

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

**DATE:** Tuesday, June 25, 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:**

Theodore F. Novelli, Vice-Chairman, Supervisor, District III  
Louis D. Boitano, District IV  
Brian Oneto, District V  
John Plasse, District 1

**Absent:** Richard M. Forster, Vice-Chairman, District II (Vacation)

**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. Vice-Chairman Novelli reported the following issues were reviewed in closed session:

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

**ACTION:** Update only.

**Confidential Minutes:** Review and approval of the confidential minutes of June 11, 2013.

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

**MOTION:** It was moved by Supervisor Boitano, seconded by Supervisor Plasse and  
unanimously carried to approve the confidential minutes of June 11, 2013.

**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:** Update only.

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

**ACTION:** Update only.

**PLEDGE OF ALLEGIANCE:** Vice-Chairman Novelli led the Board and the public in the  
*Pledge of Allegiance*

**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 Oneto seconded by Supervisor Plasse and unanimously carried to approve the Regular Agenda as presented.

**Absent:** Supervisor Forster

**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.

**4-H Club:** The following young members of the Shenandoah Valley and Willow Springs 4-H Clubs took this time to thank the Board for their continued support of 4-H:

- Danielle Dentone
- Maci Dentone
- Nicole Dentone
- William Bullard
- Hannah Wilkinson
- Gracen Santinelli
- Robbie Woolsey
- Cade White
- Blake White
- Mason Wilkinson

Mr. William Bullard and Ms. Rielle Waters-Santinelli, volunteer 4-H leaders, also expressed their gratitude to the Board for their support and encouraged those present to attend the Amador County Fair and Junior Livestock Auction.

Ms. Jennifer Georlitz, UCCE/4-H Coordinator and Mr. Larry Fossen, retired UCCE/4-H Coordinator, also thanked the Board for their support and stated currently Amador County has 144 4-H members and 43 volunteer leaders. Ms. Georlitz stated new volunteers are always welcome.

**Senate Bill 296:** Supervisor Novelli spoke on behalf of Mr. Terry Sanders, Veterans Service Officer, and requested the Board consider supporting the subject legislation. He stated existing law requires funds to be disbursed each fiscal year on a pro rata basis to counties that have established and maintained a county veterans service office in accordance with the staffing level and workload of each county veterans service officer, under a specified formula. He noted this

bill would appropriate the sum of \$9,000,000 from the General Fund to the Department of Veterans Affairs for the disbursement to counties to fund the activities of county veterans service.

**Amador County Museum:** Supervisor Plasse took this time to mention the Amador County Museum is now open to the public and encouraged everyone to take the opportunity to visit. He thanked the Amador County Historical Society and many volunteers for countless hours of labor in completing the project.

**Amador Community College:** Supervisor Plasse reported thirty-three (33) students are currently enrolled for the 2013 fall semester focusing on various areas of study.

**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).

Supervisor Plasse requested that in the future when several contracts are on agenda for approval by the Board, the submitting department shall provide the Board with a “tracked changes” version to allow Board members to easily see what has been changed from year to year. This would make the review process more time efficient and less muddled when trying to figure out what the changes are.

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

**MOTION:**     **It was moved by Supervisor Boitano, seconded by Supervisor Oneto and unanimously carried to approve the consent agenda as presented with the suggestion by Supervisor Plasse duly noted.**

**Absent: Supervisor Forster**

## **REGULAR AGENDA**

**Amador County Civil Grand Jury’s Final Report:** Discussion and possible action relative to presentation of the 2012-2013 Amador County Civil Grand Jury’s Final Report.

Ms. Marianne Bourgeois, Foreperson of the 2012-2013 Amador County Civil Grand Jury, presented the Board with the Grand Jury’s Final Report.

Supervisor Plasse commended Ms. Bourgeois and the entire Grand Jury for presenting a very fair minded and objective report. He stated sometimes grand jury complaints can be politically and ideologically based which makes the job of the Grand Jury difficult. However, he stated the 2012-2013 Grand Jury was able to go through fifteen complaints and investigate and respond in a fair and objective manner. In addition Supervisor Plasse stated in years past the Board of Supervisors has received a list of potential grand jurors and given the opportunity to

provide comments relative to certain potential jurors to the Court and the presiding judge on preferred juror selections. He noted that this year when he inquired as to the preferred format of the responses (i.e.; written/verbal, etc.) he was presented with a question as to why this process is necessary. He stated the Board has many years of cumulative knowledge of a vast number Amador County residents and feels the input of elected officials is valuable in selecting a fair and impartial jury. He stated to date he has not received a response back from the presiding judge relative to his question and would like to ensure that the Board continues to be provided with a list of potential jurors in the future. Ms. Bourgeois stated she would relay these comments to the presiding Judge as she was not aware of this past protocol. Supervisors Oneto and Novelli also thanked the 2012-2013 Grand Jury for their service.

**ACTION: None. Presentation only.**

**Administrative Agency:** Discussion and possible action relative to adoption of a resolution opposing the proposed listing and designation of critical habitat for the yellow-legged frog.

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

**MOTION:** It was moved by Supervisor Boitano, seconded by Supervisor Oneto, and unanimously carried to adopt a resolution opposing the United States Fish and Wildlife Services proposal to list the Sierra Nevada Yellow-Legged Frog as endangered throughout its range.

**Absent:** Supervisor Forster

### **RESOLUTION NO. 13-056**

**Resolution opposing the United States Fish and Wildlife Services proposal to list the Sierra Nevada Yellow-Legged Frog as endangered throughout its range**

**Community Development Agency:** Discussion and possible action relative to alternative selection and grant application preparation regarding the Fiddletown Road at Shenandoah Road intersection.

Mr. Jered Reinking, Senior Civil Engineer addressed the Board and summarized this matter for the Board. He stated this project is identified in the current CIP and in April 2013 Caltrans advised projects for HSIP funding were being accepted. Mr. Reinking stated at that time County staff met with City of Plymouth representatives to develop potential options for improving the intersection. He continued by stating if the Board chooses and approves preferred option today staff will be seeking direction on the HSIP application itself. He stated the Board can direct staff to move ahead with the application and submit by the end of July working in tandem with the City of Plymouth, or choose to submit at a later date with the County being the lead agency and applicant. Mr. Reinking then presented the following preliminary alternatives (options) as candidates for nomination for the HSIP:

**OPTION 5: Minor Build**

Under this option, the Fiddletown/Shenandoah Rd. intersection will remain relatively the same with the exception of minor alterations to shoulder areas and median area at the intersection. The shoulders along the curve of Shenandoah Road will be widened to allow for more horizontal space for vehicles traveling in each direction (increasing recover area in cases of vehicle drift). The existing median area will be modified to create a more prominent feature in the roadway delineating the intersection movements.

**OPTION 6: Full Build**

This option proposes to shift the Shenandoah Rd. alignment northwest relative to the current alignment. Shenandoah Rd. profile will remain relatively low to the original ground. A new leg of Fiddletown Rd. will be constructed to intersect Shenandoah Rd. that will maximize the horizontal length of the new leg to provide more satisfactory geometric conditions. Shenandoah Rd. will remain a free flow through movement, while Fiddletown Rd. is proposed to be stop controlled at the intersection with a wide shoulder area for vehicles making right turns toward Fiddletown. Shenandoah Rd. will remain a two-lane road (one lane in each direction) with dedicated left turn pocket at the intersection. This option includes the acquisition of right-of-way.

**Cost Estimate:**

**OPTION 5 Minor Build=\$240,000**

**OPTION 6 Full Build=\$1,660,000\***

**\*Cost does include the “Left turn lane to Fiddletown”=\$230,000.00**

**\*Cost does not include the “Free through lane to Fiddletown”=\$210,000.00**

At this time Ms. Rebecca Neilon, Dokken Engineering reviewing the options in more depth and fielding questions from the Board.

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

**MOTION: It was moved by Supervisor Oneto, seconded by Supervisor Plasse and unanimously carried to direct staff to move ahead with applying for the HSIP funding grant and approving Option 6-(Full Build) as the preferred alternative including the left turn lane to Fiddletown; and with the caveat that if the project becomes financially unfeasible the application can be withdrawn or Option 5-(Minor Build) can be considered. The County would be responsible for 10% of incurred costs up to the point of termination of the application or relinquishment of grant funds.**

**Absent: Supervisor Forster**

**Senate Gun Control Bills:** Discussion and possible action relative to support of a letter initiated by Sheriff Martin Ryan to Governor Edmund Brown Jr., relative to Senate Gun Control Bills.

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 Boitano and unanimously carried to support the letter initiated by Sheriff Martin Ryan to Governor Edmund Brown Jr., relative to Senate Gun Control Bills; and to authorize the Chairman's signature on a slightly amended version on behalf of the Board of Supervisors to be sent to Assembly and Senate representatives as well as specifically to Senator pro-Tem Darrell Steinberg and Assembly Speaker Perez and any other entities the Chair deems appropriate.

**Absent:** Supervisor Forster

**Assembly Constitutional Amendment:** Discussion and possible action relative to approval of the Chairman's signature on a letter of opposition regarding the subject proposed amendment as it relates to local government finance.

Discussion ensued with the following action being taken.

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

**MOTION:** It was moved by Supervisor Oneto, seconded by Supervisor Plasse and unanimously carried to authorize the Chairman's signature on a letter of opposition regarding Assembly Constitutional Amendment No. 8.

**Minutes:** Review and approval of the May 28, 2013 Board of Supervisors meeting minutes.

**Absent:** Supervisor Forster

**ACTION:** Direction given to hold the minutes of May 28, 2013 over for approval at a future meeting.

**ADJOURNMENT:** Until Tuesday, July 9, 2013, at 8:30 a.m.

**AMADOR COUNTY  
BOARD OF SUPERVISORS**

**CONSENT AGENDA**

**June 25, 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**
  - A. **Health & Human Services (#13-057):** Approval of a resolution that approves the Mental Health Services Act (MHSA) Annual Update and Expenditure Plan for fiscal year 2013-2014.
  - B. **Transportation & Public Works (#13-058):** Approval of a resolution that authorizes the Board Chairman to sign for the 2012-2013 Regional Surface Transportation Program (RSTP) State Match and Exchange Funds Agreement with Caltrans and have Board Chairman sign the agreement.
  
4. **AGREEMENTS**
  - A. **Environmental Health:** Approval of a Cal-EPA *Underground Storage Tank Program Grant* extension from June 20, 2013 to May 30, 2014.
  - B. **Health & Human Services:** Approval of a Second Amendment to original agreement dated 7/1/12 with Amador-Tuolumne Community Action Agency (A-TCAA) to provide *Independent Living Skills Program* services.
  - C. **Health & Human Services:** Approval of a Second Amendment to original agreement dated 7/1/12 with Amador-Tuolumne Community Action Agency (A-TCAA) to provide *Child Abuse Prevention, Intervention, and Treatment (CAPIT)* services for fiscal year 2013-2014.
  - D. **Health & Human Services:** Approval of a Third Amendment to original agreement dated 7/1/12 with Amador-Tuolumne Community Action Agency (A-TCAA) to provide *Community Based Child Abuse Prevention (CBCAP)* services for fiscal year 2013-2014.
  - E. **Health & Human Services:** Approval of a Third Amendment to original agreement dated 7/1/12 with Amador-Tuolumne Community Action Agency (A-TCAA) to provide *Promoting Safe and Stable Families (PSSF)* services.



- F. **Health & Human Services:** Approval of a Services Agreement with Amador-Tuolumne Community Action Agency (A-TCAA) for the *Promotores de Salud Program* a Latino “Peer-to-Peer” program that promotes mental health wellness and increases the access to services to the Spanish speaking community of Amador County.
- G. **Health & Human Services:** Approval of a Services Agreement with *Mental Health America of Northern California* to provide a Patient’s Rights Advocate which will serve as the mandated “Office of Patient’s Rights” and service Amador County Behavioral Health clients for the purpose of rights advocacy, rights violations complaint review and legal representation in matters of involuntary detention of clients for treatment purposes.
- H. **Health & Human Services:** Approval of a Second Amendment to original agreement dated 5/10/11 with Amador-Tuolumne Community Action Agency (A-TCAA) for the *Youth Empowerment Project (YEP)* that will address the need for wellness and recovery oriented programs for Amador County youths.
- I. **Health & Human Services:** Approval of a First Amendment to original agreement dated 8/28/12 with Amador-Tuolumne Community Action Agency (A-TCAA) for the *Community Center Outreach and Engagement Program* that provides mental health outreach services to isolated rural communities of Ione, Camanche and Pine Grove.
- J. **Health & Human Services:** Approval of a Second Amendment to original agreement dated 7/1/10 with Amador-Tuolumne Community Action Agency (A-TCAA) for the *Building Blocks of Resiliency Program* that offers the Parent Child Interaction Therapy and the Aggression Replacement Training.
- K. **Health & Human Services:** Approval of an Inpatient Psychiatric Services Agreement with *Doctors Medical Center* of Modesto, Inc. for providing inpatient psychiatric services for adult Medi-Cal Beneficiaries to Amador County.
- L. **Health & Human Services:** Approval of a Service Agreement with *Mental Health America of Northern California* to provide a Consumer Advocate/Liaison which functions as a liaison between mental health clients and their families and the Amador County Behavioral Health Department.
- M. **Health & Human Services:** Approval of a Service Agreement with *Mental Health America of Northern California* for the *Sierra Wind Wellness and Recovery Center* which provides mental health services including peer group classes, housing information, employment assistance, childcare assistance, outreach services, and computer skills for residents of Amador County.
- N. **Health & Human Services:** Approval of a Services Agreement with *First 5 Amador* to provide outreach and engagement services to Children aged 0-5 and their families/caretakers in Amador County.
- O. **Health & Human Services:** Approval of First Amendment to Services Agreement with the *Resource Connection of Amador and Calaveras Counties, Inc.* for child care subsidy and resource and referral services for Welfare-to-Work recipients for fiscal year 2013-2014.
- P. **Human Resources:** Approval of an agreement for Special Services with *Liebert Cassidy Whitmore* for participation in the Gold Country Employment Relations Consortium that includes group trainings and telephone consultation regarding Human Resource matters.
- Q. **Health & Human Services:** Approval of Second Amendment to original agreement dated July 1, 2010 with *Robert C. Hartmann, M.D.*, for Public Health Officer Services provided to the County of Amador from July 1, 2013 through June 30, 2014.

5. **ORDINANCES** None

6. **MISCELLANEOUS APPOINTMENTS/RESIGNATIONS** None

7. **MISCELLANEOUS**

A. **General Services Administration:** Approval to dispense with the formal bid procedures and issue a Purchase Order in the amount of \$11,008.57 to *Jeff Holman Auto Center* for the purchase of one used 2005 Dodge Caravan SV.

B. **General Services Administration:** Approval of Amador County Annual Auditing Services RFP 13-07 for three proposals received, opened and read publicly from the following:

1. Collins Accounting Company and Larry Bain, CPA—(rejected and returned unopened because submission was not on time)
2. Gallina LLP, \$176,700.00 for three (3) years
3. Vavrinek, Trine, Day and Co. LLP \$233,460.00 for three (3) years

8. **GENERAL CORRESPONDENCE**

A. Notice of Proposed Rulemaking from the State Department of Fish and Wildlife relative to a Public Hearing on July 30, 2013 to adopt proposed regulations relative to the practice of falconry in the state. The entire rulemaking file can be found at: [www.dfg.ca.gov/news/pubnotice](http://www.dfg.ca.gov/news/pubnotice).

B. Application for *Alcoholic Beverage License* dated June 13, 2013 for *Speeds Diner* located at 17830 State Highway 49, Plymouth, CA 95669.

C. Application for *Alcoholic Beverage License* dated June 18, 2013 for *Common Cider Company* located at 16030 Highway 49, Drytown, CA 95699.

D. Auditor's check register dated June 10, 2013 totaling \$ 193,417.85.

E. Auditor's check register dated June 17, 2013 totaling \$ 506,921.39.

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THEODORE F. NOVELLI, Vice-Chairman  
Board of Supervisors

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

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