating he and his staff would be more than willing to work with neighbors and the City of Amador City to mitigate the issues brought up today. He also encouraged those present to visit the Sutter Gold Mine Office located at 78 Main Street in Sutter Creek at any time to present any concerns. In addition Chairman Forster directed concerned neighbors to contact Mr. Aaron Brusatori, Community Development Agency Director, and/or Ms. Susan Grijalva Planning Director at 209-223-6380 to report any incidents related to those described today. He also directed the Planning Department and the Community Development Agency to work with Sutter Gold towards identifying mitigation measures and adopt monitoring procedures that would eliminate negative effects. Additional monitoring devices will be placed at the residences of some neighbors that spoke today and will be activated before, during and after a blasting event at a level of 1200-1300.

ACTION: **Direction given to staff.**

Supervisor Boitano returned to the meeting at this time and was present for the remainder of items heard.

Kaiser Permanente: Discussion and possible action relative to approval of the Chairman's signature on a letter of support for Kaiser Permanente to expand its Medi-Cal managed care participation into Amador County.

The Board reviewed the draft letter provided by Kaiser Permanente and heard comment from Ms. Carol Almanza, from Anthem Blue Shield, who requested a similar letter be drafted. Because Anthem Blue Shield was not on the agenda for today, no action could be taken relevant to her request.

Discussion ensued with the following action being taken.

ACTION: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Boitano, seconded by Supervisor Plasse and unanimously carried to schedule a special board meeting for January 15, 2013 at 8:30 a.m. to hear this matter in addition to consideration of a similar letter for Anthem Blue Cross.

Minutes: Discussion and possible action relative to approval of the December 4, 2012 and December 18, 2012 Board of Supervisor Meeting Minutes.

ACTION: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Novelli, seconded by Supervisor Plasse and unanimously carried to approve the Board of Supervisors Meeting Minutes for December 4, 2012 with corrections and hold the December 18, 2012 Board Meeting Minutes over for approval at a future meeting.

CLOSED SESSION may be called for labor negotiations (pursuant to Government Code §54957.6), personnel matters (pursuant to Government Code §54957), real estate negotiations/acquisitions (pursuant to Government Code §54956.8), and/or pending or potential litigation (pursuant to Government Code §54956.9). **At 2:35 p.m., the Board convened into closed session.**

REGULAR SESSION: At 3:15 p.m., the Board reconvened into regular session. Chairman Boitano reported the following issues were reviewed in closed session:

Conference with Labor Negotiators: Pursuant to Government Code Section 54957.6. County Negotiator: Greg Gillott, Deputy County Counsel, Chuck Iley, County Administrative Officer, Diane Blanc, Human Resource Director and Diana Doughtie, IEDA. Employee Organization: All Units

ACTION: Update only.

Conference with Real Property Negotiators:

APN: 044-010-122 (Amador Community College Foundation) (Terms & Conditions) County Negotiators: Charles T. Iley, County Administrative Officer and Jon Hopkins, General Services Director

ACTION: Direction given to staff.

APN: 044-290-003-000 and APN: 004-290-006-000 (California Department of Corrections & Rehabilitation) (Terms & Conditions) County Negotiators: Charles T. Iley, County Administrative Officer and Jon Hopkins, General Services Director

ACTION: Direction given to staff.

Conference with County Counsel - Existing Litigation [Government Code 54956.9(a)]: County of Amador v. Kenneth L. Salazar, Secretary of the Interior; et al: In the United States District Court for the District of Columbia, Case No. 1:05-CV-00658 (RWR)

County of Amador v. Department of the Interior, Ken Salazar, Secretary of the Interior; et al, In the United States District Court for the Eastern District of California. Case No. 2:12-CV-01710-JAM-CKD

ACTION: Nothing to report.

SEIU Local 1021 v. County of Amador; State of California Public Employment Relations Board,
Case No. SA-CE-809-M

ACTION: **Nothing to report.**

Conference with County Counsel – Potential Litigation [Government Code 54956.9(b)]:
Buena Vista Rancheria [Government Code 54956.9 (b)]

ACTION: **Update only.**

Confidential Minutes: Review and approval of the confidential minutes of December 4, 2012
and December 18, 2012.

ACTION: **Approved pursuant to the following motion.**

MOTION: **It was moved by Supervisor Plasse, seconded by Supervisor Oneto and
unanimously carried to approve the confidential minutes of December 4, 2012 and hold the
December 18, 2012 minutes over for approval at a future meeting.**

ADJOURNMENT: **Until Tuesday, January 22, 2013, at 8:30 a.m.**

**AMADOR COUNTY
BOARD OF SUPERVISORS**

CONSENT AGENDA

January 8, 2013

NOTE: Items listed on the consent agenda are considered routine and may be enacted by one motion. Any item may be removed for discussion and possible action, and made a part of the regular agenda at the request of a Board member(s).

1. **BUDGET MATTERS** None

2. **TAX MATTERS** None

3. **RESOLUTIONS** None

4. **AGREEMENTS** None

5. **ORDINANCES** None

6. **MISCELLANEOUS APPOINTMENTS/RESIGNATIONS** None

7. **MISCELLANEOUS**
 - A. **Transportation and Public Works:** Approval to advertise for the position of Senior Civil Engineer due to an anticipated retirement within the subject department and allow filling the position by March/April 2013.
 - B. **Transportation and Public Works:** Approval to advertise internally for Public Works Maintenance Lead Worker to fill the position as soon as possible.

- C. **Transportation and Public Works:** Approval to advertise for Temporary Extra Help Public Works Maintenance Worker II position to assist the crews during storm related events and to cover during the absence of full time crew members.
- D. **Auditor's Office:** Approval to hire replacement for Assistant Auditor-Controller due to retirement of Becky Podesta on December 11, 2012.
- E. **Amador County Transportation Commission (ACTC):** Approval of the Amador County Transportation Commission's Conflict of Interest Code.
- F. **Recorder's Office:** Approval of a request to separate and change the title of the current combined position of Chief Deputy Clerk/Recorder-Registrar of Voters/County Surveyor to the following two (2) titles:
 - 1. Chief Deputy Clerk/Recorder/Local Registrar of Births and Deaths
 - 2. Chief Deputy Registrar of Voters, leaving County Surveyor on its own.

8. **GENERAL CORRESPONDENCE**

- A. Notice of Proposed Regulatory Action dated December 14, 2012, from the State Fish and Game Commission relative to Amending Section 670; and Repealing Section 678, Title 14, California Code of Regulations, relating to the *Practice of Falconry*, which is published in the California Regulatory Notice Register dated December 14, 2012. Additional information and all associated documents may be found on the Fish and Game Commission website at www.fgc.ca.gov.
- B. Auditor's check register dated December 14, 2012 totaling \$ 543,743.93.

RICHARD M. FORSTER, Chairman
Board of Supervisors

ATTEST:
JENNIFER BURNS, Clerk of the
Board of Supervisors, Amador County,
California

Deputy

**Amador County Board of Supervisors
ACTION MINUTES
REGULAR MEETING**

DATE: Tuesday, December 18, 2012
TIME: 8:30 a.m.
LOCATION: County Administration Center, 810 Court Street, Jackson, California

The Board of Supervisors of the County of Amador met at the County Administration Center, 810 Court Street, Jackson, California, on the above date pursuant to adjournment, and the following proceedings were had, to wit:

Present on Roll Call:

Louis D. Boitano, Chairman District IV
Theodore F. Novelli, Supervisor, District III
Richard M. Forster, Vice-Chairman, District II
Brian Oneto, Supervisor District V
John Plasse, Supervisor, District I

Absent: None

Staff: Charles T. Iley, County Administrative Officer
Gregory Gillott, County Counsel
Jennifer Burns, Clerk of the Board

NOTE: These minutes remain in *Draft* form until approved by Minute Order at the next regular meeting of the Board of Supervisors. Any packets prepared by County Staff are hereby incorporated into these minutes by reference as though set forth in full. Any staff report, recommended findings, mitigation measures, conditions, or recommendations which are referred to by Board members in their decisions which are contained in the staff reports are part of these minutes by reference only. Any written material, petitions, packets, or comments received at the hearing also become a part of these minutes by reference.

CLOSED SESSION may be called for labor negotiations (pursuant to Government Code §54957.6), personnel matters (pursuant to Government Code §54957), real estate negotiations/acquisitions (pursuant to Government Code §54956.8), and/or pending or potential litigation (pursuant to Government Code §54956.9). **At 8:30 a.m., the Board convened into closed session.**

REGULAR SESSION: At 9:00 a.m., the Board reconvened into regular session. Chairman Boitano reported the following issues were reviewed in closed session:

Conference with Real Property Negotiators:

APN: 044-480-018-000 (SPI, Gary Blanc) (Terms and Conditions) County Negotiators: Charles T. Iley, County Administrative Officer and Jon Hopkins, General Services Director

ACTION: None. Update only.

PLEDGE OF ALLEGIANCE: Chairman Boitano led the Board and the public in the *Pledge of Allegiance*

At this time Chairman Boitano requested those present indulge him in a moment of silence for the victims of the recent tragic shootings in Connecticut.

AGENDA: Approval of agenda for this date; any and all off-agenda items must be approved by the Board (pursuant to §54954.2 of the Government Code.)

ACTION: Approved pursuant to the following motion.

MOTION: It was moved by Supervisor Plasse seconded by Supervisor Novelli and unanimously carried to approve the Regular Agenda as presented.

PUBLIC MATTERS NOT ON THE AGENDA: Discussion items only, no action to be taken. Any person may address the Board at this time upon any subject within the jurisdiction of the Amador County Board of Supervisors; however, any matter that requires action may be referred to staff and/or Committee for a report and recommendation for possible action at a subsequent Board meeting. Please note - there is a three (3) minute limit per person.

In-Home Supportive Services (IHSS): Ms. Bonnie Newman, IHSS representative, took this time to provide the Board with information regarding IHSS and its purpose. She also encouraged the Board to support the Community First Choice Option (CFCO Program) and reinvest any monies received in IHSS programs and increasing the hourly wage of IHSS workers. Ms. Virgalee Brook, IHSS provider, also took this time to encourage the Board to support the program and increase the hourly wages of IHSS workers as it is becoming increasingly difficult to provide quality care to those in need due to the current economic climate the State is facing.

Veterans Services Officer: Supervisor Novelli took this time to announce and invite those present to a retirement party for Mr. Floyd Martin, retiring Veterans Service Officer, on December 28th at 5:00 p.m. The party will be held at the American Legion Hall. In addition, he advised a health clinic will be available to Veterans and their families on January 11, 2013, also taking place at the American Legion Hall.

CONSENT AGENDA: Items listed on the consent agenda (see attached) are considered routine and may be enacted by one motion. Any item may be removed for discussion and made a part of the regular agenda at the request of a Board member(s).

Chairman Boitano advised the following item has been added as an agenda to the Consent Agenda for today's date:

Treasurer/Tax Collector: Adoption of an Ordinance amending Chapter 3.56 of the Amador County Code, "Returned Check Fee Ordinance". (Reading waived on December 4, 2012)

ACTION: Approved pursuant to the following motion.

MOTION: It was moved by Supervisor Forster, seconded by Supervisor Oneto and unanimously carried to approve the consent agenda as amended.

REGULAR AGENDA

Administrative Agency: Official swearing in of Ms. Kim Grady to the Office of Amador County Clerk Recorder effective December 28, 2012.

Mr. Sheldon Johnson, Amador County Clerk Recorder, took this time to official swear in Ms. Kim Grady to the Office of Amador County Clerk Recorder effective December 28, 2012 upon his retirement.

ACTION: None. Presentation only.

Recorder's Office: Adoption and presentation of a Resolution honoring and recognizing Mr. Sheldon Johnson, Amador County Clerk Recorder/Registrar of Voters, upon his retirement on December 29, 2012.

Chairman Boitano presented a resolution to Mr. Sheldon Johnson, Amador County Clerk Recorder honoring and recognizing him upon his retirement.

ACTION: None. Presentation only.

District Attorney's Office: Presentation of a resolution to Mr. Steve Hermanson upon his resignation from the County of Amador to become Amador County Superior Court Judge.

ACTION: None. Presentation only.

District Attorney's Office: Presentation of a resolution to Mr. Weldon Lincoln upon his retirement from the County of Amador.

ACTION: None. Presentation only.

Measure “Q” Disbursement: Discussion and possible action relative to the disbursement of Measure “Q” funds.

At this time the following Supervisors disclosed meetings with individuals relative to this matter:

Supervisor Plasse met with Mr. Jim Gullett, Mr. Paul Molinelli, Mr. Mark Borchin and Mr. Jim Conklin.

Supervisor Forster met with Mr. Mark Borchin, Mr. Jim Gullet and Mr. Jim Conklin.

Supervisor Novelli met with Mr. Jim Gullet, Mr. Mark Borchin and Mr. Jim Conklin.

Supervisor Boitano advised he did not meet with any parties relative to this matter.

The following individuals wished to speak regarding this issue:

Mr. Jim Gulett, Amador Business Council

Ms. Sandy Anderson, City of Sutter Creek

Mr. Mike Phalen, Main Street Theatre Works

Ms. Lisa Klosowski, Sutter Creek Business and Professional Association

Ms. Jennifer Pachte, Amador Vintners Association,

Ms. Maureen Funk, Executive Director, Amador Council of Tourism

Mr. Wayne Garibaldi, Amador Council of Tourism

Mr. Mark Borchin, President, Chamber of Commerce

Discussion ensued with the following action being taken.

ACTION: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Forster, seconded by Supervisor Novelli and unanimously carried to allocate Measure “Q” funds to Amador Council on Tourism for the remainder of fiscal year 2012-13 and fiscal year 2013-14.

USDA Forest Service: Discussion and possible action relative to adoption of a Resolution approving a Memorandum of Understanding (MOU) between Amador County and the Eldorado National Forest to promote intergovernmental communication, cooperation and coordination.

Discussion ensued with the following action being taken.

ACTION: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Plasse, seconded by Supervisor Novelli and unanimously carried to approve a Memorandum of Understanding between the USDA Forest Service, El Dorado National Forest and Amador County commencing December 18, 2012 and ending on December 31, 2017, unless extended by mutual agreement.

RESOLUTION NO. 12-121

Resolution approving a Memorandum of Understanding between the USDA Forest Service, El Dorado National Forest and Amador County.

Amador-Tuolumne Community Action Agency (A-TCAA): Discussion and possible action relative to a request for funding and presentation by Ms. Shelly Hance, A-TCAA Executive Director, regarding A-TCAA activities and accomplishments in the last year.

ACTION: Due to a lengthy Board agenda and other scheduling conflicts this matter was held over to a future meeting date not announced.

General Services Administration: Discussion and possible action regarding the Cemetery Board, IOOF and Aqueduct Historic Cemetery in Fiddletown.

Mr. Jon Hopkins, General Services Director, reviewed the staff report as incorporated in full in the Board packet for today's date. The main points of consideration today are as follows:

1. Current capacity of the Cemetery Board is an "Advisory Board", yet they are funded by the County and act to preserve and conserve public cemeteries (i.e. Repair of tombstones, weeding, making brochures, marking unmarked graves, site repair, etc.)
2. In a memo dated June 1, 2010, Joe Lagomarsino, Chair, Amador County Cemetery Board, requested the County review the status of the independent Order of Odd Fellows (IOOF) Cemetery in Fiddletown as the Grand Lodge IOOF desires to transfer title to the County and the Cemetery Board desires to care for this cemetery.
3. The Cemetery Board has requested the Pine Grove Aqueduct Historic Cemetery be added to the County's property inventory as they believe this is a public cemetery that has been abandoned.

Mr. Hopkins recommended the following actions for Board consideration today:

1. Discuss the functions of the Cemetery Board and possibly of creating a management agreement or MOU with the Cemetery Board for county cemeteries; and
2. Discuss the possibility of acquiring the (IOOF) Cemetery in Fiddletown with the Cemetery Board; and

3. Discussion and possible action relative to the Pine Grove Aqueduct Historic Cemetery.

Lengthy discussion ensued with the following members of the Cemetery Board wishing to speak:

Ms. Barbara McMann

Mr. Joe Lagomarsino

ACTION: Consensus of the Board was to make no changes to the current structure of the Cemetery Board and direct members to continue to perform their duties as they have successfully and passionately done in the past.

2013 Committee Assignments: Discussion and possible action relative to the Board of Supervisors Committee Assignments for 2013.

Discussion ensued with the following action being taken.

ACTION: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Novelli, seconded by Supervisor Oneto and unanimously carried to approve the 2013 Committee Assignments as presented with the following amendments:

Calaveras Amador Mokelumne River Authority (CAMRA): Delegates shall be Supervisors Oneto and Plasse with Supervisor Novelli serving as the alternate member.

California State Association of Counties Housing, Land Use and Transportation: Primary delegate shall be Supervisor Forster with Supervisor Boitano as the alternate.

UCCE Central Sierra Multi County Partnership Advisory Council: Primary delegate shall be Supervisor Oneto with Supervisor Forster serving as the alternate.

It was also noted that no changes will be made to the current Regional Council of Rural Counties representation. Supervisor Forster will continue as the primary delegate with Supervisor Oneto serving as the alternate.

Minutes: Discussion and possible action relative to approval of the November 13, 2012 and December 4, 2012 Board of Supervisor Meeting Minutes.

ACTION: Due to a lengthy Board agenda and other scheduling conflicts this matter was held over to the January 8, 2013 meeting.

****10:30 A.M.****

PUBLIC HEARINGS

Planning Department: Discussion and possible action relative to an appeal filed by Mr. Elden Wait regarding the Planning Commission's approval of Tentative Parcel Map No. 2828 proposing the division of 80 acres into two 40 acre parcels due to concerns related to potential impacts on the Arroyo Ditch that runs through the subject property. (Continued from November 13, 2012)

Ms. Susan Grijalva, Planning Director, addressed the Board and reviewed the staff report as incorporated in full in the Board packet for today's date. She summarized by stating the Board first heard this appeal at their November 13, 2012 meeting wherein the City of Plymouth also spoke before the Board to voice their concerns regarding the livelihood and ongoing maintenance of the Arroyo Ditch of which the City owns. At that time the Board of Supervisors directed the City of Plymouth and the applicant to work out condition language for this individual parcel map to protect the City of Plymouth's interests regarding the portion of the ditch that runs through Tentative Parcel Map No. 2828. Ms. Grijalva continued by stating it is the understanding of the Planning Department that the applicant has agreed to provide a 50 ft. Right-of-Way easement over the Ditch to allow the City of Plymouth access. Ms. Grijalva provided the following potential Board actions that may occur today:

1. Deny the appeal and uphold the Planning Commission decision to approve Tentative Parcel Map No. 2828 with the findings and conditions as included in the staff report;
2. Deny the appeal and approve Tentative Parcel Map No. 2828 with revised or additional conditions/mitigation; or
3. Grant the appeal and make findings for not approving Tentative Parcel Map No. 2828.

Mr. Jon Colburn, City of Plymouth, addressed the Board and stated the City has ownership of the Arroyo Ditch, however it is not a prescriptive right of way. He continued by providing some background relative to the Ditch and past problems the City has encountered with accessing the ditch when property owners have changed and are not aware of the City's ownership and water rights. Mr. Colburn continued by stating the City has been working diligently to protect the water rights and potentially market the water to financially assist with improvements to the current system. He also noted City representatives met with members of the Willow Creek Irrigation District as well as the property owner and his representatives to discuss the concerns of the City. He stated agreement was reached and Mr. Hawkins has agreed to grant the City of Plymouth an easement allowing for the repair and maintenance of the Arroyo Seco Ditch and water conveyance system thereof.

Chairman Boitano opened the public hearing at this time. The following individuals wished to speak:

Mr. Greg Baldwin, City of Plymouth

ACTION #1: Public Hearing closed pursuant to the following motion.

MOTION #1: It was moved by Supervisor Forster, seconded by Supervisor Novelli and unanimously carried to close the public hearing.

ACTION #2: Direction given pursuant to the following motion.

MOTION #2: It was moved by Supervisor Oneto to deny the appeal and approve Tentative Parcel Map No. 2828 with revised language being added as a condition stating the parcel map shall show and identify the Arroyo Ditch as described in book 577 on page 658 of official records of Amador County. Supervisor Plasse seconded for the purchase of discussion and suggested the following addition.

Supervisor Plasse stated he would like to request the maker of the motion consider inclusion of language making reference to the appellant's original appeal wherein he states "no interference with the free flow of any water flowing in the Ditch or the maintenance of the Ditch."

Further lengthy discussion ensued with some concern being raised over adding a condition that would incorporate the above mentioned appellant language. Mr. Greg Gillott, County Counsel advised it was stated earlier in this meeting that an agreement relative to easement and access to the property for repair and maintenance issues has been reached, and therefore the Board would just be memorializing that mutual agreement. Counsel also stated he did not feel that this approach would set a precedent and that any future property owners would be required to come before the Planning Commission and the Board to request amendments to the easement agreed upon today.

At this time Chairman Boitano requested Mr. Gary L. Hawkins approach the podium and state for the record his intention relative to access to his property.

Mr. Gary L. Hawkins, property owner, stated for the record that he has granted the City of Plymouth easement across his property for the repair and maintenance of the Arroyo Seco Ditch and water conveyance system thereof.

Supervisor Oneto withdrew his motion and the following action was taken:

ACTION 3: Direction given pursuant to the following motion.

MOTION #3: It was moved by Supervisor Oneto, seconded by Supervisor Plasse and unanimously carried to deny the appeal and approve Tentative Parcel Map No. 2828

with revised conditions and mitigations relative to language being added stating the parcel map shall show and identify the Arroyo Ditch as described in book 577 on page 658 of official records of Amador County, and as stated for the record today by the applicant, the City of Plymouth shall be granted an easement for the repair and maintenance of the Arroyo Seco Ditch and water conveyance system thereof.

Community Development Agency/Waste Management: Discussion and possible action relative to a public hearing to consider adoption of a 7.47% rate increase for customers of Franchise Area No. 2, who have been notified of the proposed increases by mail.

Supervisor Plasse recused himself to avoid any potential conflict of interest concerns as he has an immediate family member who is employed by ACES.

Mr. Jim McHargue, REHS, Solid Waste Program Manager, summarized the staff report relative to this matter which is hereby incorporated into these minutes as though set forth in full.

Discussion ensued with the following action being taken.

ACTION #1: Public Hearing Closed pursuant to the following motion.

MOTION #1: It was moved by Supervisor Novelli, seconded by Supervisor Forster, and unanimously carried to close the public hearing.

ACTION #2: Direction given pursuant to the following motion.

MOTION #2: It was moved by Supervisor Forster, seconded by Supervisor Oneto, and unanimously carried to approve adoption of a 7.47% rate increase for customers of Franchise Area No. 2.

RESOLUTION NO. 12-130

Resolution approving the rate increase request for solid waste collection in Franchise area 2.

Supervisor Plasse returned to the meeting at this time and was present for the remainder of items heard.

Capital Facilities Fees Annual Disclosure and Review for FY 2011-2012: Discussion and possible action relative to a public hearing to consider the Annual Disclosure and Review of the Capital Facilities Fees (CFF) Report.

Mr. Dave Dennis, Assistant General Services Director, addressed the Board and summarized the staff report relative to this matter which is hereby incorporated into these minutes as though set forth in full.

Supervisor Boitano opened the public hearing at this time. Hearing no public comment the following action was taken.

ACTION #1: Public Hearing Closed pursuant to the following motion.

MOTION #1: It was moved by Supervisor Novelli, seconded by Supervisor Oneto, and unanimously carried to close the Public Hearing.

ACTION #2: Direction given pursuant to the following motion.

MOTION #2: It was moved by Supervisor Oneto, seconded by Supervisor Plasse and unanimously carried to make no changes to the current Capital Facilities Fees.

Ayes: Supervisors Oneto and Plasse and Novelli

Noes: Supervisors Boitano and Forster

CLOSED SESSION may be called for labor negotiations (pursuant to Government Code §54957.6), personnel matters (pursuant to Government Code §54957), real estate negotiations/acquisitions (pursuant to Government Code §54956.8), and/or pending or potential litigation (pursuant to Government Code §54956.9). At 2:00 p.m., the Board convened into closed session.

REGULAR SESSION: At 3:30 a.m., the Board reconvened into regular session. Chairman Boitano reported the following issues were reviewed in closed session:

Conference with Real Property Negotiators:

APN: 044-400-010-000 (Jeff Holman & Susan Manning) (Terms & Conditions) County Negotiators: Charles T. Iley, County Administrative Officer and Jon Hopkins, General Services Director

ACTION: Direction given to staff.

APN: 026-030-004 (El Dorado Irrigation District) (Terms & Conditions) County Negotiators: Charles T. Iley, County Administrative Officer and Jon Hopkins, General Services Director

ACTION: Direction given to staff.

APN: 044-480-018-000 (SPI, Gary Blanc) (Terms and Conditions) County Negotiators: Charles T. Iley, County Administrative Officer and Jon Hopkins, General Services Director

ACTION: Direction given to staff.

APN: 044-010-122 (The Resource Connection) (Terms & Conditions) County Negotiators: Charles T. Iley, County Administrative Officer and Jon Hopkins, General Services Director

ACTION: Direction given to staff.

Conference with County Counsel - Existing Litigation [Government Code 54956.9(a)]:
County of Amador v. Kenneth L. Salazar, Secretary of the Interior; et al: In the United States District Court for the District of Columbia, Case No. 1:05-CV-00658 (RWR)

ACTION: Nothing to report.

County of Amador v. Department of the Interior, Ken Salazar, Secretary of the Interior; et al, In the United States District Court for the Eastern District of California. Case No. 2:12-CV-01710-JAM-CKD

ACTION: Nothing to report.

Ione Valley Land, Air and Water Defense Alliance, LLC v. County of Amador, Newman Mineral, LLC, et al Superior Court of the State of California for the County of Amador Case No 12-CV-8091

ACTION: Update given to staff.

Conference with County Counsel – Potential Litigation [Government Code 54956.9(b)
Buena Vista Rancheria [Government Code 54956.9 (b)]

ACTION: Nothing to report.

SEIU Local 1021 v. County of Amador; State of California Public Employment Relations Board, Case No. SA-CE-809-M

ACTION: Update given to staff.

One Case [Government Code 54956.9 (c)]

ACTION: Direction given to staff.

Confidential Minutes: Review and approval of the confidential minutes of December 4, 2012.

ACTION: Approved pursuant to the following motion.

MOTION: It was moved by Supervisor Novelli, seconded by Supervisor Forster and unanimously carried to approve the confidential minutes of December 4, 3012.

ADJOURNMENT: Until Tuesday, January 8, 2013, at 8:30 a.m.

**AMADOR COUNTY
BOARD OF SUPERVISORS**

C O N S E N T A G E N D A

December 18, 2012

NOTE: Items listed on the consent agenda are considered routine and may be enacted by one motion. Any item may be removed for discussion and possible action, and made a part of the regular agenda at the request of a Board member(s).

1. **BUDGET MATTERS**

- A. **Administrative Agency:** Approval of a decrease in 1100-52300 in the amount of \$2,200.00 and an increase in 1910-5411 in the amount of \$2,200.00 to fund the Amador Film Commission for 2012-2013.

2. **TAX MATTERS**

- A. **Assessor's Office / Secured Roll Corrections:** Approval of the following: APN 018-320-061-000 (Hazel & Carl Joyce Trust).

3. **RESOLUTIONS**

- A. **Surveying and Engineering:** Approval of a resolution approving a Boundary Line Adjustment #2011-015 application extension for Henry J. Reilly and Barbara L. Reilly.
- B. **Surveying and Engineering:** Approval of a resolution relative to a request from Henry and Barbara Reilly, approving a new private road name of Spirit Valley Road.
- C. **Human & Health Services:** Approval of a resolution approving amendment to standard agreement (#11-73004-00) with the State of California Department of Health Care Services for providing specialty mental health care services to Medi-Cal beneficiaries of Amador County.
- D. **General Services Administration:** Approval of a resolution declaring certain Amador County Property as surplus property and authorizes the sale of remaining property at public auctions by Public Surplus.
- E. **Human Resources:** Approval of a resolution approving the employee agreement with the Amador County Deputy Sheriff's Office Association Unit (DSA) for October 1, 2012 through September 30, 2015.
- F. **Human Resources:** Approval of a resolution approving the employee agreement with the Amador County Sheriff's Office Association Unit (SOA) for October 1, 2012 through September 30, 2015.
- G. **Human Resources:** Approval of a resolution approving the employee agreement with the Amador County Sheriff's Office Mid-Management Association Unit (SOMMU) for October 1, 2012 through September 30, 2015.

4. **AGREEMENTS**

- A. **Agricultural Department:** Approval of an amendment to Agreement No. 12-0080-SF with the State of California Department of Food and Agriculture for the Glassy-winged Sharpshooter Project.
- B. **Transportation and Public Works:** Approval of an agreement with the City of Sutter Creek to provide Building Inspection Services to the City of Sutter Creek performed by the Amador County Building Department that will remain in effect until December 31, 2017.
- C. **Transportation and Public Works:** Approval of a consultant agreement with Drake Haglan and Associates for replacement of four (4) Bridges; Fiddletown Road Bridge, Bunker Hill Road Bridge, Bell Road Bridge and Old Amador Road Bridge.
- D. **Human Resources:** Approval of an Extended Participation Agreement with the CSAC-EIA and the participating members of the Medical Malpractice Program, consisting of counties and other public entities.

5. **ORDINANCES** None

6. **MISCELLANEOUS APPOINTMENTS/RESIGNATIONS**

- A. **Area 12 Agency for Aging:** Approval of the appointment of Joan Bowen to the subject Board for a three (3) year term that will expire on December 17, 2015.

7. **MISCELLANEOUS**

- A. **Administrative Agency:** Approval of a Side Letter with SEIU to allow for the hiring of a temporary employee to replace a CPS employee that will be on FMLA leave for about 60 days.

8. **GENERAL CORRESPONDENCE**

- A. Notice of Receipt of Petition dated November 28, 2012, from the State Fish and Game Commission relative to a Petition to list the *Townsend's big-eared bat* (*Corynorhinus townsendii*) as threatened or endangered under the California Endangered Species Act.
- B. Letter from *U.S. Department of Transportation Federal Aviation Administration's* intention to prepare a Draft Environmental Assessment for the Optimization of Airspace and Procedures in the Northern California Metroplex (NorCal OAPM).
- C. Memorandum from the Building Department relative to a recap of the activity during the month of November totaling \$13,832.13.

- D. Memorandum from the Environmental Health Department relative to a recap of activity during the month of November totaling \$7,688.00.
- E. Auditor's check register dated November 30, 2012 totaling \$ 458,234.49.
- F. Auditor's check register dated December 3, 2012 totaling \$146,081.12.
- G. Auditor's check register dated December 10, 2012 totaling \$ 322,939.50
- H. Letter of Commendation dated December 7, 2012 from Mr. Dave Roberts, expressing his appreciation to the Public Works Road Crew for removing trash and junk left on the side of Bell Road. He mentioned that it helps his Bed and Breakfast business when the road looks nice.

LOUIS D. BOITANO, Chairman
Board of Supervisors

ATTEST:
JENNIFER BURNS, Clerk of the
Board of Supervisors, Amador County,
California

Deputy

AGENDA TRANSMITTAL FORM

- | | |
|-------------------------------------|----------------|
| <input checked="" type="checkbox"/> | Regular Agenda |
| <input type="checkbox"/> | Consent Agenda |
| <input type="checkbox"/> | Blue Slip |
| <input type="checkbox"/> | Closed Session |

To: Board of Supervisors

Date: January 23, 2013

From: George E. Allen Phone Ext. 371
 (Department Head - please type)

Meeting Date Requested:
February 12, 2013

Department Head Signature *George E. Allen*

Agenda Title: James E. Pine & Joycelyn A. Pine, as trustees of the Pine Fam. Rev. Trust-Public Hearing for a Certificate of Merger

Summary: (Provide detailed summary of the purpose of this item; attach additional page if necessary)
 The subject agenda item is a request for a Certificate of Merger. The property is located on the westerly side of Plasse Road, approximately one-quarter (1.4) mile southerly of the junction with West Lake Road, in the Silver Lake area. APN: 26-040-040

Recommendation/Requested Action:

Fiscal Impacts (attach budget transfer form if appropriate)	Staffing Impacts

Is a 4/5ths vote required? Yes ___ No ___	Contract Attached: Yes ___ No ___ N/A ___
Committee Review? N/A ___	Resolution Attached: Yes ___ No ___ N/A ___
Name: _____ Committee Recommendation: _____	Ordinance Attached: Yes ___ No ___ N/A ___ Comments: _____

Request Reviewed by:

Chairman _____	Counsel <u><i>GO</i></u>
Auditor <u><i>EJA</i></u>	GSA Director <u><i>Hop</i></u>
CAO _____	Risk Management <u><i>Jones</i></u>

Distribution Instructions: (Inter-Departmental Only, the requesting Department is responsible for distribution outside County Departments)
 Please transmit two copies of the resolution to Surveying: one set certified.

FOR CLERK USE ONLY

Meeting Date <u>2/12/13</u>	Time _____	Item # <u>11</u>
Board Action: Approved Yes ___ No ___	Unanimous Vote: Yes ___ No ___	
Ayes: _____	Resolution _____	Ordinance _____
Noes: _____	Resolution _____	Ordinance _____
Absent: _____	Comments: _____	Other: _____

Distributed on _____	A new ATF is required from _____	I hereby certify this is a true and correct copy of action(s) taken and entered into the official records of the Amador County Board of Supervisors.
Completed by _____	Department _____	
	For meeting of _____	
		ATTEST: _____ Clerk or Deputy Board Clerk



SURVEYING DEPARTMENT

COUNTY ADMINISTRATION CENTER

810 Court Street
Jackson, CA 95642-2132
Telephone: (209) 223-6371

January 23, 2013

AFFIDAVIT OF POSTING

Subject: Certificate of Merger – James E. Pine and Joycelyn A. Pine, as Trustees of the Pine Family Revocable Trust

We have posted five copies of the attached Public Hearing Notice.

Sincerely,

George E. Allen
County Surveyor

c.c. Files



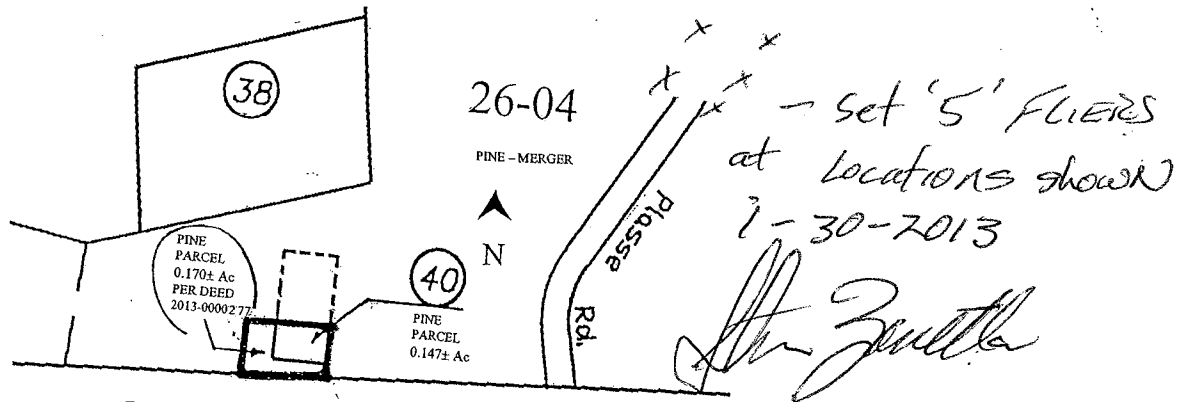
NOTICE OF PUBLIC HEARING

Notice is hereby given that the Board of Supervisors of the County of Amador, State of California, has received a request for a Certificate of Merger from James E. Pine and Joycelyn A. Pine, as Trustees of the Pine Family Revocable Trust. The Merger consists of merging two lots shown and delineated as "Pine 534-202 O.R." and "Plasse to Pine" on the "Record of Survey Boundary Line Adjustment for James Pine and Maurice Plasse" recorded in Book 45 of Maps and Plats, at page 65, Records of Amador County. The property is located on the westerly side of Plasse Road, approximately one-quarter (1/4) mile southerly of the junction with West Lake Road, in the Silver Lake area.

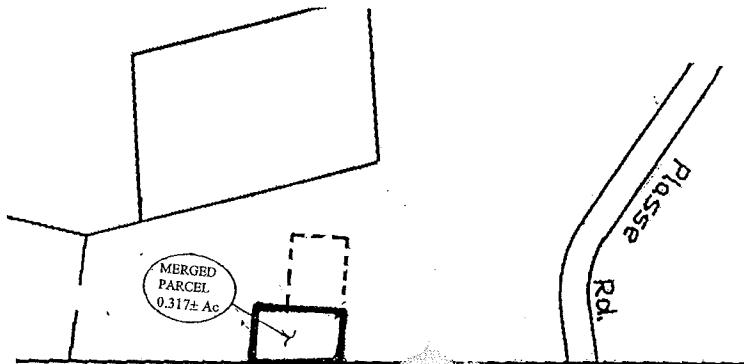
A Public Hearing to consider said Certificate of Merger will be held at the County Administration Building, 810 Court Street, Jackson, California 95642, on February 12th, 2013 at 10:30 a.m. or as soon thereafter as the matter may be heard, at which time any and all interested persons may come and be heard thereon.

If you have any questions, or desire further information, please contact Surveying & Engineering (209) 223-6371.

AMADOR COUNTY BOARD OF SUPERVISORS



BEFORE



AFTER

Requested By:
BOARD OF SUPERVISORS
When recorded return to:
SURVEYING & ENGINEERING

**BEFORE THE BOARD OF SUPERVISORS OF THE
COUNTY OF AMADOR, STATE OF CALIFORNIA**

IN THE MATTER OF:

RESOLUTION ISSUING CERTIFICATE)
OF MERGER TO JAMES E. PINE AND) RESOLUTION NO. 2013-xxxx
JOYCELYN A. PINE, AS TRUSTEES OF)
THE PINE FAMILY REVOCABLE TRUST)

BE IT RESOLVED by the Board of Supervisors of the County of Amador, State of California, that pursuant to Amador County Code No. 17.95.040 a certificate of merger be approved and hereby is issued to James E. Pine and Joycelyn A. Pine, as Trustees of the Pine Family Revocable Trust, for the parcel described in the certificate of merger; and

BE IT FURTHER RESOLVED that the Clerk of said Board be and hereby is directed to record this resolution and certificate of merger.

The foregoing resolution was duly passed and adopted by the Board of Supervisors of the County of Amador at a regular meeting thereof, held on the 12th day of February, 2013, by the following vote:

AYES: Richard M. Forster, Theodore F. Novelli,
Brian Oneto, John Plasse, and Louis D. Boitano

NOES: None

ABSENT: None

Chairman, Board of Supervisors

ATTEST

JENNIFER BURNS, Clerk of the
Board of Supervisors, Amador County,
California

Requested by:
BOARD OF SUPERVISORS
Return to:
SURVEYING & ENGINEERING

CERTIFICATE OF MERGER

I,/WE, the undersigned owner(s) of record, hereby declare our intention to merge said real property, heretofore known and described as follows: All that real property in the unincorporated area of Amador County, State of California, as described in the Grant Deed recorded in Book 534 of Official Records at page 202, dated January 27, 1968.

And all that real property in the unincorporated County of Amador, State of California, as described in the attached Exhibit "A".

Said land to be known hereafter as follows: (SEE DESCRIPTION ATTACHED) (Exhibit "B")

Owner(s) Signature: James E. Pine
Print (name/title) James E. Pine as trustee for The Pine Family Revocable Trust

Owner(s) Signature: Joycelyn A. Pine
Print (name/title) Joycelyn A. Pine as trustee for The Pine Family Revocable Trust

STATE OF CALIFORNIA)
COUNTY OF San Mateo) SS.

On January 30, 2013 before me,
Thaher A. Shehadeh, Notary Public, personally appeared
James E. Pine and Joycelyn A. Pine —
who proved to me on the basis of satisfactory evidence to be the person(s)
whose name(s) is/are subscribed to the within instrument and acknowledged
to me that he/she/they executed the same in his/her/their authorized capacity(ies),
and that by his/her/their signature(s) on the instrument the person(s), or the entity
upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal

Signature [Handwritten Signature] (seal)

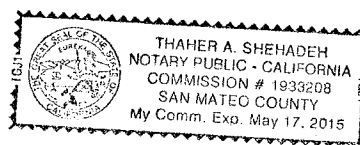
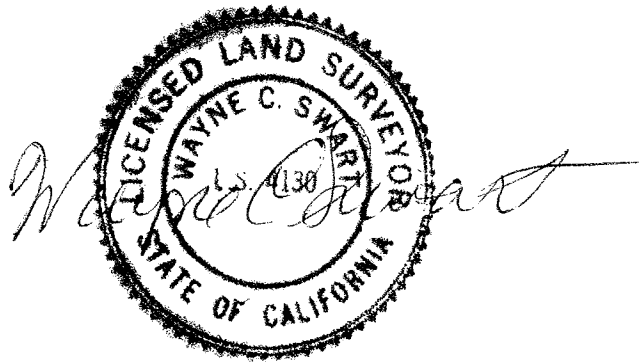


Exhibit "A"

PLASSE TO PINE

All that portion of the southwest $\frac{1}{4}$ of Section 8, Township 9 North range 17 East MDM as follows:

Beginning at a point on the Southern line of said Section 8 from which a 1 $\frac{1}{2}$ " iron pipe tagged LS3539 marking the Southwest corner of said Section bears South 86 42'10" West 844.85 feet thence from said point of beginning North 00 11'15" West 97.39 feet thence South 89 11'16" East 50.00 feet thence South 00 11'15" East 64.00 feet thence South 89 11'16" east 100.00 feet thence South 00 10'59" East 22.63 feet to the Southerly line of said Section 8 thence South 86 42'10" West 150.19 feet to the point of beginning containing 0.170 acres more or less.



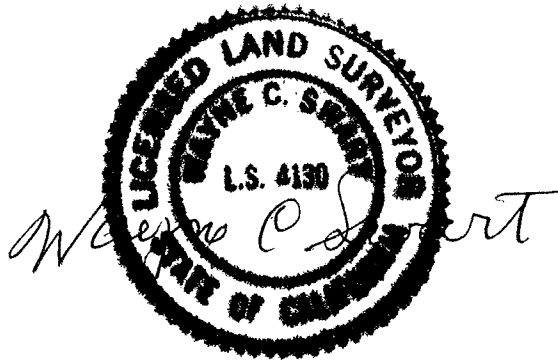
EXP. 6-30-14

Exhibit "B"

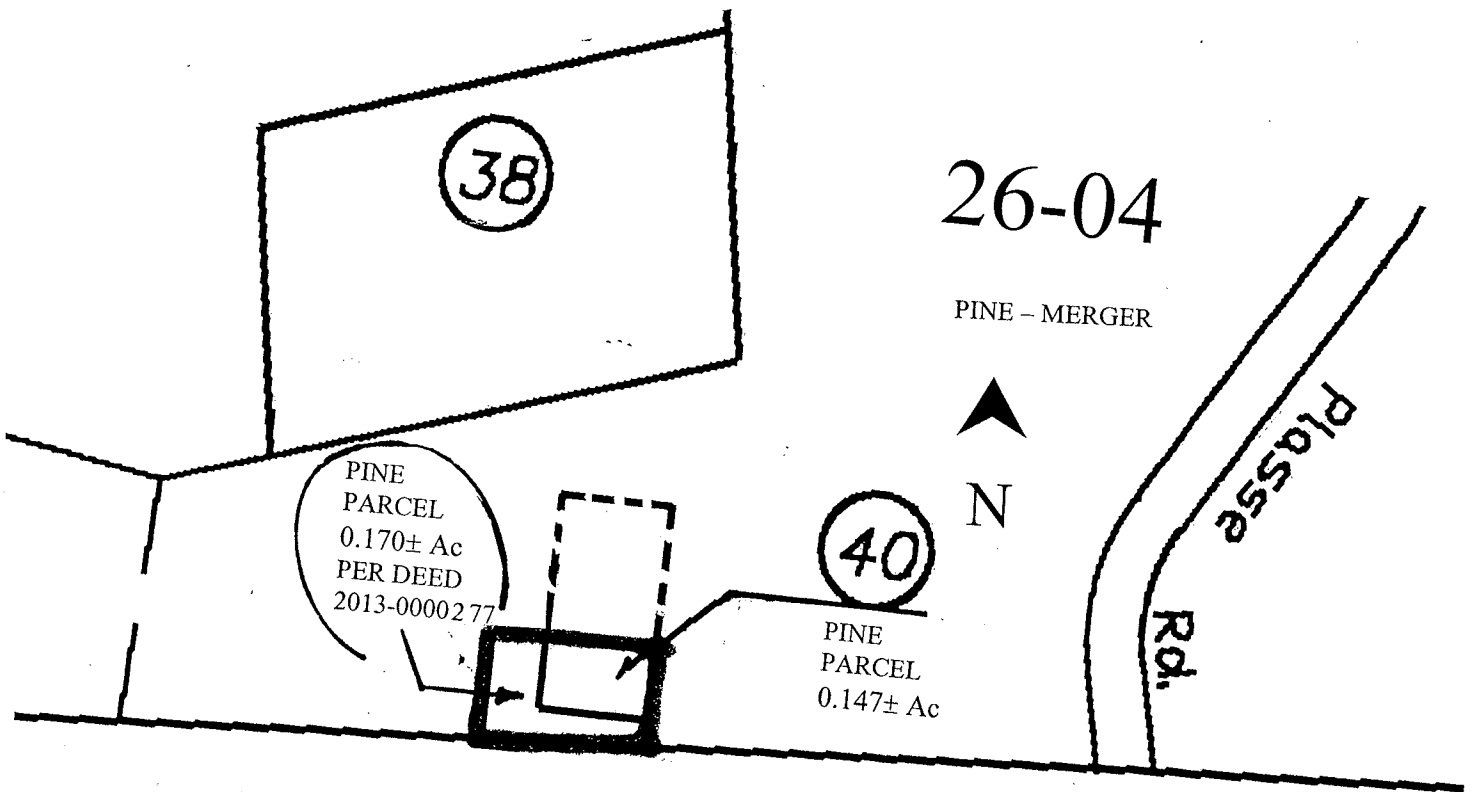
PLASSE TO PINE

All that portion of the southwest $\frac{1}{4}$ of Section 8, Township 9 North range 17 East MDM as follows:

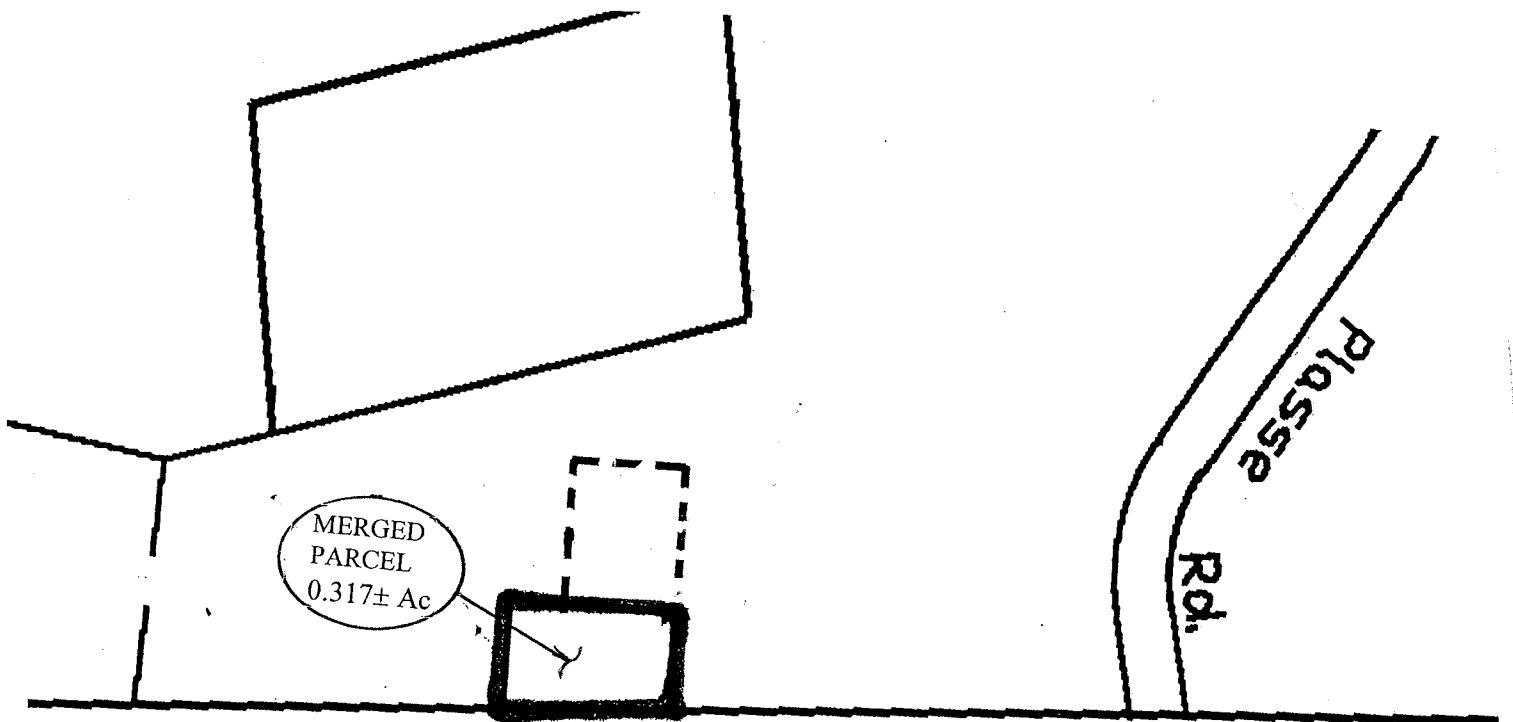
Beginning at a point on the Southerly line of said Section 8 marked by a $\frac{3}{4}$ " capped iron pipe stamped LS 4130 from which a 1 $\frac{1}{4}$ " iron pipe tagged LS3539 marking the Southwest corner of said Section bears South 86 42'10" West 844.85 feet; thence from said point of beginning North 00 11'15" West 97.39 feet to a $\frac{3}{4}$ " capped iron pipe stamped LS 4130 thence South 89 11'16" East 150.00 feet to a similar pipe thence South 00 10'59" East 86.63 feet to a similar pipe on the Southerly line of said Section 8, thence South 86 42'10" West along said Southerly line 150.19 feet to the point of beginning containing 0.317 acres more or less.



EXP 6-30-2014



BEFORE



AFTER