

# AGENDA TRANSMITTAL FORM

To: Board of Supervisors

Date: September 4, 2013

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

Phone Ext. x470

<input checked="" type="checkbox"/>	Regular Agenda
<input type="checkbox"/>	Consent Agenda
<input type="checkbox"/>	Blue Slip
<input type="checkbox"/>	Closed Session
Meeting Date Requested:	
<u>September 10, 2013</u>	

Department Head Signature \_\_\_\_\_

Agenda Title: Administrative Agency

Summary: (Provide detailed summary of the purpose of this item; attach additional page if necessary)  
 Discussion and possible action relative to reimbursement of architectural fees to Amador County Recreation Agency for work performed at Pine Grove Town Hall. (continued from August 27, 2013)

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 <u>GB</u>
Auditor <u>[Signature]</u>	GSA Director <u>Hop</u>
CAO <u>[Signature]</u>	Risk Management <u>[Signature]</u>

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

### FOR CLERK USE ONLY

Meeting Date 9-10-13 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 _____ Department	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 _____	For meeting of _____	ATTEST: _____ Clerk or Deputy Board Clerk

Invoice No. C-10091-1

Amador County Recreation Agency

**INVOICE**

<b>Customer</b>			
Name	County of Amador, Chief Administrative Officer		
Address	_____		
City	State	ZIP	
Phone	_____		

<b>Misc</b>	
Date	8/14/2013
Order No.	_____
Rep	_____
FOB	_____

Qty	Description	Unit Price	TOTAL
1	Reimbursement of Architect Fees, Prop 40 Pine Grove Town Hall	\$ 1,500.00	\$ 1,500.00
	Thank you for supporting ACRA		
	SECOND BILLING		

SubTotal	\$ 1,500.00
Shipping	
<b>TOTAL</b>	<b>\$ 1,500.00</b>

<b>Payment</b>	Select One...
Comments	_____
Name	_____
CC #	_____
Expires	_____

Tax Rate(s)

Office Use Only

ACRA 10877 Conductor Blvd., Suite 100, Sutter Creek, Ca. 95685 (209)223-6349

Everybody gets to PLAY!

**County Grants Account**  
**Profit & Loss**  
 All Transactions

	Nov 2, 12
<b>Income</b>	
<b>Grant Projects</b>	
Pioneer Park RR SS	119,698.00
<b>River Pines</b>	
Paid to ACRA General Account	5,479.18
Donations	1,345.00
River Pines - Other	180,001.00
<b>Total River Pines</b>	<u>186,825.18</u>
Pine Grove Town Hall	
Income	374,244.85
<b>Total Pine Grove Town Hall</b>	<u>374,244.85</u>
Volcano Armory Hall	
Income	325,255.15
<b>Total Volcano Armory Hall</b>	<u>325,255.15</u>
Lodge Hill	95,000.00
Plymouth Restrooms	36,489.00
Pioneer Park Roofs	89,312.00
<b>Total Grant Projects</b>	<u>1,226,824.18</u>
<b>Total Income</b>	<u>1,226,824.18</u>
<b>Expense</b>	
GSA Support Service Charge	54.49
<b>Grants</b>	
Plymouth Restroom Project	36,489.00
Prop 40 Lodge Hill	95,000.00
Prop 40 Park Grant	196.65
Prop 40 Pine Grove Town Hall	
Administration	18,478.22
Prop 40 Pine Grove Town Hall - Other	354,916.88
<b>Total Prop 40 Pine Grove Town Hall</b>	<u>373,395.10</u>
Prop 40 Volcano Armory Hall	
Administration	24,263.87
Prop 40 Volcano Armory Hall - Other	301,731.80
<b>Total Prop 40 Volcano Armory Hall</b>	<u>325,995.67</u>
Prop 40 Pioneer Park Roofs	79,194.02
Prop 40 Pioneer Park RRSS	
Administration	3,560.00
Prop 40 Pioneer Park RRSS - Other	124,980.01
<b>Total Prop 40 Pioneer Park RRSS</b>	<u>128,540.01</u>
Prop 40 River Pines	
Donated In-Kind Services	1,345.00
Grant Account	172,092.03
General Account	7,148.03
Administration	12,009.50
<b>Total Prop 40 River Pines</b>	<u>192,594.56</u>
<b>Total Grants</b>	<u>1,231,405.01</u>
<b>Total Expense</b>	<u>1,231,459.50</u>
<b>Net Income</b>	<u><u>-4,635.32</u></u>

# AGENDA TRANSMITTAL FORM

To: **Board of Supervisors**

Date: September 3, 2013

From: Aaron Brusatori, P.E.  
(Department Head - please type)

Phone Ext. x429

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

Meeting Date Requested:  
09/10/13

Department Head Signature *Aaron Brusatori*

Agenda Title: Update Speed Ordinance to reflect new engineered speed surveys

Summary: (Provide detailed summary of the purpose of this item; attach additional page if necessary)  
In order to make speed limits enforceable by CHP, the engineered speed surveys and ordinances need to be updated periodically. Transportation and Public Works has updated speed surveys for the following roads: Climax Road, Consolation Street, Fiddletown Road, Kennedy Flat Road, New York Ranch Road, Shake Ridge Road, Shenandoah Road, Village Drive, and Willow Creek Road. Speed Limits will be increased on Climax Road, Shake Ridge Road and Willow Creek Road while the remaining road's speed limits will be unchanged.

Recommendation/Requested Action:  
Update speed ordinances and increase speed limits on affected roads

Fiscal Impacts (attach budget transfer form if appropriate)

Staffing Impacts

Minimal

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 *CG*

Auditor *EJ* GSA Director *Hop*

CAO *Ch* Risk Management *Gray*

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

Transportation and Public Works

### FOR CLERK USE ONLY

Meeting Date 9-10-13 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

ORDINANCE NO. \_\_\_\_\_

**ORDINANCE AMENDING CHAPTER 10.08 REGARDING SPEED LIMITS BY CHANGING THE PRIMA FACIE SPEED FOR CLIMAX ROAD, SHAKE RIDGE ROAD, AND WILLOW CREEK ROAD, ALONG WITH OTHER NON-SUBSTANTIVE CHANGES**

The Board of Supervisors of the County of Amador does ordain as follows:

SECTION I. Recitals of Facts and Determinations in Support of Ordinance.

- A. The California Vehicle Code Section 22358 provides that whenever the County determines upon the basis of an engineering and traffic survey that the current speed limit is more than is reasonable or safe upon any portion of any street other than a state highway, the County may by ordinance determine and declare a reasonable and safe prima facie speed limit which is found most appropriate to facilitate the orderly movement of traffic and that is reasonable and safe. The declared prima facie limit shall be effective when appropriate signs giving notice thereof are erected upon the roadway section.
- B. The County Public Works Agency conducted updated engineering and traffic surveys on various County roads to gather information for determining the reasonable speed limits. The results of the speed surveys recommend the following changes:
- with respect to Climax Road 1.2 miles west of State Highway 88 to 2.3 miles west of State Highway 88, the prima facie speed limit should be changed from 35 miles per hour to 40 miles per hour;
- with respect to Shake Ridge Road from Wandering Hills Drive to State Highway 88, the prima facie speed limit should be changed from 30 miles per hour to 35 miles per hour; and
- with respect to Willow Creek Road from PM 1.74 to State Highway 124, the prima facie speed limit should be changed from 45 miles per hour to 50 miles per hour.
- C. Following a review by staff, additional, non-substantive changes to Chapter 10.08 should be made.

SECTION II. Chapter 10.08 of the Amador County Code is hereby amended as follows:

**10.08.040 Climax Road.**

On the basis of an engineering and traffic survey, the board determines and declares a prima facie speed limit of ~~thirty five~~ forty miles per hour as the most appropriate to

facilitate the movement of traffic in a reasonable and safe manner on that portion of Climax Road one and one-tenth miles in length beginning at a point located one and two-tenths miles west of State Highway Route 88 to and including a point located two and three-tenths miles west of State Highway Route 88.

**10.08.150 Sutter Creek–Volcano County Road No. 12.**

On the basis of an engineering and -traffic survey, the board determines and declares a prima facie speed of thirty-five miles per hour on that portion of Sutter Creek–Volcano County Road No. 12 from that road’s intersection with the city limits of the city of Sutter Creek to that road’s intersection with Pine Gulch Road, ~~and forty five miles per hour on said Sutter Creek–Volcano County Road No. 12 from said intersection with Pine Gulch Road to the town of Volcano.~~

**10.08.180 Irishtown–Weiland Mine Road No. 106.**

On the basis of an engineering and traffic survey, the board determines and declares a prima facie speed of thirty-five miles per hour from Highway 88 (Post Mile 1.96 to Post Mile 1.33) 0.15 miles south of Spagnoli Mine Road intersection.

**10.08.280 Kennedy Flat Road No. 22.**

On the basis of a updated speed surveys dated April 3, 2001 and April 5, 2001, the board determines and declares a prima facie speed of thirty-five miles per hour on Kennedy Flat Road.

**10.08.310 Shake Ridge Road, County Road No. 9.**

On the basis of an engineering and traffic survey, ~~t~~The board determines and declares a prima facie speed of forty miles per hour from Ram’s Horn Grade to Wandering Hills Drive and thirty-five (35) miles per hour from Wandering Hills Drive to Highway 88.

**10.08.320 Willow Creek Road No. 287.**

On the basis of an engineering and traffic survey the board determines and declares a prima facie speed of forty five miles per hour on Willow Creek Road from the intersection of State Highway 124 easterly to PM 1.74, and a prima facie speed of fifty miles per hour from PM 1.74 to the intersection of State Highway 16.

**10.08.330 Fiddletown Road No. 52.**

On the basis of an engineering and traffic survey ~~dated March 2001~~, the board determines and declares a prima facie speed of twenty-five miles per hour on Fiddletown Road from PM 4.80 to 5.90 within the community of Fiddletown.

SECTION III. Except as set forth above, the remainder of Chapter 10.08 is unaffected by this

ordinance and is deemed reenacted without amendment.

SECTION IV. This ordinance shall be published within fifteen days after the date hereof in a newspaper of general circulation printed and published in the County of Amador, State of California, and shall become effective thirty days after the date hereof.

The foregoing ordinance was duly passed and adopted by the Board of Supervisors of the County of Amador at a regular meeting thereof, held on the     by the following vote:

AYES:

NOES:

ABSENT:

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Chairman, Board of Supervisors

ATTEST:

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

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Deputy

**Summary for Publication After Adoption of Ordinance**

(The summary shall be published within 15 days after the adoption of the ordinance.)

SUMMARY OF PROPOSED ORDINANCE AMENDING SPEED LIMIT FOR  
PORTION OF RIDGE ROAD

On \_\_\_\_\_, 2013, the Amador County Board of Supervisors adopted Ordinance No. \_\_\_\_\_, amending Chapter 10.08 of the Amador County Code by changing the prima facie speed limit for portions of Climax Road, Shake Ridge Road, and Willow Creek Road, along with making other non-substantive changes.

A copy of the ordinance is posted in the office of the Clerk of the Board of Supervisors, 810 Court Street, Jackson, CA.



### **Summary for Publication Prior to Adoption of Ordinance**

(The summary shall be published and a certified copy of the full text of the proposed ordinance shall be posted in the office of the Clerk of the Board of Supervisors at least five (5) days prior to the Board of Supervisors meeting at which the proposed ordinance is to be adopted.)

#### **SUMMARY OF PROPOSED ORDINANCE AMENDING SPEED LIMIT VARIOUS COUNTY ROADS**

On \_\_\_\_\_, 2013, at its regularly scheduled Board meeting, the Amador County Board of Supervisors will consider a proposed ordinance amending Chapter 10.08 of the Amador County Code to change the prima facie speed limit for portions of Climax Road, Shake Ridge Road, and Willow Creek Road, along with making other non-substantive changes.

The text of the proposed ordinance is available in the office of the Clerk of the Board of Supervisors, 810 Court Street, Jackson, CA.



## Engineering and Traffic Study Report

Sutter Creek Road



January 2011



Stantec

# Engineering and Traffic Study Report

For

Sutter Creek Road PM 2.18 – PM 11.75

Amador County, CA

January 2011

Prepared by:

Kip B. Skabar, PE, P.Eng

  
Project Manager  
Stantec Consulting Services Inc.



Reviewed by:

Rock Miller, PE, TE

  
Principal, Transportation Planning & Traffic Engineering  
Stantec Consulting Services Inc.

Prepared for:

**Amador County Transportation and Public Works**

810 Court Street

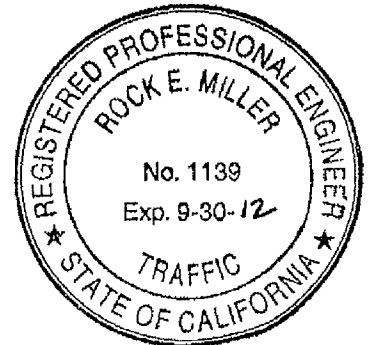
Jackson, CA 95642

Submitted by:

**Stantec Consulting Services Inc.**

2590 Venture Oaks Way

Sacramento, CA 95833



**Stantec**  
**ENGINEERING AND TRAFFIC STUDY REPORT**  
**SUTTER CREEK ROAD**

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APPENDIX B: Speed Survey Data

APPENDIX C: Speed Survey Data Analysis

APPENDIX D: 2001 Engineering and Traffic Study Report

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**Stantec**  
**ENGINEERING AND TRAFFIC STUDY REPORT**  
**SUTTER CREEK ROAD**

## **1.0 Introduction**

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Stantec Consulting Services Inc. (Stantec) was retained by the Amador County Transportation and Public Works Department (County) to prepare an engineering and traffic survey report for a segment of Sutter Creek Road. The scope of work included: field review of the study zone, review of recent speed survey data, review of available site information, and preparation of this report to summarize findings and provide engineering recommendations.

The study zone is on Sutter Creek Road between Post Mile (PM) 2.18 and 11.75, from Pine Gulch Road to Pine Grove Volcano Road. A speed survey was taken at PM 5.86 on June 24, 2010. According to current County General Plan Land Use data, the study zone is bounded by Agricultural-Transition, Agricultural-Marginal, and Agricultural-General parcels. Refer to Appendix A for a speed survey map of the site.

According to the Circulation element of the General Plan Update Working Paper dated July 2007, Sutter Creek Road is a two-lane Minor Collector with a 2006 Average Daily Traffic (ADT) volume ranging from 172 west of Pine Grove Volcano Road to 574 east of Pine Gulch Road; the Level of Service (LOS) for this segment of roadway is also listed as LOS B.

### **1.1 HISTORY**

A speed limit of 45 mph was posted for the segment of Sutter Creek Road between Pine Gulch Road and the Town of Volcano, as per County Code Section 10.08.150 (Ord. 655 §1, 1978). Public concerns were raised regarding the speed limit on this segment of road in a letter dated April 10, 2000, which initiated an engineering and traffic study.

An engineering and traffic study report was prepared by Charles R. Leitzell, P.E. for Sutter Creek Road in March 2001. The report recommended that a speed limit of 35 mph be established, which was used as the basis for the Board of Supervisors (Board) to declare a prima facie speed of 35 mph on Sutter Creek Road between Pine Gulch Road and Pine Grove Volcano Road, as per County Code Section 10.08.150 (Ord. 1547 §1, 2002). The report also recommended a "Radar Enforced" (R48-1) sign be posted in conjunction with the speed limit signs, and it was suggested the curves be improved to have appropriate superelevations (ball banked) with advisory speed signs. Refer to Appendix D for a copy of the 2001 report.

The time provision set forth by the 2010 California Manual on Uniform Traffic Control Devices (MUTCD) for an engineering and traffic study report has been exceeded for Sutter Creek Road between Pine Gulch Road and Pine Grove Volcano Road; therefore, there is currently no local legislation that permits radar enforcement of the 35 mph speed limit posted on the aforementioned road segment. As such, the Board has directed the preparation of this speed survey report to evaluate roadway and traffic conditions in accordance with the MUTCD and California Vehicle Code (CVC).

## 1.2 GEOMETRICS

The width of the road in the study zone varies with an average width of approximately 21 feet. The pavement is deteriorated and the roadway surface is uneven at certain locations. There is a solid double yellow line painted at the roadway centerline. Shoulders are limited by adjacent embankment slopes, property fence lines, and overgrown foliage.

The vertical profile of the roadway is undulating over mountainous terrain with rolling hills, and the horizontal alignment has multiple curves with some blind corners. Obstructions such as embankments, utility poles, and foliage were observed at certain curve locations, which limit stopping sight distance and decision sight distance at driveways.

Please note the scope of this study did not include rigorous analyses of sight distances and superelevation of the roadway. The geometric information provided herein is based on general field observations.

## 1.3 PREVAILING SPEEDS

A vehicle speed survey was conducted by the County at PM 5.86 on June 24, 2010 based on MUTCD Figure 2B-103 and the guidelines in Section 2B.13 of the MUTCD. Refer to Appendix B for a copy of the speed survey data collected at this location and Appendix C for a summary of Stantec's analysis of the data. The results of the speed survey are summarized in the table below to indicate the prevailing speeds within the study zone.

Location	Present Signed Zone	85% Speed (mph)	Median Speed (mph)	10 mph Pace	% in Pace	Highest Speed (mph)
PM 5.86	35 MPH	41	34.5	30 – 40	65	52

Speed limits below the 85<sup>th</sup> percentile do not ordinarily facilitate the orderly movement of traffic and require constant enforcement to maintain compliance. Speed limits established on the basis of the 85<sup>th</sup> percentile conform to the consensus of those who drive highways as to what speed is reasonable and prudent, and are not dependent on the judgment of one or a group of individuals.

## 2.0 Accident Data

The following table provides a summary of recent traffic collisions that were documented by the California Highway Patrol (CHP). Note that some traffic collisions provided below occurred outside of the study zone for this report and they are provided for information purposes only.

Location	Date	Cause (Violation)	Speed (mph)	Damage
0.9 miles east of Hillside Dr.	09/13/2010	CVC Section 21650 "a vehicle shall be driven on the right half of the roadway"	25	Injury & Property
0.5 miles east of Locust Ln.	08/31/2010	CVC Section 21650 "a vehicle shall be driven on the right half of the roadway"	45 - 50	Property
0.3 miles west of Pine Grove Volcano Rd.	07/16/2010	CVC Section 21650 "a vehicle shall be driven on the right half of the roadway"	40	Injury & Property
0.4 miles east of Rancho Canyon Rd.	07/05/2010	CVC Section 21650 "a vehicle shall be driven as nearly as practical entirely within a single lane"	35	Injury & Property
0.8 miles west of Pine Gulch Rd.	05/12/2010	CVC Section 21650 "a vehicle shall be driven on the right half of the roadway"	40	Property
0.24 miles west of Laurel Rd.	09/18/2009	CVC Section 22350 "traveling at unsafe speeds for prevailing roadway conditions"	25	Injury & Property
0.9 miles west of Pine Gulch Rd.	06/27/2009	CVC Section 22350 "traveling at unsafe speeds for prevailing roadway conditions" and CVC Section 21650 "a vehicle shall be driven on the right half of the roadway"	>35	Injury & Property
600 ft. west of Meadowlark Ln.	02/20/2009	CVC Section 21460 (a) "driving left of double yellow lines"	-	Injury & Property
0.7 miles east of Meadow Lark Ln.	01/26/2009	CVC Section 23152(a) "driving under the influence of an alcoholic beverage" and CVC Section 22107 "unsafe turning movement"	-	Property

**Stantec**

**ENGINEERING AND TRAFFIC STUDY REPORT**

**SUTTER CREEK ROAD**

Accident Data

January 11, 2011

1 mile east of Hillside Dr.	11/01/2008	CVC Section 22350 "traveling at unsafe speeds for prevailing roadway conditions"	>35	Property
0.9 miles west of Pine Gulch Rd.	10/19/2008	CVC Section 22350 "traveling at unsafe speeds for prevailing roadway conditions"	45	Property
1 mile east of Meadowlark Ln.	7/29/2008	CVC Section 22350 "traveling at unsafe speeds for prevailing roadway conditions"	-	Injury & Property
0.7 miles east of hillside Dr.	5/26/2008	CVC Section 23152(a) "driving under the influence of an alcoholic beverage" and CVC Section 21650 "a vehicle shall be driven on the right half of the roadway"	55	Injury & Property
4.8 miles east of Pine Gulch Rd.	3/30/2008	CVC Section 22107 "unsafe turning movement"	-	Injury & Property
0.2 miles east of Greenstone	2/3/2008	CVC Section 23152(a) "driving under the influence of an alcoholic beverage" and CVC Section 21650 "a vehicle shall be driven on the right half of the roadway"	-	Injury & Property
0.9 miles west of Pine Gulch Rd.	8/29/2007	CVC Section 22107 "unsafe turning movement"	-	Property
3.1 miles west of Pine Grove Volcano Rd.	7/28/2007	CVC Section 22107 "unsafe turning movement"	-	Injury & Property
0.75 miles west of Pine Gulch Rd.	6/17/2007	CVC Section 21650 "failure to maintain the vehicle upon the roadway"	-	Injury & Property
0.25 miles east of Meadowlark Ln.	6/5/2007	CVC Section 21650 "a vehicle shall be driven on the right half of the roadway"	-	Injury & Property
2 miles east of Hillside Rd.	3/23/2007	"other than driver"	35-40	Injury & Property
60 ft. west of Pine Grove Volcano Rd.	4/25/2007	CVC Section 21650 "a vehicle shall be driven on the right half of the roadway"	10	Property
0.8 miles east of Pine Gulch Rd	3/30/2007	CVC Section 23152(a) "driving under the influence of an alcoholic beverage" and CVC Section 21650 "a vehicle shall be driven on the right half of the roadway"	-	Injury & Property



**Stantec**

**ENGINEERING AND TRAFFIC STUDY REPORT**

**SUTTER CREEK ROAD**

Accident Data

January 11, 2011

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Based on the available accident data between 2007 and 2010, the majority of the reported traffic collisions were caused by violations related to unsafe speeds, unsafe turning movements, or failure to maintain the vehicle within the right lane of travel. Note that collision rate data was not available at the time of this report and the scope of this study did not include traffic modeling or rigorous analyses.

### **3.0 Existing Traffic Signs**

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The existing traffic signs along Sutter Creek Road are provided herein based on the County's latest inventory of signs. The *italicized* locations noted at cross roads are provided for reference purposes, based on the County's 2010 Maintained Mileage Road List.

The following is a list of eastbound traffic signs within the study zone:

- PM 2.18, *Pine Gulch Road*
- PM 2.51, "Volcano Daffodil Hill"
- PM 2.56, "Speed Limit 35" (R2-1)
- PM 2.75, Icy (W43), Winding Road (W1-5), "Next 10 Miles" (W7-3a)
- PM 3.44, *Black Well Road*
- PM 3.82, *Lone Tree Way*
- PM 4.24, *Sutter Picnic Area*
- PM 4.56, *Valley Bottom Road*
- PM 4.89, *Meadowlark Lane*
- PM 6.04, *Lake Canyon Road*
- PM 6.43, *Rancho Canyon Road*
- PM 6.89, "Speed Limit 35" (R2-1)
- PM 7.20, Turn Left (W1-1), "15 MPH" (W13-1)
- PM 8.83, Road Narrows (W5-1), "Next ½ Miles" (W7-3a)
- PM 11.04, Turn Left (W1-1), "15 MPH" (W13-1)
- PM 11.75, *Pine Grove Volcano Road*
- PM 11.83, Turn Left (W1-1), "15 MPH" (W13-1)
- PM 12.01, Stop Ahead (W3-1)

## Stantec

### ENGINEERING AND TRAFFIC STUDY REPORT

#### SUTTER CREEK ROAD

Existing Traffic Signs

January 11, 2011

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- PM 12.07, "Stop" (R1-1), Object Marker (Type 1)

The following is a list of westbound traffic signs within the study zone:

- PM 12.07, "Speed Limit 35" (R2-1)
- PM 11.98, Icy (W43), "Next 10 Miles" (W7-3a), Winding Road (W1-5)
- PM 11.90, Turn Right (W1-1), "15 MPH" (W13-1)
- PM 11.75, *Pine Grove Volcano Road*
- PM 11.13, Turn Right (W1-1), "15 MPH" (W13-1)
- PM 9.31, Road Narrows (W5-1), "Next ½ Miles" (W7-3a)
- PM 7.27, Turn Right (W1-1), "15 MPH" (W13-1)
- PM 6.89, "Speed Limit 35" (R2-1)
- PM 6.43, *Rancho Canyon Road*
- PM 6.04, *Lake Canyon Road*
- PM 4.89, *Meadowlark Lane*
- PM 4.56, *Valley Bottom Road*
- PM 4.24, *Sutter Picnic Area*
- PM 3.82, *Lone Tree Way*
- PM 3.44, *Black Well Road*
- PM 2.51, "Speed Limit 35" (R2-1)
- PM 2.18, *Pine Gulch Road*

## **4.0 Traffic & Roadside Conditions**

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The following traffic and roadside conditions not readily apparent to the driver were observed within the study zone:

- There are multiple unmarked cross roads, shoulder turnouts, and private driveways.
- Based on general field review, it is likely that conditions of limited intersection sight distance, decision sight distance, and stopping site distance are present due to terrain and roadway geometrics. Note that the County Standard Plan PW-3 calls for a minimum sight distance of 10 times the speed. It appears the minimum required sight distance is not available at certain driveways and intersections. Refer to Appendix E for a copy of County Standard Plan PW-3.
- The roadway passes through mountainous terrain with relatively steep grade changes.
- Multiple curves in the horizontal alignment of the road were observed that have comfortable speeds lower than the speed limit suggested by the 85<sup>th</sup> percentile speed.
- Guard railing and delineation were not observed at multiple locations where the top of slope embankments are adjacent to the roadway.
- The width of the paved roadway surface and the width of the shoulders are less than the amount indicated for a Minor Collector road, as per County Standard Plan PW-7. Embankment slopes, property fence lines, utility poles, and foliage were observed to limit the shoulder width. Refer to Appendix F for a copy of the standard roadway cross section, which indicates a total required width of 24 feet.
- The roadway surface is uneven and deteriorated in multiple locations.
- Pedestrians were not observed during Stantec's site review. The pedestrian traffic is anticipated to be light, primarily due to the volume of vehicle traffic, speed of passing vehicles, narrow shoulders, and the land use of the area.

Since roadway alignments and profiles may provide for comfortable speeds that are below the 85th percentile for the roadway, it is advised that the County insure that adequate curve warning signs are present in advance of all such curves. A winding road sign at the beginning of a series of curved segments is adequate for roadways with numerous curves, while individual curve warning signs would normally be provided for isolated curves or curves where accident history may justify supplemental warning signs.

## **5.0 Conclusions & Recommendations**

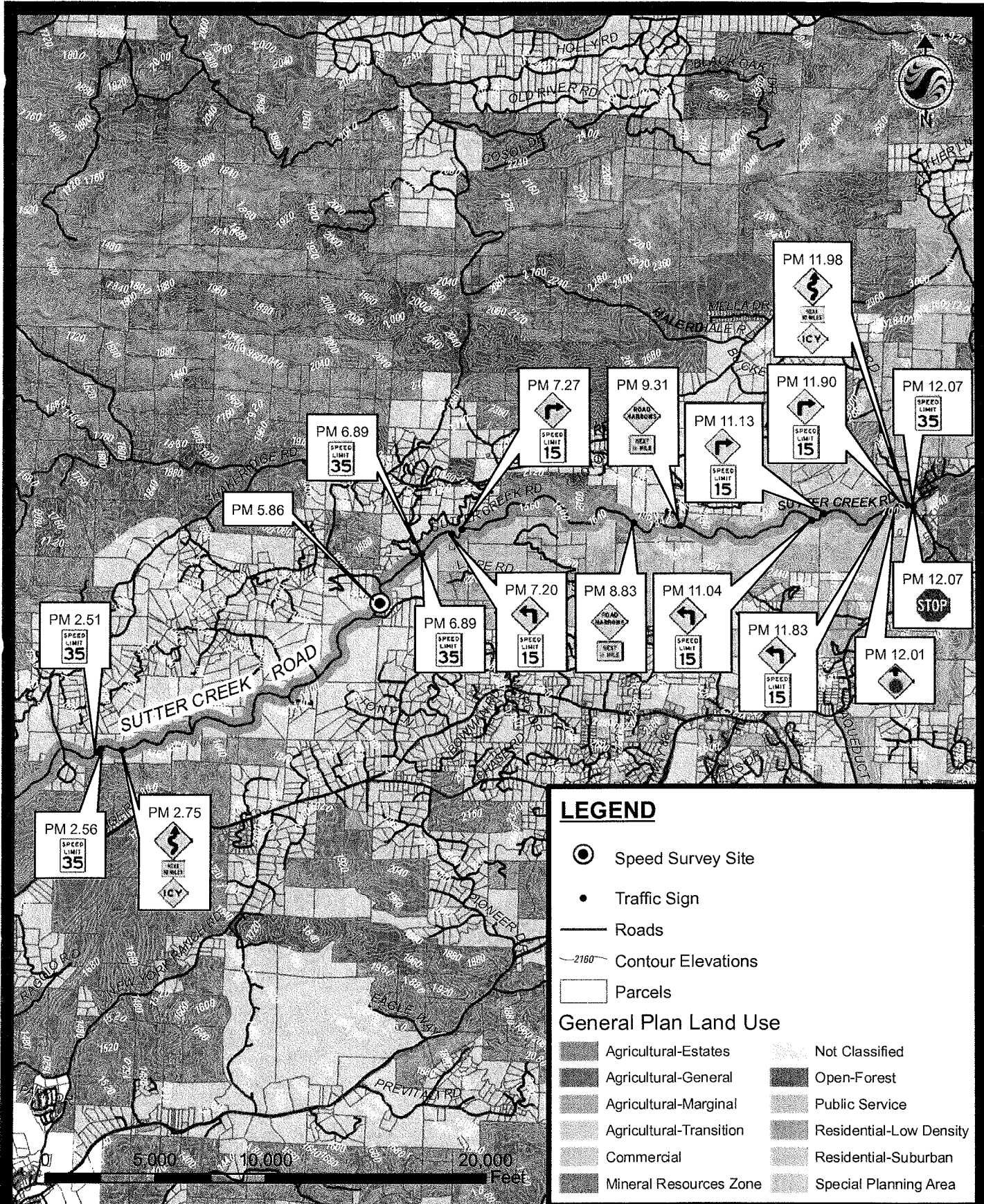
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Based on the information provided herein and in our professional opinion, we would like to recommend the following:

- A. Re-establish a speed limit of 35 mph on Sutter Creek Road between Pine Gulch Road and Pine Grove Volcano Road based on the prevailing speeds, roadway geometrics, and conditions not readily apparent to the driver. Request the Board to enact the legislation necessary to permit radar enforcement of the 35 mph speed limit.
- B. Install R48-1(CA) "Radar Enforced" signs under the posted speed limit signs at PM 12.07, 6.89, and 2.01 for westbound traffic.
- C. Install R48-1(CA) "Radar Enforced" signs under the posted speed limit signs at PM 2.56 and 6.89 for eastbound traffic.
- D. Cut back foliage to improve sight distance at cross road intersections and private driveways.
- E. Upon County approval, forward a copy of this report to the CHP Area Commander for review and comment.
- F. Upon Board approval and action, request that CHP use radar enforcement at periodic intervals.

**Stantec**  
**ENGINEERING AND TRAFFIC STUDY REPORT**  
**SUTTER CREEK ROAD**

**Appendix A**  
Speed Survey Map



Stantec does not certify the accuracy of the data. This map is for reference only and should not be used for construction.

2590 Venture Oaks Way, Sacramento, CA 95833  
 Phone 916.559.2500 Fax 916.921.9274 www.stantec.com  
 Project # 194000414.101

Cartographic Design By: C. Flinders | Transportation

# Sutter Creek Road Speed Survey Map

Amador County Transportation and Public Works

**Stantec**  
**ENGINEERING AND TRAFFIC STUDY REPORT**  
**SUTTER CREEK ROAD**

**Appendix B**  
Speed Survey Data





AMADOR COUNTY TRANSPORTATION AND PUBLIC WORKS
VEHICLE SPEED SURVEY SHEET

ROAD: Sutter Creek Volcano Rd.
LOCATION: P.M. 5.86
WEATHER: Clear,Warm, 80s

NO: # 12

DIR: BOTH

DATE: 6/24/2010
START TIME: 11:50
END TIME: 1:45

Table with columns: MPH, NUMBER OF VEHICLES (bins 1-10, 15-20, 25-30), PERCENT OF TOTAL, and CUM. PERCENTAGE. Data points are marked with 'X' in the vehicle count bins.

85% SPEED: \_\_\_\_\_ MPH
CRITICAL SPEED: \_\_\_\_\_ MPH

10MPH PACE: \_\_\_\_\_
% IN PACE: \_\_\_\_\_ %

ACCIDENT HISTORY: \_\_\_\_\_
UNUSUAL CONDITIONS: \_\_\_\_\_

SIGNED: [Signature]
TITLE: [Signature]

DATE: 6/24/10

# TRANSPORTATION AND PUBLIC WORKS

## RADAR SPEED DATA WORK SHEET

DATE: 6/24/10

ROAD # 12

STREET NAME: Sutter Creek Volcano rd.

OBSERVER: Jack & Bryan

LOCATION OF SURVEY: S. 86 PM

ADT: \_\_\_\_\_

WEATHER: Clear, warm, 80°

POSTED SPEED: 35 mph

LANE CONFIGURATION: (2) lane double yellow

SEGMENT LENGTH: \_\_\_\_\_

ROAD CONDITION: OK, various shoulder widths

CONDITION NOT APPARENT: \_\_\_\_\_

START TIME: 1150

END TIME: 145  
~~1255~~

DIRECTION: East

DIRECTION: West

1. <u>46</u>	21. <u>52</u>	41. <u>33</u>	61. _____	81. _____
2. <u>31</u>	22. <u>57</u>	42. <u>43</u>	62. _____	82. _____
3. <u>39</u>	23. <u>51</u>	43. <u>37</u>	63. _____	83. _____
4. <u>41</u>	24. <u>35</u>	44. <u>33</u>	64. _____	84. _____
5. <u>37</u>	25. <u>35</u>	45. <u>32</u>	65. _____	85. _____
6. <u>28</u>	26. <u>31</u>	46. <u>30</u>	66. _____	86. _____
7. <u>28</u>	27. <u>35</u>	47. <u>28</u>	67. _____	87. _____
8. <u>46</u>	28. <u>33</u>	48. <u>29</u>	68. _____	88. _____
9. <u>39</u>	29. <u>39</u>	49. <u>33</u>	69. _____	89. _____
10. <u>32</u>	30. <u>45</u>	50. <u>34</u>	70. _____	90. _____
11. <u>41</u>	31. <u>36</u>	51. <u>35</u>	71. _____	91. _____
12. <u>35</u>	32. <u>25</u>	52. <u>32</u>	72. _____	92. _____
13. <u>40</u>	33. <u>25</u>	53. <u>39</u>	73. _____	93. _____
14. <u>36</u>	34. <u>32</u>	54. _____	74. _____	94. _____
15. <u>33</u>	35. <u>37</u>	55. _____	75. _____	95. _____
16. <u>30</u>	36. <u>39</u>	56. _____	76. _____	96. _____
17. <u>26</u>	37. <u>26</u>	57. _____	77. _____	97. _____
18. <u>40</u>	38. <u>40</u>	58. _____	78. _____	98. _____
19. <u>31</u>	39. <u>30</u>	59. _____	79. _____	99. _____
20. <u>47</u>	40. <u>28</u>	60. _____	80. _____	100. _____

1. <u>25</u>	21. <u>30</u>	41. <u>29</u>	61. _____	81. _____
2. <u>39</u>	22. <u>41</u>	42. <u>23</u>	62. _____	82. _____
3. <u>34</u>	23. <u>26</u>	43. <u>32</u>	63. _____	83. _____
4. <u>39</u>	24. <u>36</u>	44. <u>35</u>	64. _____	84. _____
5. <u>41</u>	25. <u>37</u>	45. <u>32</u>	65. _____	85. _____
6. <u>33</u>	26. <u>37</u>	46. <u>28</u>	66. _____	86. _____
7. <u>37</u>	27. <u>32</u>	47. <u>31</u>	67. _____	87. _____
8. <u>31</u>	28. <u>32</u>	48. _____	68. _____	88. _____
9. <u>39</u>	29. <u>36</u>	49. _____	69. _____	89. _____
10. <u>45</u>	30. <u>34</u>	50. _____	70. _____	90. _____
11. <u>30</u>	31. <u>38</u>	51. _____	71. _____	91. _____
12. <u>39</u>	32. <u>28</u>	52. _____	72. _____	92. _____
13. <u>29</u>	33. <u>32</u>	53. _____	73. _____	93. _____
14. <u>29</u>	34. <u>39</u>	54. _____	74. _____	94. _____
15. <u>30</u>	35. <u>37</u>	55. _____	75. _____	95. _____
16. <u>46</u>	36. <u>37</u>	56. _____	76. _____	96. _____
17. <u>41</u>	37. <u>35</u>	57. _____	77. _____	97. _____
18. <u>34</u>	38. <u>31</u>	58. _____	78. _____	98. _____
19. <u>33</u>	39. <u>32</u>	59. _____	79. _____	99. _____
20. <u>43</u>	40. <u>24</u>	60. _____	80. _____	100. _____

COMMENTS:

# PUBLIC WORKS AGENCY

Project	Computed	Date
Subject	Checked	Date
Task	Sheet	Of

## CRITICAL SPEED CALCULATION

Total 100 divided by 6 = (16.6)17

Count this number of vehicles down from the highest speed observed to determine the critical speed

CRITICAL SPEED = 41 mph

## OTHER CONSIDERATIONS

Accident History:

Unusual Conditions:

Date: 6/24/10

Signed: [Signature]

Title: Inspector

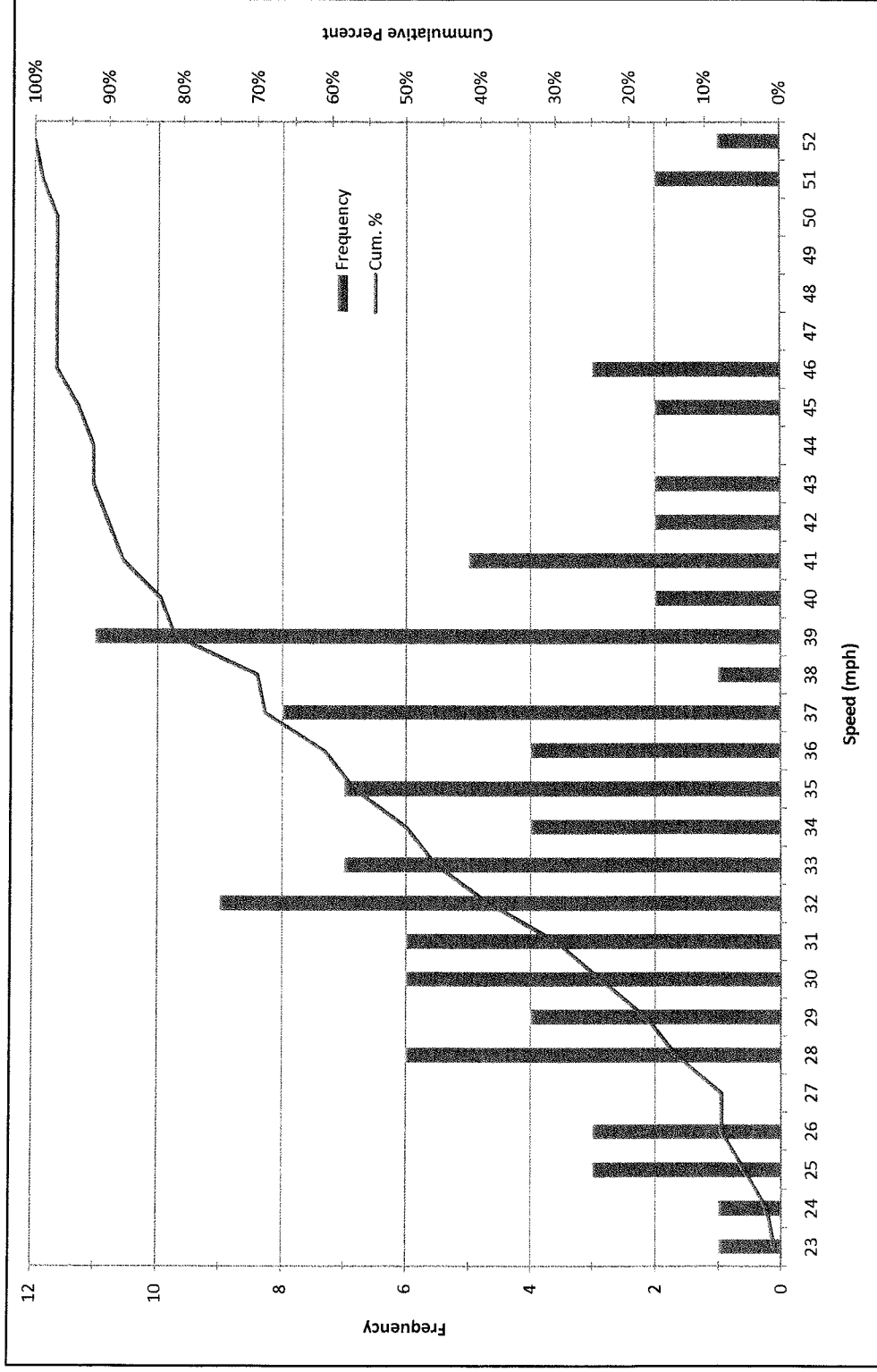
April 21, 2010

**Stantec**  
**ENGINEERING AND TRAFFIC STUDY REPORT**  
**SUTTER CREEK ROAD**

**Appendix C**

Speed Survey Data Analysis

Median	Std Dev	Max	Min	Mean	85th Percentile	10mph Pace	% in 10mph Pace	% outside 10mph Pace
34.5	6.068	52	23	34.94	41	40	65	35



**Stantec**  
**ENGINEERING AND TRAFFIC STUDY REPORT**  
**SUTTER CREEK ROAD**

**Appendix D**

2001 Engineering and Traffic Study Report

**ENGINEERING AND TRAFFIC STUDY REPORT**

**FOR**

**SUTTER CREEK VOLCANO ROAD**

Amador County, CA

Prepared for:

**AMADOR COUNTY PUBLIC WORKS AGENCY**

500 Argonaut Lane  
Jackson, CA 95642

Prepared by:

**Charles R. Leitzell, P.E.**  
4895 Lyle Court  
Mokelumne Hill, CA 95245  
(209) 286-1584

March 2001

*Traffic Rpt 2001 Sutter-Volcano*

# Engineering and Traffic Study Report

## Sutter Creek - Volcano Road

### History

There has been concern expressed by residents along the Sutter Creek – Volcano Road concerning the posting of a 45 MPH speed limit in the segment between Pine Gulch Road and Pine Grove – Volcano Road, a distance of 9.57 miles. According to a complaint received by the Public Works Agency by letter dated April 10, 2000, this segment was previously posted for a 35 MPH speed limit. The Public Works Director and this Consultant drove the road in both directions; we observed that the current speed limit was in excess of what could be driven at a comfortable speed. As a result of the citizen request and the field observations, the Public Works Director requested that an Engineering and Traffic Study be done for this segment of road.

At the present time there is no local legislation that permits radar enforcement of the 45 MPH speed limit that is now posted on this segment of road.

### Speed Survey

A speed survey was made in the eastbound direction at PM 5.86 on Tuesday, October 31 and Wednesday, November 1, 2000. The speed measurements were taken in a short tangent section that is typical of the tangent sections on the road. These segments are typically short segments between curves that cannot be safely traversed at the same speed as in the short tangents.

A copy of the speed survey is attached to this report. The results of the speed survey show an **85-percentile speed of 40.64 MPH**. The Ten Mile Pace was between 29 and 38 MPH and the mean speed was 34.83 MPH. The 95<sup>th</sup> percentile was 45.42 MPH. It is apparent from the results of the speed survey that the current 45 MPH limit posting is too high

### Unusual Conditions

Other factors to consider when determining the speed limit are factors that may not be readily apparent to the motorist. Cyclists frequently use the road due to the easy, water grade (the road lies adjacent to Sutter Creek throughout its length). The road can be hazardous to cyclists since there is no paved shoulder area and sight distance is limited around curves due to high cut banks on the north side of the road. There are also blind, unimproved driveway encroachments that cannot be readily identified by motorists.



## Accident Data

The 3-year accident data for Sutter – Volcano Road shows that there were seven (7) accidents between the intersection of Pine Gulch Road and the Pine Grove – Volcano Road.

- Three accidents were due to failure to drive on the right side of the road.
- Two were as a result of driving under the influence.
- One was a failure to yield to other traffic.
- One was due to unsafe turning.

All were vehicle or property damage accidents. None of the accidents involved deaths; five of the accidents resulted in a total of 9 injured persons.

## Existing Signing

This segment of the road is posted for 45 MPH at each end. A number of curves have been posted with advisory signs for lower speeds.

## Recommendations

Based on the results of the speed survey showing an 85-percentile speed of 40.64 MPH and the unusual conditions not readily apparent to the motorist, **I recommend that a speed limit of 35 MPH be established between Pine Gulch Road and Pine Grove – Volcano Road.** This speed is 5.64 MPH below the 85-percentile speed.

- After review by Public Works Staff, forward a copy of this report to the CHP area Commander for review and comment.
- Schedule the item for review by the Public Works Committee, if required.
- Enact the legislation necessary to permit radar enforcement of the 35 MPH speed limit (Board Action).
- Place new R48-1 “Radar Enforced” signs in conjunction with the Speed Limit 35 MPH signs.
- We do not believe that any intensive radar enforcement is needed in this area. The curves appear to hold the speeds down.
- We suggest that the curves be ball banked and that appropriate signing be posted if this has not already been accomplished.

Report prepared by:

Charles R. Leitzell, P.E.  
Registered Traffic Engineer,  
TR 877, California

Location: PM 5.96 Sutter Creek/Volcano Road  
 Direction: Eastbound  
 Weather: Clear/Dry  
 Posted Speed: 45  
 Study Period: 13:59 Tuesday October 31, 2000  
 15:44 Wednesday November 01, 2000  
 Headway: 10 seconds  
 First Sample Recorded: 14:45:47

Spd	Veh	Spd	Veh	Spd	Veh	Spd	Veh	Spd	Veh	Spd
10	0	25	0	40	0	55	0	70	0	85
11	0	26	1	41	4	56	0	71	0	86
12	0	27	0	42	2	57	0	72	0	87
13	0	28	2	43	1	58	0	73	0	88
14	1	29	4	44	2	59	0	74	0	89
15	0	30	3	45	1	60	0	75	0	90
16	0	31	6	46	2	61	0	76	0	91
17	1	32	6	47	1	62	0	77	0	92
18	0	33	12	48	1	63	0	78	0	93
19	0	34	4	49	1	64	0	79	0	94
20	0	35	7	50	0	65	0	80	0	95
21	0	36	2	51	0	66	0	81	0	96
22	1	37	9	52	0	67	0	82	0	97
23	0	38	6	53	0	68	0	83	0	98
24	1	39	2	54	0	69	0	84	0	99

Sample Size                      83 vehicles                      85th Percentile                      40.0

Standard Deviation              6.11 MPH                      15th Percentile                      30.0

Mean Speed                      34.83 MPH                      90th Percentile                      62.0

Median Speed                    34.00 MPH                      95th Percentile                      48.0

Modal Speed                      33.00 MPH

Ten Mile Pace                    29 to 38 MPH

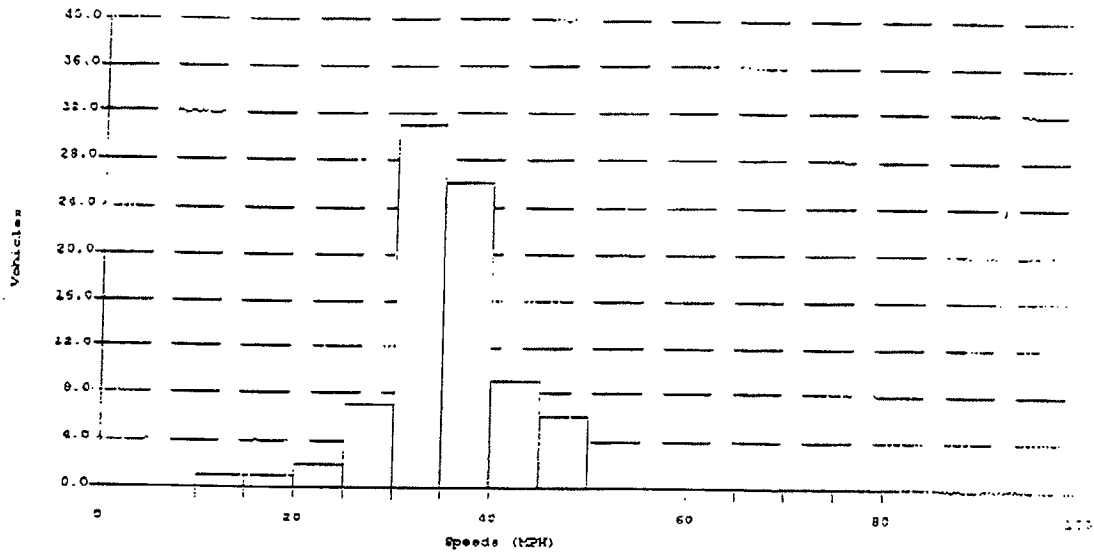
Percent in Ten Mile Pace      71.08

Location: PM 5.86 Sutter Creek/Volcano Road  
 Direction: Eastbound  
 Weather: Clear/Dry  
 Posted Speed: 45  
 Study Period: 13:59 Tuesday October 31, 2000  
 15:44 Wednesday November 01, 2000  
 Headway: 10 seconds  
 First Sample Recorded: 14:45:47

Number of Speed Group (MPH)	Vehicles in Group	Percent of Total Observations in Group	Cumulative Percent of Total Observations
10 - 14	1	1.2	1.2
15 - 19	1	1.2	2.4
20 - 24	2	2.4	4.8
25 - 29	7	8.4	13.3
30 - 34	31	37.3	50.6
35 - 39	26	31.3	81.9
40 - 44	9	10.8	92.8
45 - 49	6	7.2	100.0
50 - 54	0	0.0	100.0
55 - 59	0	0.0	100.0
60 - 64	0	0.0	100.0
65 - 69	0	0.0	100.0
70 - 74	0	0.0	100.0
75 - 79	0	0.0	100.0
80 - 84	0	0.0	100.0
85 - 89	0	0.0	100.0
90 - 94	0	0.0	100.0
95 - 99	0	0.0	100.0

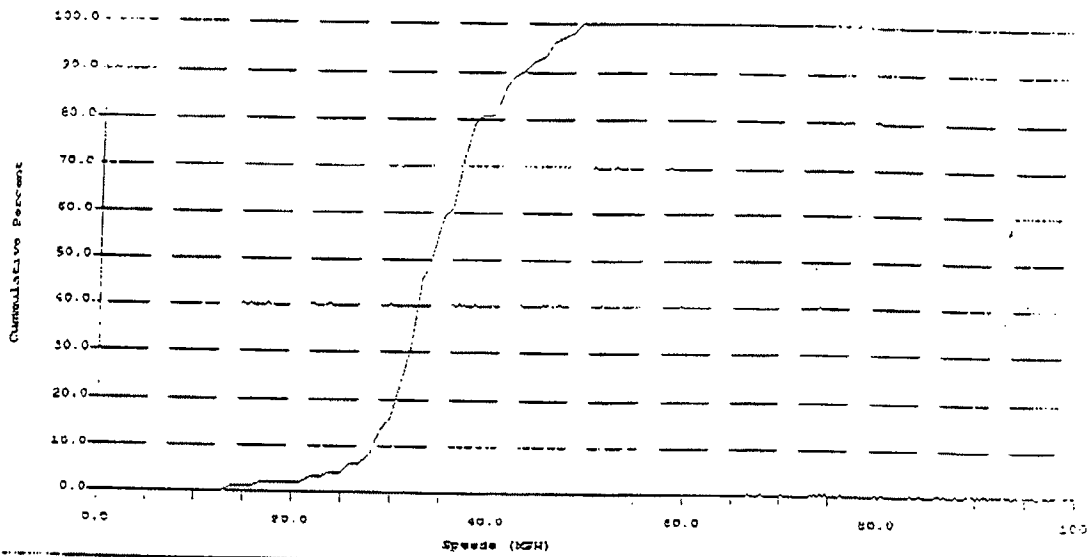
Sample Size	83 vehicles	85th Percentile	40.64 MPH
Lowest Speed	14 MPH	15th Percentile	29.48 MPH
Highest Speed	49 MPH	90th Percentile	42.70 MPH
Standard Deviation	6.11 MPH	95th Percentile	45.42 MPH
Mean Speed	34.83 MPH	Percent over 55MPH	0.00
Median Speed	34.00 MPH	Percent over 60MPH	0.00
Modal Speed	33.00 MPH	Percent over 65MPH	0.00
Ten Mile Pace	29 to 38 MPH		
Percent in Ten Mile Pace	71.08		

Location: PM 5.86 Sutter Creek/Volcano Road  
 Direction: Eastbound  
 Weather: Clear/Dry  
 Posted Speed: 45  
 Study Period: 13:59 Tuesday October 31, 2000  
 15:44 Wednesday November 01, 2000  
 Headway: 10 seconds



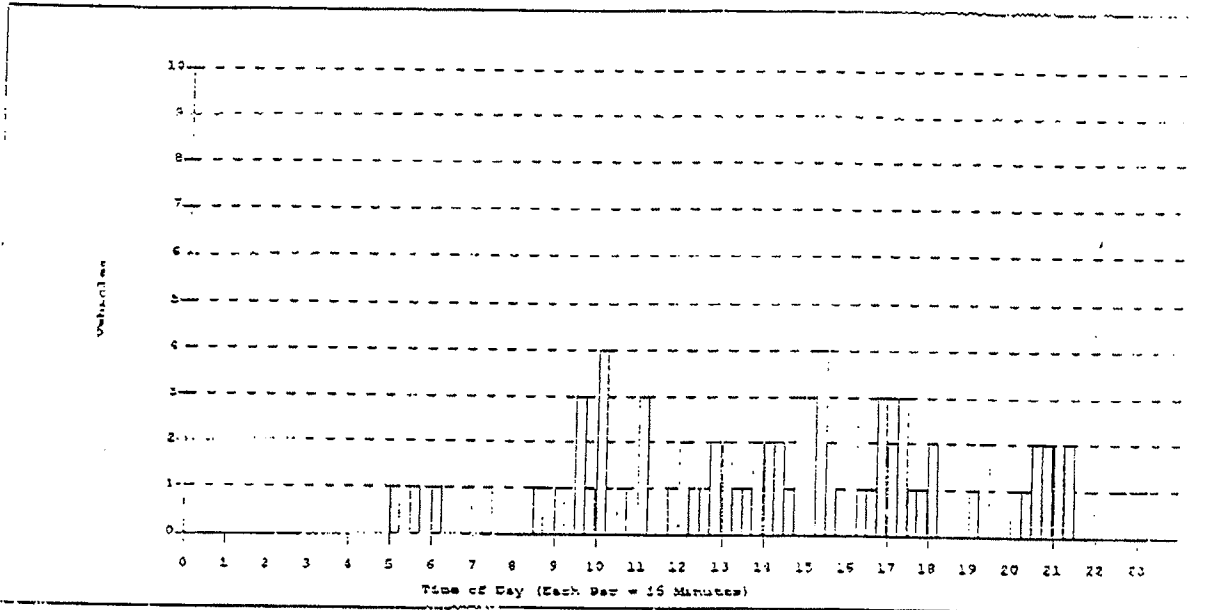
Sample Size	83 vehicles	85th Percentile	40.64 MPH
Lowest Speed	14 MPH	15th Percentile	29.48 MPH
Highest Speed	49 MPH	90th Percentile	42.70 MPH
Standard Deviation	6.11 MPH	95th Percentile	45.42 MPH
Mean Speed	34.83 MPH		
Median Speed	34.00 MPH		
Modal Speed	33.00 MPH		
Ten Mile Pace	29 to 38 MPH		
Percent in Ten Mile Pace	71.08		

Location: 2M S.86 Sutter Creek/Volcano Road  
 Direction: Eastbound  
 Weather: Clear/Dry  
 Posted Speed: 45  
 Study Period: 13:59 Tuesday October 31, 2000  
 15:44 Wednesday November 01, 2000  
 Headway: 10 seconds



Sample Size	83 vehicles	85th Percentile	40.64 MPH
Lowest Speed	14 MPH	15th Percentile	29.48 MPH
Highest Speed	49 MPH	90th Percentile	42.70 MPH
Standard Deviation	6.11 MPH	95th Percentile	45.42 MPH
Mean Speed	34.83 MPH		
Median Speed	34.00 MPH		
Modal Speed	33.00 MPH		
Ten Mile Pace	29 to 38 MPH		
Percent in Ten Mile Pace	71.0%		

Location: PM 5.26 Sutter Creek/Volcano Road  
 Direction: Eastbound  
 Weather: Clear/Dry  
 Posted Speed: 45  
 Study Period: 13:59 Tuesday October 31, 2000  
 15:44 Wednesday November 01, 2000  
 Headway: 10 seconds  
 Speed Must Exceed: 9 MPH



Total Vehicles Exceeding 9 MPH 83

Peak Hour 12 Vehicles from 14:45 to 15:44  
 Peak 30 Minutes 7 Vehicles from 15:00 to 15:29  
 Peak 15 Minutes 4 Vehicles from 10:00 to 10:14

Location: RM 5.86 Sutter Creek/Volcano Road  
 Direction: Eastbound  
 Weather: Clear/Dry  
 Posted Speed: 15  
 Study Period: 13:59 Tuesday October 31, 2000  
 15:14 Wednesday November 01, 2000  
 Headway: 10 seconds

	10 -	15 -	20 -	25 -	30 -	35 -	40 -	45 -	50 +	55 -	60 -	65 -	70 -	75 -	80 -	85 -	90 -
	14.5	19.5	24.5	29.5	34.5	39.5	44.5	49.5	54.5	59.5	64.5	69.5	74.5	79.5	84.5	89.5	94.5
00:00																	
01:00																	
02:00																	
03:00																	
04:00																	
05:00					1		1										
06:00			1			1											
07:00						1											
08:00						1											
09:00		1				1											
10:00				1		2	1	1									
11:00							2	1	1								
12:00	1					2	3										
13:00				1	1	2	1										
14:00					3	2			1								
15:00				2	4	3				1							
16:00				1	2	4	1										
17:00				1	2	2	1	1									
18:00					1	1											
19:00				1	2												
20:00					2	3	1										
21:00						2	1	1									
22:00								1									
23:00								1									
Totals	1	1	2	7	31	28	9	6	0	0	0	0	0	0	0	0	0
Percent	1.25	1.25	2.50	8.75	37.75	31.25	10.84	7.23	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

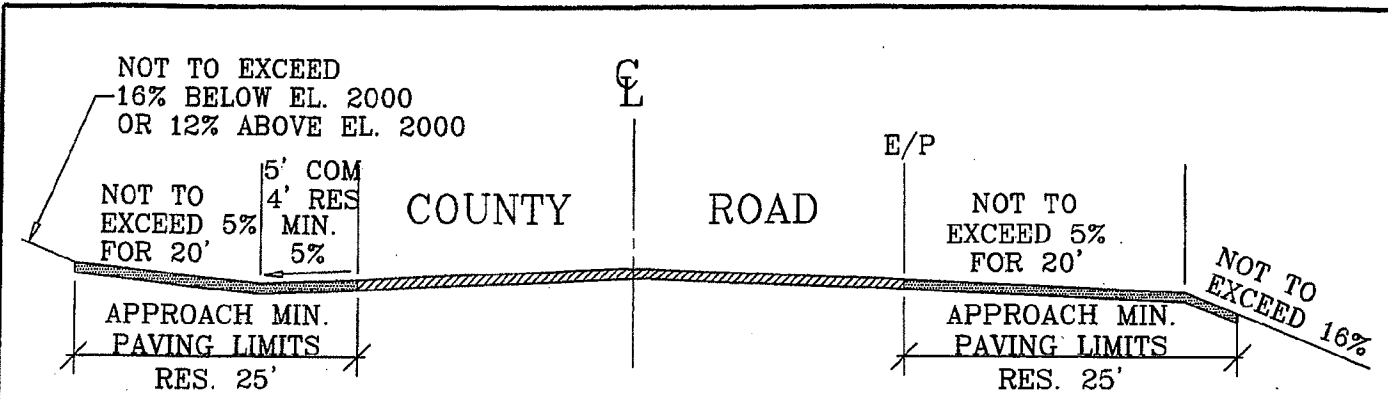
Sample Size 83 vehicles 85th Percentile 47.5  
 Lowest Speed 14 MPH 15th Percentile 27.5  
 Highest Speed 49 MPH 90th Percentile 42.5  
 Standard Deviation 6.11 MPH 95th Percentile 41.5  
 Mean Speed 34.83 MPH  
 Median Speed 34.00 MPH  
 Modal Speed 33.00 MPH  
 Ten Mile Pace 29 to 38 MPH  
 Percent in Ten Mile Pace 71.08

**Stantec**  
**ENGINEERING AND TRAFFIC STUDY REPORT**  
**SUTTER CREEK ROAD**


**Appendix E**

County Standard Plan PW-3





1. THE MAXIMUM ALLOWABLE GRADE FOR A DRIVEWAY APPROACH SHALL BE MEASURED FROM THE EDGE OF EXISTING PAVEMENT, AND SHALL NOT EXCEED 5% FOR 20 FEET.
2. THE MINIMUM CULVERT DIAMETER SHALL BE 12". MATERIAL SHALL BE 16 GAUGE CMP, REINFORCED CONCRETE PIPE, HDPE, OR EQUAL.
3. NO CULVERT SHALL BE LESS THAN 20 FEET LONG, AND MUST HAVE PROTECTED ENDS. EXTRA LENGTH MAYBE REQUIRED TO MATCH EXISTING FLOW LINE.
4. THE CULVERT LOCATION SHALL BE DETERMINED BY THE AMADOR COUNTY PUBLIC WORKS AGENCY.
5. THE VALLEY DRAIN SHALL BE 6' WIDE. A 0.25' DIP SHALL EXIST AT THE FLOW LINE, AS MEASURED FROM THE SHOULDER OF THE VALLEY DRAIN. ROADSIDE DRAINAGE SHALL BE WARPED TO MEET WITH THE FLOW LINE OF THE VALLEY DRAIN.
6. ON SHORT RESIDENTIAL STREETS, WHERE LITTLE TRAFFIC OR STEEP TERRAIN EXISTS, THE 5% GRADE MAY BE EXCEEDED UPON APPROVAL BY THE PUBLIC WORKS AGENCY.
7. A SIGHT DISTANCE OF 10 TIMES THE OPERATIONAL SPEED ON THE COUNTY ROAD IS REQUIRED TO THE RIGHT AND LEFT OF THE DRIVEWAY, AS VIEWED FROM A POINT IN THE DRIVEWAY 8' FROM THE EDGE OF PAVEMENT.
8. PRIVATE DRIVEWAYS SHALL BE CONSTRUCTED AS PER "STD. PLAN P.W.-4".
9. STANDARD PUBLIC ROAD CONNECTION SHALL BE CONSTRUCTED AS PER "STD. PLAN P.W.-5".
10. FOR MORE MIN. REQUIREMENTS ON DRIVEWAYS AND PRIVATE ROADS, SEE CODE CHAP. 15.30.

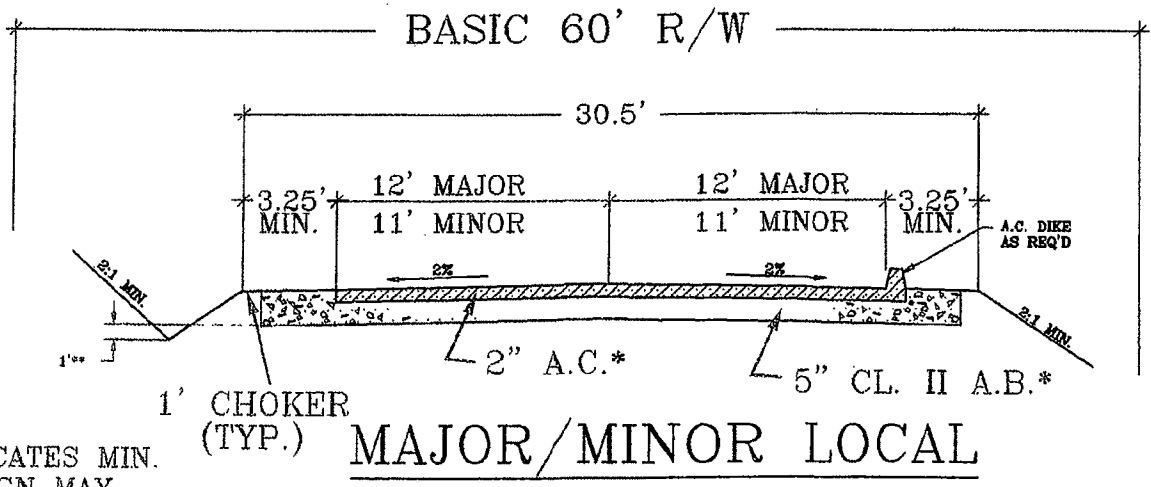
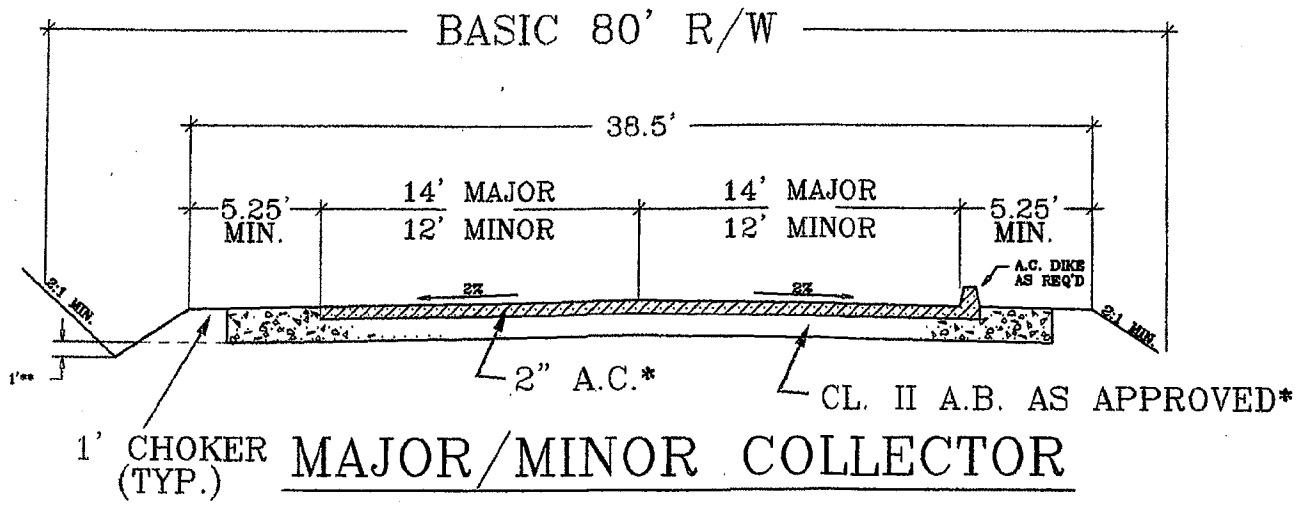
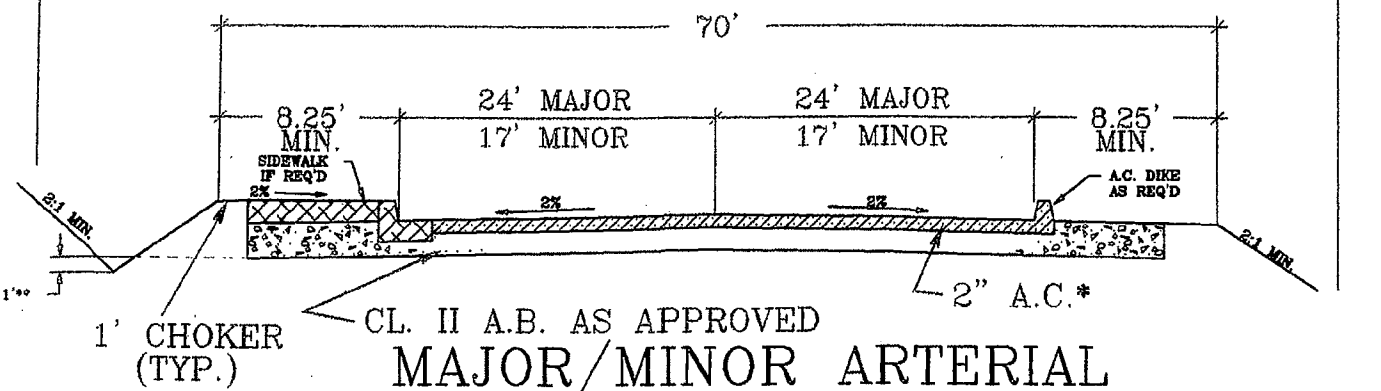
	AMADOR COUNTY			PUBLIC WORKS AGENCY		
	MINIMUM DRIVEWAY CONSTRUCTION STDS.			STD. PLAN PW-3		
SCALE: N.T.S.	DATE: 10/31/95	REV.: 03/01/05	ADOPT: 03/03/97			
DRAWN BY: B. S.	APPROVED BY: LARRY PETERSON - P.E.		FILE NO. DWYMIN.DWG			
CHECKED BY: L. PETERSON	DIRECTOR OF PUBLIC WORKS		SHT 1 OF 1			

**Stantec**  
**ENGINEERING AND TRAFFIC STUDY REPORT**  
**SUTTER CREEK ROAD**

**Appendix F**

County Standard Plan PW-7

R/W ————— BASIC 100' R/W ————— R/W



\* INDICATES MIN. DESIGN MAY DICTATE MORE MATERIAL.

\*\*MIN. DEPTH BELOW SUBGRADE HYDROLOGY AND HYDRAULICS REPORT.

SEE STD. PLAN P.W.-9 & 12 FOR MORE SPECIFICS.

AMADOR COUNTY



PUBLIC WORKS AGENCY

TYPICAL SECTION FOR STREETS AND ROADS

STD. PLAN PW-7

SCALE: N.T.S. DATE: 9/30/95 REV.: 03/28/96 ADOPT: 03/03/97

DRAWN BY: B. SELMAN

APPROVED BY: RODERICK E. SCHUIER, P.E.

FILE NO. STRROAD1.DWG.

CHECKED BY: M. PRICE

*Roderick E. Schuijer*

SHT 1 OF 1

# AGENDA TRANSMITTAL FORM

To: Board of Supervisors

Date: 09/05/2013

From: Kimberly L. Grady-Clerk/Recorder  
(Department Head - please type)

Phone Ext. x468

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

Meeting Date Requested:  
09/10/2013

Department Head Signature *K. Grady*

Agenda Title: Senate Bill 391 (SB 391)-DeSalunier

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 a letter of opposition regarding the subject legislation.

Recommendation/Requested Action:  
Chairman to sign opposition letter

Fiscal Impacts (attach budget transfer form if appropriate) N/A  
Staffing Impacts N/A

Is a 4/5ths vote required? Yes  No

Committee Review? N/A

Name \_\_\_\_\_

Committee Recommendation: \_\_\_\_\_

Contract Attached: Yes  No  N/A   
Resolution Attached: Yes  No  N/A   
Ordinance Attached: Yes  No  N/A   
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)  
Recorder's Office

### FOR CLERK USE ONLY

Meeting Date 9-10-13 Time \_\_\_\_\_ Item # 7

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

AMENDED IN ASSEMBLY AUGUST 8, 2013

AMENDED IN SENATE MAY 20, 2013

AMENDED IN SENATE MAY 7, 2013

AMENDED IN SENATE APRIL 2, 2013

**SENATE BILL**

**No. 391**

**Introduced by Senator DeSaulnier**

(Principal coauthors: Assembly Members Atkins, Bocanegra, and Gordon)

**(Coauthors: Senators Block, Correa, De León, Evans, Hancock, Hill, Leno, Lieu, Liu, Pavley, Price, and Roth)**

(Coauthors: Assembly Members *Alejo*, Ammiano, Bloom, Bonilla, *Chau*, Garcia, *Gonzalez*, *Roger Hernández*, *Lowenthal*, Mullin, Quirk-Silva, *Skinner*, *Stone*, Torres, and Wieckowski)

February 20, 2013

An act to add Section 27388.1 to the Government Code, and to add Chapter 2.5 (commencing with Section 50470) to Part 2 of Division 31 of the Health and Safety Code, relating to housing, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

SB 391, as amended, DeSaulnier. California Homes and Jobs Act of 2013.

Under existing law, there are programs providing assistance for, among other things, emergency housing, multifamily housing, farmworker housing, home ownership for very low and low-income households, and downpayment assistance for first-time homebuyers. Existing law also authorizes the issuance of bonds in specified amounts pursuant to the State General Obligation Bond Law. Existing law requires that proceeds from the sale of these bonds be used to finance various existing housing programs, capital outlay related to infill development, brownfield cleanup that promotes infill development, and housing-related parks.

This bill would enact the California Homes and Jobs Act of 2013. The bill would make legislative findings and declarations relating to the need for establishing permanent, ongoing sources of funding dedicated to affordable housing development. The bill would impose a fee, except as provided, of \$75 to be paid at the time of the recording of every real estate instrument, paper, or notice required or permitted by law to be recorded. By imposing new duties on counties with respect to the imposition of the recording fee, the bill would create a state-mandated local program. The bill would require that revenues from this fee be sent quarterly to the Department of Housing and Community Development for deposit in the California Homes and Jobs Trust Fund, which the bill would create within the State Treasury. The bill would provide that moneys in the fund may be expended for supporting affordable housing, administering housing programs, and the cost of periodic audits, as specified. The bill would impose certain auditing and reporting requirements.

Existing law requires the Department of Industrial Relations to monitor and enforce compliance with applicable prevailing wage requirements for specified public works projects that are funded by state bond proceeds. Moneys collected for this purpose are continuously appropriated to the department from the State Public Works Enforcement

Fund to cover the costs of these monitoring and enforcement duties.

This bill would require the Department of Industrial Relations to monitor and enforce prevailing wage requirements for construction contracts for certain public works projects over \$1,000,000, that are funded, in whole or in part, by the bill. The bill would authorize the department to charge each person or entity awarding a construction contract for the reasonable and directly related costs of the monitoring and enforcement activities, and would require the department to deposit the moneys collected into the State Public Works Enforcement Fund. The bill would exempt projects with a collective bargaining agreement with a mechanism for resolution of wage disputes from this requirement.

By establishing a new source of revenue for a continuously appropriated fund, this bill would make an appropriation.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

This bill would declare that it is to take effect immediately as an urgency statute.

Vote:  $\frac{2}{3}$ . Appropriation: yes. Fiscal committee: yes. State-mandated local program: yes.

*The people of the State of California do enact as follows:*

P3 1 SECTION 1. This act shall be known as the California Homes  
2 and Jobs Act of 2013.

3 SEC. 2. The Legislature finds and declares that having a healthy  
4 housing market that provides an adequate supply of homes  
5 affordable to Californians at all income levels is critical to the  
6 economic prosperity and quality of life in the state. The Legislature  
7 further finds and declares all of the following:

8 (a) Funding approved by the state's voters in 2002 and 2006,  
9 as of June 2011, has financed the construction, rehabilitation, and  
10 preservation of over 11,600 shelter spaces and 57,220 affordable  
11 apartments, including 2,500 supportive homes for people  
12 experiencing homelessness. In addition, these funds have helped  
13 57,290 families become or remain homeowners. Nearly all of the  
14 voter-approved funding for affordable housing was awarded by  
15 the beginning of 2012.

16 (b) The requirement in the Community Redevelopment Law  
17 that redevelopment agencies set aside 20 percent of tax increment  
18 for affordable housing generated roughly one billion dollars  
19 (\$1,000,000,000) per year. With the elimination of redevelopment  
20 agencies, this funding stream has disappeared.

21 (c) California has 12 percent of the United States population,  
22 but 21.4 percent of its homeless population. Seventy-three percent  
23 of people experiencing homelessness in California fell into it  
24 because they could not afford a place to live. Sixty-two percent of  
25 homeless Californians are unsheltered, 14 percent are veterans,  
26 and 20 percent are families.

27 (d) Furthermore, 4 of the top 10 metropolitan areas in the  
28 country for homeless are in the following metropolitan areas in  
P4 1 California: San Jose-Sunnyvale-Santa Clara, Los Angeles-Long  
2 Beach-Santa Ana, Fresno, and Stockton.

3 (e) California continues to have the second lowest  
4 homeownership rate in the nation, and minimum wage earners  
5 have to work 120 hours per week to afford the average

6 two-bedroom apartment.

7 (f) Millions of Californians are affected by the state's chronic  
8 housing shortage, including seniors, veterans, people experiencing  
9 chronic homelessness, working families, people with mental,  
10 physical, or developmental disabilities, agricultural workers, people  
11 exiting jails, prisons, and other state institutions, survivors of  
12 domestic violence, and former foster and transition-aged youth.

13 (g) While the current credit and foreclosure crisis has resulted  
14 in reductions in home prices in some areas, it has increased pressure  
15 on the rental housing market and slowed new housing production  
16 of all types, exacerbating the mismatch between the ever-increasing  
17 number of households that need housing they can afford and the  
18 supply.

19 (h) *Seven of the top 10 hardest hit cities by the foreclosure crisis*  
20 *in the nation were in California. They include Stockton, Modesto,*  
21 *Vallejo, Riverside-San Bernardino, Merced, Bakersfield, and*  
22 *Sacramento.*

23 ~~(h)~~

24 (i) California's workforce continues to experience longer  
25 commute times as persons in the workforce seek affordable housing  
26 outside the areas in which they work. If California is unable to  
27 support the construction of affordable housing in these areas,  
28 congestion problems will strain the state's transportation system  
29 and exacerbate greenhouse gas emissions.

30 ~~(i)~~

31 (j) Many economists agree that the state's higher than average  
32 unemployment rate is due in large part to massive shrinkage in the  
33 construction industry from 2005 to 2009, including losses of nearly  
34 700,000 construction-related jobs, a 60-percent decline in  
35 construction spending, and an 83-percent reduction in residential  
36 permits. Restoration of a healthy construction sector will  
37 significantly reduce the state's unemployment rate.

38 ~~(j)~~

P5 1 (k) The lack of sufficient housing impedes economic growth  
2 and development by making it difficult for California employers  
3 to attract and retain employees.

4 ~~(k)~~

5 (l) To keep pace with continuing demand, the state should  
6 identify and establish a permanent, ongoing source or sources of  
7 funding dedicated to affordable housing development. Without a  
8 reliable source of funding for housing affordable to the state's  
9 workforce and most vulnerable residents, the state and its local  
10 and private housing development partners will not be able to  
11 continue increasing the supply of housing after existing housing  
12 bond resources are depleted.

13 ~~(l)~~

14 (m) The investment will leverage billions of dollars in private  
15 investment, lessen demands on law enforcement and dwindling  
16 health care resources as fewer people are forced to live on the

17 streets or in dangerous substandard buildings, and increase  
18 businesses' ability to attract and retain skilled workers.

19 ~~(m)~~

20 (n) In order to promote housing and homeownership  
21 opportunities, the recording fee imposed by this act should not be  
22 applied to any recordings made in connection with a sale of real

23 property. Purchasing housing is likely the largest purchase made  
24 by Californians, and it is the intent of this act not to increase  
25 transaction costs associated with these transfers.

26 SEC. 3. Section 27388.1 is added to the Government Code, to  
27 read:

28 27388.1. (a) (1) Commencing January 1, 2014, and except as  
29 provided in paragraph (2), in addition to any other recording fees  
30 specified in this code, a fee of seventy-five dollars (\$75) shall be  
31 paid at the time of recording of every real estate instrument, paper,  
32 or notice required or permitted by law to be recorded except those  
33 expressly exempted from payment of recording fees. "Real estate  
34 instrument, paper, or notice" means a document relating to real  
35 property, including, but not limited to, the following: deed, grant  
36 deed, trustee's deed, deed of trust, reconveyance, quit claim deed,  
37 fictitious deed of trust, assignment of deed of trust, request for  
38 notice of default, abstract of judgment, subordination agreement,  
39 declaration of homestead, abandonment of homestead, notice of  
40 default, release or discharge, easement, notice of trustee sale, notice  
P6 1 of completion, UCC financing statement, mechanic's lien, maps,  
2 and covenants, conditions, and restrictions.

3 (2) The fee described in paragraph (1) shall not be imposed on  
4 any real estate instrument, paper, or notice recorded in connection  
5 with a transfer subject to the imposition of a documentary transfer  
6 tax as defined in Section 11911 of the Revenue and Taxation Code.

7 (b) The fees, after deduction of any actual and necessary  
8 administrative costs incurred by the county recorder in carrying  
9 out this section, shall be sent quarterly to the Department of  
10 Housing and Community Development for deposit in the California  
11 Homes and Jobs Trust Fund established by Section ~~50471~~ 50470  
12 of the Health and Safety Code, to be expended for the purposes  
13 set forth in that section. In addition, the county shall pay to the  
14 Department of Housing and Community Development interest, at  
15 the legal rate, on any funds not paid to the Controller within 30  
16 days of the end of a quarter.

17 SEC. 4. Chapter 2.5 (commencing with Section 50470) is added  
18 to Part 2 of Division 31 of the Health and Safety Code, to read:

19

## 20 CHAPTER 2.5. CALIFORNIA HOMES AND JOBS TRUST FUND

21

### 22 Article 1. General Provisions

23

24 ~~50470. This chapter shall be known, and may be cited, as the~~  
25 ~~California Homes and Jobs Act of 2013.~~

26

27 ~~50471.~~  
28 50470. (a) There is hereby created in the State Treasury the  
29 California Homes and Jobs Trust Fund. All interest or other  
increments resulting from the investment of moneys in the fund

30 shall be deposited in the fund, notwithstanding Section 16305.7  
31 of the Government Code. Moneys in the California Homes and  
32 Jobs Trust Fund shall not be subject to transfer to any other fund  
33 pursuant to any provision of Part 2 (commencing with Section  
34 16300) of Division 4 of Title 2 of the Government Code, except  
35 to the Surplus Money Investment Fund. Upon appropriation by  
36 the Legislature, moneys in the fund may be expended for the  
37 following purposes:



38 (1) Supporting the development, acquisition, rehabilitation, and  
39 preservation of housing affordable to low- and moderate-income  
40 households, including, but not limited to, ~~emergency shelters;~~  
P7 1 transitional and permanent rental housing, including necessary  
2 service and operating subsidies; ~~foreclosure mitigation; and~~  
3 homeownership opportunities; *emergency shelters and rapid*  
4 *rehousing services; accessibility modifications; and efforts to*  
5 *acquire and rehabilitate foreclosed, vacant, or blighted homes.*

6 (2) Administering housing programs that receive an  
7 appropriation from the fund. Moneys expended for this purpose  
8 shall not exceed 5 percent of the moneys in the fund.

9 (3) The cost of periodic audits required by Section 50475.

10 (b) Both of the following shall be paid and deposited in the  
11 fund:

12 (1) Any moneys appropriated and made available by the  
13 Legislature for purposes of the fund.

14 (2) Any other moneys that may be made available to the  
15 department for the purposes of the fund from any other source or  
16 sources.

17 *50471. (a) The department, in consultation with the California*  
18 *Housing Finance Agency, the California Tax Credit Allocation*  
19 *Committee, and the California Debt Limit Allocation Committee,*  
20 *shall develop and submit to the Legislature, at the time of the*  
21 *Department of Finance's adjustments to the proposed 2014-15*  
22 *fiscal year budget pursuant to subdivision (e) of Section 13308 of*  
23 *the Government Code, the California Homes and Jobs Trust Fund*  
24 *Investment Strategy. Notwithstanding Section 10231.5 of the*  
25 *Government Code, commencing with the 2019-20 fiscal year, and*  
26 *every five years thereafter, concurrent with the release of the*  
27 *Governor's proposed budget, the department shall update the*  
28 *investment strategy and submit it to the Legislature. The investment*  
29 *strategy shall do all of the following:*

30 (1) *Identify the statewide needs, goals, objectives, and outcomes*  
31 *for housing for a five-year time period.*

32 (2) *Promote a geographically balanced distribution of funds*  
33 *including consideration of a direct allocation of funds to local*  
34 *governments.*

35 (3) *Emphasize investments that serve households that are at or*  
36 *below 60 percent of area median income.*

37 (4) *Meet the following minimum objectives:*

38 (A) *Encourage economic development and job creation by*  
39 *helping to meet the housing needs of a growing workforce up to*  
40 *120 percent of area median income.*

P8 1 (B) *Identify opportunities for coordination among state*  
2 *departments and agencies to achieve greater efficiencies, increase*

3 *the amount of federal investment in production, services, and*  
4 *operating costs of housing, and promote energy efficiency in*  
5 *housing produced.*

6 (C) *Incentivize the use and coordination of nontraditional*  
7 *funding sources including philanthropic funds, local realignment*  
8 *funds, nonhousing tax increment, federal Patient Protection and*  
9 *Affordable Care Act, and other resources.*

10 (D) *Incentivize innovative approaches that produce cost savings*  
11 *to local and state services by reducing the instability of housing*  
12 *for frequent, high-cost users of hospitals, jails, detoxification*

13 facilities, psychiatric hospitals, and emergency shelters.

14 (E) Incentivize regional partnerships that serve people that have  
15 a high level of housing instability.

16 (b) Before submitting the investment strategy to the Legislature,  
17 the department shall hold at least four public workshops in different  
18 regions of the state to inform the development of the strategy.

19 (c) Expenditure requests contained in the Governor's proposed  
20 budget shall be consistent with the investment strategy developed  
21 and submitted pursuant to this part. Moneys in the California  
22 Homes and Jobs Trust Fund shall be appropriated through the  
23 annual Budget Act.

24 (d) The strategy and updates required by this section shall be  
25 submitted pursuant to Section 9795 of the Government Code.  
26 ~~50472.~~

27 50473. (a) This section applies to all construction projects in  
28 excess of one million dollars (\$1,000,000) that are funded, in whole  
29 or in part, from the California Homes and Jobs Trust Fund, and  
30 that are public works within the meaning of Section 1720 of the  
31 Labor Code.

32 (b) (1) The Department of Industrial Relations shall monitor  
33 and enforce compliance with applicable prevailing wage  
34 requirements for any construction contract on a project subject to  
35 this section and shall charge each person or entity awarding a  
36 construction contract for the reasonable and directly related costs  
37 of monitoring and enforcing compliance with the prevailing wage  
38 requirements. The department, with the approval of the Director  
39 of Finance, shall determine the rate or rates, which the department  
40 may from time to time amend, that the department shall charge to  
P9 1 recover the reasonable and directly related costs of performing the  
2 monitoring and enforcement services for public works projects.  
3 However, the amount charged by the department shall not exceed  
4 one-fourth of 1 percent of the amount of the contract.

5 (2) All moneys received by the department pursuant to this  
6 section shall be deposited into the State Public Works Enforcement  
7 Fund created by Section 1771.3 of the Labor Code.

8 (3) Paragraph (1) shall not apply to a project if a collective  
9 bargaining agreement binds all of the contractors performing work  
10 on the project, and that collective bargaining agreement includes  
11 a mechanism for resolving disputes regarding the payment of  
12 wages.

## 13 Article 2. Audits and Reporting

14  
15  
16 50475. The California State Auditor's Office shall conduct  
17 periodic audits to ensure that the annual allocation to individual  
18 programs is awarded by the department in a timely fashion  
19 consistent with the requirements of this chapter. The first audit  
20 shall be conducted no later than 24 months from the effective date  
21 of this section.

22 50476. In its annual report to the Legislature pursuant to  
23 Section 50408, the department shall report how funds that were  
24 made available pursuant to this chapter and allocated in the prior  
25 year were expended, including efforts to promote a geographically  
26 balanced distribution of funds. *The report shall also assess the*  
27 *impact of the investment on job creation and the economy. With*  
28 *respect to any awards made specifically to house or support*

29 *persons who are homeless or at-risk of homelessness, the report*  
30 *shall include an analysis of the effectiveness of the funding in*  
31 *allowing these households to retain permanent housing.* The  
32 department shall make the report available to the public on its  
33 Internet Web site.

34 SEC. 5. No reimbursement is required by this act pursuant to  
35 Section 6 of Article XIII B of the California Constitution because  
36 a local agency or school district has the authority to levy service  
37 charges, fees, or assessments sufficient to pay for the program or  
38 level of service mandated by this act, within the meaning of Section  
39 17556 of the Government Code.

P10 1 SEC. 6. This act is an urgency statute necessary for the  
2 immediate preservation of the public peace, health, or safety within  
3 the meaning of Article IV of the Constitution and shall go into  
4 immediate effect. The facts constituting the necessity are:  
5 In order to provide affordable housing opportunities at the earliest  
6 possible time, it is necessary for this act to take effect immediately.

**Introduced by Senator DeSaulnier**

(Principal coauthors: Assembly Members Atkins and Bocanegra)

**(Coauthors: Senators Correa, Hill, Leno, Lieu, and Pavley)**

(Coauthors: Assembly Members Ammiano, Bloom, Bonilla, Gordon, Mullin, Quirk-Silva, and Torres)

February 20, 2013

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An act to add Section 27388.1 to the Government Code, and to add Chapter 2.5 (commencing with Section 50470) to Part 2 of Division 31 of the Health and Safety Code, relating to housing.

LEGISLATIVE COUNSEL'S DIGEST

SB 391, as introduced, DeSaulnier. California Homes and Jobs Act of 2013.

Under existing law, there are programs providing assistance for, among other things, emergency housing, multifamily housing, farmworker housing, home ownership for very low and low-income households, and downpayment assistance for first-time homebuyers. Existing law also authorizes the issuance of bonds in specified amounts pursuant to the State General Obligation Bond Law. Existing law requires that proceeds from the sale of these bonds be used to finance various existing housing programs, capital outlay related to infill development, brownfield cleanup that promotes infill development, and housing-related parks.

This bill would enact the California Homes and Jobs Act of 2013. The bill would make legislative findings and declarations relating to the need for establishing permanent, ongoing sources of funding dedicated to affordable housing development. The bill would impose a fee, except as provided, of \$75 to be paid at the time of the recording of every real estate instrument, paper, or notice required or permitted

by law to be recorded. By imposing new duties on counties with respect to the imposition of the recording fee, the bill would create a state-mandated local program. The bill would require that revenues from this fee be sent quarterly to the Department of Housing and Community Development for deposit in the California Homes and Jobs Trust Fund, which the bill would create within the State Treasury. The bill would provide that moneys in the fund may be expended for supporting affordable housing, administering housing programs, and the cost of periodic audits, as specified. The bill would impose certain auditing and reporting requirements.

This bill would result in a change in state taxes for the purpose of increasing state revenues within the meaning of Section 3 of Article XIII A of the California Constitution, and thus would require for passage the approval of  $\frac{2}{3}$  of the membership of each house of the Legislature.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote:  $\frac{2}{3}$ . Appropriation: no. Fiscal committee: yes.  
State-mandated local program: yes.

*The people of the State of California do enact as follows:*

1 SECTION 1. This act shall be known as the California Homes  
2 and Jobs Act of 2013.

3 SEC. 2. The Legislature finds and declares that having a healthy  
4 housing market that provides an adequate supply of homes  
5 affordable to Californians at all income levels is critical to the  
6 economic prosperity and quality of life in the state. The Legislature  
7 further finds and declares all of the following:

8 (a) Funding approved by the state's voters in 2002 and 2006,  
9 as of June 2011, has financed the construction, rehabilitation, and  
10 preservation of over 11,600 shelter spaces and 57,220 affordable  
11 apartments, including 2,500 supportive homes for people  
12 experiencing homelessness. In addition, these funds have helped  
13 57,290 families become or remain homeowners. Nearly all of the  
14 voter-approved funding for affordable housing was awarded by  
15 the beginning of 2012.

1 (b) The requirement in the Community Redevelopment Law  
2 that redevelopment agencies set aside 20 percent of tax increment  
3 for affordable housing generated roughly one billion dollars  
4 (\$1,000,000,000) per year. With the elimination of redevelopment  
5 agencies, this funding stream has disappeared.

6 (c) California has 12 percent of the United States population  
7 but 21.4 percent of its homeless population. Seventy-three percent  
8 of people experiencing homelessness in California fell into it  
9 because they could not afford a place to live. Sixty-two percent of  
10 homeless Californians are unsheltered, 14 percent are veterans,  
11 and 20 percent are families.

12 (d) Furthermore, 4 of the top 10 metropolitan areas in the  
13 country for homeless are in the following metropolitan areas in  
14 California: San Jose-Sunnyvale-Santa Clara, Los Angeles-Long  
15 Beach-Santa Ana, Fresno, and Stockton.

16 (e) California continues to have the second lowest  
17 homeownership rate in the nation, and minimum wage earners  
18 have to work 120 hours per week to afford the average  
19 two-bedroom apartment.

20 (f) Millions of Californians are affected by the state's chronic  
21 housing shortage, including seniors, veterans, people experiencing  
22 chronic homelessness, working families, people with mental,  
23 physical, or developmental disabilities, agricultural workers, people  
24 exiting jails, prisons, and other state institutions, survivors of  
25 domestic violence, and former foster and transition-aged youth.

26 (g) While the current credit and foreclosure crisis has resulted  
27 in reductions in home prices in some areas, it has increased pressure  
28 on the rental housing market and slowed new housing production  
29 of all types, exacerbating the mismatch between the ever increasing  
30 number of households that need housing they can afford and the  
31 supply.

32 (h) California's workforce continues to experience longer  
33 commute times as persons in the workforce seek affordable housing  
34 outside the areas in which they work. If California is unable to  
35 support the construction of affordable housing in these areas,  
36 congestion problems will strain the state's transportation system  
37 and exacerbate greenhouse gas emissions.

38 (i) Many economists agree that the state's higher than average  
39 unemployment rate is due in large part to massive shrinkage in the  
40 construction industry from 2005 to 2009, including losses of nearly

1 700,000 construction-related jobs, a 60-percent decline in  
2 construction spending, and an 83-percent reduction in residential  
3 permits. Restoration of a healthy construction sector will  
4 significantly reduce the state's unemployment rate.

5 (j) The lack of sufficient housing impedes economic growth  
6 and development by making it difficult for California employers  
7 to attract and retain employees.

8 (k) To keep pace with continuing demand, the state should  
9 identify and establish a permanent, ongoing source or sources of  
10 funding dedicated to affordable housing development. Without a  
11 reliable source of funding for housing affordable to the state's  
12 workforce and most vulnerable residents, the state and its local  
13 and private housing development partners will not be able to  
14 continue increasing the supply of housing after existing housing  
15 bond resources are depleted.

16 (l) The investment will leverage billions of dollars in private  
17 investment, lessen demands on law enforcement and dwindling  
18 health care resources as fewer people are forced to live on the  
19 streets or in dangerous substandard buildings, and increase  
20 businesses' ability to attract and retain skilled workers.

21 (m) In order to promote housing and homeownership  
22 opportunities, the recording fee imposed by this act should not be  
23 applied to any recordings made in connection with a sale of real  
24 property. Purchasing housing is likely the largest purchase made  
25 by Californians, and it is the intent of this act not to increase  
26 transaction costs associated with these transfers.

27 SEC. 3. Section 27388.1 is added to the Government Code, to  
28 read:

29 27388.1. (a) (1) Except as provided in paragraph (2), in  
30 addition to any other recording fees specified in this code, a fee  
31 of seventy-five dollars (\$75) shall be paid at the time of recording  
32 of every real estate instrument, paper, or notice required or  
33 permitted by law to be recorded except those expressly exempted  
34 from payment of recording fees. "Real estate instrument" includes,  
35 but is not limited to, the following documents: deed, grant deed,  
36 trustee's deed, deed of trust, reconveyance, quit claim deed,  
37 fictitious deed of trust, assignment of deed of trust, request for  
38 notice of default, abstract of judgment, subordination agreement,  
39 declaration of homestead, abandonment of homestead, notice of  
40 default, release or discharge, easement, notice of trustee sale, notice

1 of completion, UCC financing statement, mechanic's lien, maps,  
2 and covenants, conditions, and restrictions.

3 (2) The fee described in paragraph (1) shall not be imposed on  
4 any real estate instrument, paper, or notice recorded in connection  
5 with a transfer subject to the imposition of a documentary transfer  
6 tax as defined in Section 11911 of the Revenue and Taxation Code.

7 (b) The fees, after deduction of any actual and necessary  
8 administrative costs incurred by the county recorder in carrying  
9 out this section, shall be sent quarterly to the Department of  
10 Housing and Community Development for deposit in the California  
11 Homes and Jobs Trust Fund established by Section 50471 of the  
12 Health and Safety Code, to be expended for the purposes set forth  
13 in that section. In addition, the county shall pay to the Department  
14 of Housing and Community Development interest, at the legal  
15 rate, on any funds not paid to the Controller within 30 days of the  
16 end of a quarter.

17 SEC. 4. Chapter 2.5 (commencing with Section 50470) is added  
18 to Part 2 of Division 31 of the Health and Safety Code, to read:

19

20 CHAPTER 2.5. CALIFORNIA HOMES AND JOBS TRUST FUND

21

22 Article 1. General Provisions

23

24 50470. This chapter shall be known, and may be cited, as the  
25 California Homes and Jobs Act of 2013.

26 50471. (a) There is hereby created in the State Treasury the  
27 California Homes and Jobs Trust Fund. All interest or other  
28 increments resulting from the investment of moneys in the fund  
29 shall be deposited in the fund, notwithstanding Section 16305.7  
30 of the Government Code. Moneys in the California Homes and  
31 Jobs Trust Fund shall not be subject to transfer to any other fund  
32 pursuant to any provision of Part 2 (commencing with Section  
33 16300) of Division 4 of Title 2 of the Government Code, except  
34 to the Surplus Money Investment Fund. Upon appropriation by  
35 the Legislature, moneys in the fund may be expended for the  
36 following purposes:

37 (1) Supporting the development, acquisition, rehabilitation, and  
38 preservation of housing affordable to low- and moderate-income  
39 households, including, but not limited to, emergency shelters;  
40 transitional and permanent rental housing, including necessary



1 service and operating subsidies; foreclosure mitigation; and  
2 homeownership opportunities.

3 (2) Administering housing programs that receive an  
4 appropriation from the fund. Moneys expended for this purpose  
5 shall not exceed 5 percent of the moneys in the fund.

6 (3) The cost of periodic audits required by Section 50475.

7 (b) Both of the following shall be paid and deposited in the  
8 fund:

9 (1) Any moneys appropriated and made available by the  
10 Legislature for purposes of the fund.

11 (2) Any other moneys that may be made available to the  
12 department for the purposes of the fund from any other source or  
13 sources.

## 14 Article 2. Audits and Reporting

15  
16  
17 50475. The Bureau of State Audits shall conduct periodic audits  
18 to ensure that the annual allocation to individual programs is  
19 awarded by the department in a timely fashion consistent with the  
20 requirements of this chapter. The first audit shall be conducted no  
21 later than 24 months from the effective date of this section.

22 50476. In its annual report to the Legislature pursuant to  
23 Section 50408, the department shall report how funds that were  
24 made available pursuant to this chapter and allocated in the prior  
25 year were expended. The department shall make the report  
26 available to the public on its Internet Web site.

27 SEC. 5. No reimbursement is required by this act pursuant to  
28 Section 6 of Article XIII B of the California Constitution because  
29 a local agency or school district has the authority to levy service  
30 charges, fees, or assessments sufficient to pay for the program or  
31 level of service mandated by this act, within the meaning of Section  
32 17556 of the Government Code.

# AGENDA TRANSMITTAL FORM

To: **Board of Supervisors**

Date: September 4, 2013

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

Phone Ext. x470

<input checked="" type="checkbox"/>	Regular Agenda
<input type="checkbox"/>	Consent Agenda
<input type="checkbox"/>	Blue Slip
<input type="checkbox"/>	Closed Session
Meeting Date Requested:	
<u>September 10, 2013</u>	

Department Head Signature \_\_\_\_\_

Agenda Title: Minutes

Summary: (Provide detailed summary of the purpose of this item; attach additional page if necessary)  
 Discussion and possible action relative to approval of the July 23, 2013 and August 13, 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>[Signature]</u>	GSA Director <u>[Signature]</u>
CAO <u>[Signature]</u>	Risk Management <u>[Signature]</u>

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

\_\_\_\_\_

### FOR CLERK USE ONLY

Meeting Date <u>9-10-13</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 _____	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 _____	

Save ....

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

**DATE:** Tuesday, July 23, 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:**

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

**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 Forster 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:** Direction given to staff.

**PLEDGE OF ALLEGIANCE:** Chairman Forster 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.)

Chairman Forster advised the following item has been added as an addendum to the regular agenda for today's date:

**Community Development Agency:** Discussion and possible action relative to adoption and presentation of a resolution honoring Mr. Roger Stuart upon his retirement from the County of Amador. (Added, see page 3)

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

**MOTION:** It was moved by Supervisor Oneto seconded by Supervisor Novelli and unanimously carried to approve the Regular Agenda as amended.

**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.

**Veteran of the Year:** Supervisor Novelli too this time to commend Mr. Floyd Martin upon receiving an award from Assemblyman Frank Bigelow recognizing him as veteran of the year.

**Retirements:** Supervisor Novelli announced Batallion Chief Ray Blankenheim will be retiring from the Amador Fire Protection District after 44 years of service, and Mr. Robert Oliverria will be retiring from County service after 37 years.

**Ranch House Estates Community Services District:** Supervisor Novelli advised the subject District is seeking volunteers to serve on their Board. He encouraged anyone interested to contact the Board Office.

**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 Forster advised the following item has been added as a Blue Slip to the Consent Agenda for today's date:

**General Services Administration:** Dispense with the formal bid process and approve the Purchase Agent to obtain quotes from qualified contractors to replace the Library's HVAC system and issue purchase orders to complete the work as soon as possible. (Added, see page 14)

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

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

### **REGULAR AGENDA**

**Auditor's Office:** Discussion and possible action relative to adoption and presentation of a resolution honoring Ms. Suzy Morton upon her retirement from the County of Amador.

**ACTION:** None. Presentation only.

**Community Development Agency (Addendum):** Discussion and possible action relative to adoption and presentation of a resolution honoring Mr. Roger Stuart upon his retirement from the County of Amador. (Added, see page 2)

**ACTION:** None. Presentation only.

**Amador County Historical Society:** Discussion and possible action relative to adoption and presentation of a resolution recognizing the commitment and efforts of the Amador County Historical Society in restoring and re-opening the Amador County Museum to the public.

**ACTON:** None. Presentation only.

**Sierra Nevada Conservancy:** Discussion and possible action relative to a presentation regarding Sierra Nevada Conservancy Investments in Amador County.

Mr. Jim Branham, Executive Officer for the Sierra Nevada Conservancy, addressed the Board and provided a Power Point presentation outlining not only the mission and history of the Conservancy but how approximately \$1,057,880.00 in grant funding was utilized for eight projects in Amador County. Mr. Branham stated the following entities are grantees in Amador County which received funding:

- Amador Fire Safe Council

- Amador Community Foundation
- Amador Water Agency
- California Land Stewardship Institute
- Central Sierra Resource Conservation and Development Council
- California Association of Resource Conservation Districts

Mr. Branham continued by outlining the following County specific work and collaborations that have taken place in the recent past:

- Amador-Calaveras Consensus Group
- Mokelumne Avoided Cost Analysis
- Cornerstone CFLR Project

The following individuals wished to comment on this item:

- Mr. Mark Bennett
- Ms. Katherine Evatt
- Ms. Sherry Curtis
- Ms. Kimberly Pruett

Discussion ensued with the following action being taken.

**ACTION:   None. Presentation only.**

**Health Benefits Advisory Committee:** Discussison and possible action relative to a presentation by a representative of the Health Benefits Advisory Committee regarding recommendations on various employee benefits.

Mr. Jim Rooney, County Assessor and Mr. Mike Israel, Environmental Health Director, addressed the Board representing the Health Benefits Advisory Committee. Mr. Rooney advised Ms. Christine Kern, representing Alliant will be available to answer questions via conference call at this time.

Mr. Israel stated they are pleased to represent the Health Benefits Advisory Committee in the first of an ongoing series of quarterly reports to the Board to keep you informed and relay any direction from the Board back to the Committee. He stated the committee has received information from Alliant, our broker, regarding renewal rates for major medical, dental, vision, Life/AD&D, and EAP. The news overall is very good. The following is a summary of his presentation.

## **MEDICAL**

While many organizations are seeing medical plan increases of 10% or more (California medical plan trend), Amador County's renewal rate with the CSAC EIA Health plan is a 0.75% increase to the current rates effective January 1, 2014. In fact, the rate would have been lower than the current year but for the additional 1 – 1.5% in Health Care Reform fees starting in 2014. Additionally, our current

coverage plan is compliant with Health Care Reform requirements for 2014 therefore no significant changes must be made. The committee strongly recommends renewal of the current plan through the CSAC EIA Health plan.

The committee looked into the option of offering a high deductible health plan option alongside the existing plan. Doing so would raise the cost of the base plan by nearly 2% and the cost vs benefit comparison of the HDHP options reviewed were not very favorable. The committee does not recommend instituting the HDHP as a second option at this time. The committee will keep this in mind as a possible option in the future, however.

## **DENTAL**

Currently the County contracts directly with Delta Dental. Renewal is offered at the same rates we currently pay and Delta Dental is offering a two year rate guarantee on a direct contract basis. Currently the County offers 2 dental plans: a base plan and a buy-up plan. The base plan is the plan used for the County contribution. If employees want to buy-up to a plan with higher coinsurance payments, they purchase the buy-up plan. There has been some dissatisfaction with the current buy-up plan, however, in that the calendar year maximum is the same as the base plan and it is low as compared to many other plans. While procedure costs have gone up substantially, the calendar year maximum has remained flat.

Additionally, Alliant has also offered an option for the County to still contract with Delta Dental but through the CSAC EIA dental program (rather than directly). This option would save the County 5.6% for the same plan designs (base & buy-up). Alliant has provided cost options for employee-paid buy up plans with calendar year maximums of \$1,500 and \$2,000 per person. A \$2,000 calendar year buy-up plan appears to be the most popular with employees expressing an opinion. Because of a need to underwrite the two plans based on the overall risk of both plans, there is an increase in cost to the base plan in order to offer a buy-up plan with a higher calendar year maximum. Because of the increase in base plan costs, such a change would be subject to the meet and confer process. We will send notices to all affected organizations and offer to meet and confer. Regarding the cost to the County to offer this plan, with Delta Dental through the CSAC EIA program, the additional base plan cost for the County based on the 90% employer contribution is \$10,744 as compared to current. Buy-up costs are 100% employee costs with the calculation of 10% of the base rate + the difference in cost between the base and buy-up plans.

The Board should be aware that a decision on dental coverage through CSAC EIA needs to be made no later than August 14<sup>th</sup>. The committee recommends the Board approve the change to contracting Delta Dental coverage through CSAC EIA and changing the current buy-up plan to a \$2,000 calendar year maximum and initiate meet and confer with the employee organizations. The committee also recommends that the dependent age limit be raised to 26 with no need to prove student status or IRS dependence so as to be consistent with medical coverage. This change would not affect the rate structure.

## **VISION**

No change is proposed in the renewal of vision coverage. There have been no significant issues raised with plan dissatisfaction. The committee recommends no change except that the dependent age limit be raised to 26 with no need to prove student status or IRS dependence so as to be consistent with medical coverage. This would not affect rates.

## **LIFE/AD&D**

No increase is proposed for this coverage. Because some employees have expressed interest, the committee had requested that Alliant provide information for employees to purchase additional coverage at their own expense. This information is outlined on page 27. This represents no additional cost to the County and would not affect the base premium for those who do not participate. The committee recommends providing employees the option to buy additional coverage at their own expense.

## **EMPLOYEE ASSISTANCE PROGRAM**

No change is proposed in the renewal of the EAP program. No significant issues have been raised regarding program dissatisfaction. Alliant has indicated that the County may benefit from free supervisory training to increase awareness of all the benefits offered by EAP. Supervisory trainings are included in the EAP services offered through MHN and are available at no additional cost. Other than taking advantage of this training, the committee does not recommend any change.

## **OTHER INFORMATION**

The committee discussed the Affordable Care Act requirement that health coverage become effective no later than 90 days from the date of employment and the requirement of California's AB 1083, that coverage be in place no later than 60 days from the date of employment. Law enforcement currently enroll on the first day of the first month following 30 days of employment. Since this meets or exceeds the criteria of both state and federal law and has been implemented for law enforcement employees without creating significant problems for HR and the Auditor's office, the committee recommends that the Board direct that all new employees be enrolled on the first day of the first month following 30 days of employment.

Discussion ensued with the following action being taken.

**ACTION: Chairman Forster advised the Board will take this matter under submission into closed session for further discussion and possible action.**



**Minutes:** Review and approval of the June 11, 2013 Board of Supervisors meeting minutes.

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

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

**MOTION:** It was moved by Supervisor Oneto, seconded by Supervisor Boitano and unanimously carried to approve the June 11, 2013 Board of Supervisors meeting minutes with minor amendments.

**\*\*1:30 P.M.\*\***

### **PUBLIC HEARING**

**Community Development Block Grant (CDBG):** Discussion and possible action relative to a public hearing to consider new CDBG projects for the 2014 cycle; and approval of the annual reports and authorization of the “County Administrator’s signature and submission of the reports to the State Department of Housing and Community Development.

Ms. Terry Cox, Cox Consulting, addressed the Board and stated the State Department of Housing and Community Development (HCD) requires that all grantees conduct a noticed public hearing to discuss the annual report for any open Community Development Block Grant (CDBG) or revolving loan fund (RLF) using CDBG Program Income. The annual report discusses the demographic characteristics of the beneficiaries of CDBG activities. A grantee performance report for the County’s Housing Stabilization and Homeless Prevention Program for grant #12-CDBG-8371 has been prepared. Since the State contract was executed on 1/24/13, 63 persons have received housing stabilization services, 48 have received homeless services and 34 have received assistance from Meals on Wheels. All beneficiaries are lower income. A grantee performance report was also prepared for the County’s Program Income Reuse Fund for the Housing Rehabilitation Program. The County has no Program Income Reuse Funds currently and there was no activity during the program year.

Chairman Foster opened the public hearing at this time. The following individuals wished to comment relative to approval of the annual report:

- Ms. Beetle Barbour, A-TCAA Housing Resources Director
- Ms. Yolanda Miranda, Housing Counselor
- Mr. Frank Delp, Housing Resource recipient
- Ms. Denise Cloward, Housing Resources Program Manager

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 the annual the annual reports and authorize the County Administrator's signature and submission of the reports to the State Department of Housing and Community Development.

Discussion continued relative to consideration of new CDBG projects for the 2014 funding cycle. Ms. Terry Cox, Cox Consulting summarized by stating in 2012, the State Department of Housing & Community Development (HCD) made significant changes to the Community Development Block Grant (CDBG) program. Previously HCD issued Notices of Funding Availability (NOFAs) for each separate category of funding. This included the General Allocation (housing, public works, community facilities and public services), the Enterprise Fund (small business revolving loan funds), Over the Counter (large economic development projects) and planning grants. In 2012, HCD issued a "Super NOFA" that included all activities except the large economic development projects. The 2013 funding caps, both overall and by activity, are outlined in a chart incorporated in full in the Board packet for today's date.

Other recent changes include:

Jurisdictions can only apply if they have expended over 50% of granted funds

Applications can only include 3 activities

There will be a set aside of up to \$100,000 for planning grants (up to 2) which will be funded if one other activity is funded

Ms. Cox stated HCD will determine the details of the 2014 NOFA by the end of 2013. Ms. Cox also explained the maximum award limits for each CDBG category vary from year to year and are listed in the State Notice of Funding Availability. Last year, \$2,000,000 was the application maximum. The dollar amount of General, Colonias and Native American allocation funds does not count toward any yearly caps under the Economic Development or Planning and Technical Assistance allocations of the CDBG Program. The Economic Development Over the Counter (OTC) Allocation requires a separate application with a maximum limit of \$3,000,000 per year. The NOFA also includes the Native American and Colonia's Allocations. The Native American Allocation is only for areas with high concentrations of low income Native American residents, who are not part of a federally recognized Native American Indian tribe or Rancheria. The Colonia's funding is only for designated communities within 150 miles of the Mexican American border. The major activity categories are General and Economic Development Planning and Technical Assistance; Housing-Acquisition; Housing-New Construction; Housing-Rehabilitation; Community Facilities/Public Services; Public Works; and Economic Development. Projects funded with CDBG funds must meet at least one of the following National Objectives: Benefit to Targeted Income Group (TIG) persons or elimination of slums and blight, emergency and urgent need. There is no guarantee that an application submitted by the County will be funded as there are always more proposals submitted than there are funds available. Interested citizens, civic organizations and citizen groups are encouraged to express their opinions and ideas at this hearing. Any proposed application to HCD will be submitted to a public hearing before its submission to afford citizens an opportunity to examine its contents and submit comments on it.

At this time Chairman Forster opened the public hearing to hear comments relative to potential projects to be funded in the 2014 cycle. The following individual wished to speak:

Mr. Rich Farrington, District III Director, Amador Water Agency addressed the Board and stated he is seeking Board support for federal CDBG funding for the Amador Water Agency proposal to improve the health and safety of over 250 homes in Pioneer. He stated this proposal was reviewed and recommended for Board consideration the Amador County Administrative Committee. Mr. Farrington stated the Pioneer census meets the 51% low and moderate income area benefit requirement for the CDBG program, according to the 2010 census data (42% are low income and over 53% are low and moderate income). Mr. Farrington continued to review his memo which is incorporated in full in the Board packet for today's date. He stated refurbishment of a surplus County owned water tank could be used with new and existing water mains to create a looped water system to the Carson drive area. He stated this will improve domestic water service pressures for homes near this area and along Highway 88 in the vicinity, homes in these areas experience very low pressures which are in violation of the California Department of Public Health standards. He continued by noting the looped water system would improve fire flow and enable the use of the fire hydrants without compromising domestic water pressure. Mr. Farrington took this time to read into the record an email he received from Ms. Susan Uhlig, District III resident, relative to her issue with water pressure and water safety at her home. A complete copy of the correspondence is incorporated in full in the Board packet for today's date.

The following individuals also wished to speak in favor of the proposed Upcountry Safe Drinking Water Grant:

Mr. Gene Mancebo, Executive Director Amador Water Agency  
Greg Foust, District III resident  
Linda Stroh, District III resident  
Ms. Sherry Curtis, District III resident  
Ms. Dale Winset, District III resident

Discussion ensued with Supervisor Oneto stating he would like to see the water tank issues facing River Pines residents be considered for grant funding in the future and requested Ms. Cox work with the River Pines Public Utility District to ascertain if they have a viable project or not. He stated at this time the River Pines Public Utility District may not be in a position to apply as they have recently lost a Director and are in transition as they reorganize.

Further discussion ensued with the following action being taken.

**ACTION: Direction given to staff to review suggestions for CDBG projects presented today for further consideration by the Board of Supervisors.**

At this time Chairman Foster opened the public hearing for the approval of update of the County CDBG Housing and Rehabilitation Guidelines. Hearing no comment the following action was taken.

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

**MOTION #1: It was moved by Supervisor Plasse, 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 Plasse, seconded by Supervisor Novelli and unanimously carried to adopt a resolution approving the update of the County CDBG Housing Rehabilitation Guidelines.**

**RESOLUTION NO. 13-xxx**

Resolution approving the update of the County CDBG Housing and Rehabilitation Guidelines.

**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 2:30 p.m., the Board convened into closed session. The following matters were heard:**

**Conference with County Counsel - Existing Litigation [Government Code 54956.9(a)]:**

Norman Kolstad, Susan Kolstad v. County of Amador; Martha Sherwin, et al United States District Court for the Eastern District of California

**ACTION: None. Update only.**

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

**ACTION: None. Update only.**

The State of California, et al v. Chunghwa Picture Tubes, et al., San Francisco Superior Court Case No. CGC-11-515786

**ACTION: Direction given to staff.**

Dennis Hollingsworth, Gail J. Knight, Martin F. Guitierrez, Mark A. Jansson and Protect Marriage.com v. Patrick O'Connel; Edmund G. Brown Jr., et al; in the Supreme Court of the State of California

**ACTION:** None. Informational only.

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

Claim of Patricia Condon-Claim No. 13-08

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

**MOTION:** It was moved by Supervisor Boitano, seconded by Supervisor Novelli and unanimously carried to deny the subject Claim due to liabilities and damages of the County are disputed.

Claim of Claire Condon-Claim No. 13-09

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

**MOTION:** It was moved by Supervisor Boitano, seconded by Supervisor Novelli and unanimously carried to deny the subject Claim due to liabilities and damages of the County are disputed.

Claim of Mary Ann Gallego-Spawn-Claim No. 13-07

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

**MOTION:** It was moved by Supervisor Novelli, seconded by Supervisor Boitano and unanimously carried to deny the subject Claim due to liabilities and damages of the County being disputed.

**Confidential Minutes:** Review and approval of the confidential minutes of June 25, 2013.

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

**MOTION:** It was moved by Supervisor Oneto, seconded by Supervisor Novelli and unanimously carried to approve the confidential minutes of June 25, 2013.

**Conference with Real Property Negotiators:**

APN: 005-020-015-000& 005-020-008-000 &005-020-009-000 Edwin Lands LLC., Tom Swett (Terms & Conditions) County Negotiators: Charles T. Iley, County Administrative Officer and Jon Hopkins, General Services Director

**ACTION:** None.

**Blue Slip:** APN 044-010-116-000 Dr. Daniel J. Cooper (Terms and Conditions) County Negotiators: Charles T. Iley, County Administrative Officer and Jon Hopkins, General Services Director

**ACTION:** It was moved by Supervisor Oneto, seconded by Supervisor Novelli and unanimously carried to approve the ground lease proposal as presented.

**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.

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

**ACTION:** Update only.

**REGULAR SESSION:** At 3:40 p.m., the Board reconvened into regular session. Chairman Forster reported the above issues were reviewed in closed session:

**ADJOURNMENT:** Until Tuesday, August 13, 2013, at 8:30 a.m.

**AMADOR COUNTY  
BOARD OF SUPERVISORS**

**CONSENT AGENDA**

**July 23, 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**
  - A. **Probation Department:** Approval of a First Amendment to original services agreement with Amador-Tuolumne Community Action Agency (A-TCAA) to provide the *180° You-Turn Program* for 2013-2014 fiscal year.
  - B. **Probation Department:** Approval of a First Amendment to original services agreement with Amador-Tuolumne Community Action Agency (A-TCAA) to provide an *Aggression Replacement Training (ART)* Program that targets chronically aggressive youth and is funded with Youthful Offender Block Grant Funds.
  - C. **Health and Human Services:** Approval of an agreement with *Sierra Child and Family Services* for fiscal year 2013-2014 that provides out-patient community based programs to emotionally disturbed girls and boys of Amador County.
  - D. **Health and Human Services:** Approval of a Fourth Amendment to original agreement with *Sierra Child and Family Services* for fiscal year 2013-2014 that will increase the “Not to exceed amount from \$125,000 to \$165,000”, which is due to additional Amador County children being placed in this residential care facility for mentally and emotionally disturbed children.
  - E. **Planning Department:** Approval of a Grant Agreement with the *Sierra Business Council* for 2013 Energy Action Plan to cover 75% of the cost of preparing an Energy Action Plan that will be used in the General Plan’s Implementation Programs within the Conservation Element.
  - F. **Sheriff’s Office:** Approval of an Annual Federal Equitable Sharing Agreement and Certification Report for fiscal year 2012-2013.

- G. **Assessor's Office:** Approval of an agreement with Kronick, Moskovitz Tiedemann & Girard, a Professional Corporation for Services of Special Counsel, for Leask/Howard/Unmin Properties.

5. **ORDINANCES** None

6. **MISCELLANEOUS APPOINTMENTS/RESIGNATIONS** None

7. **MISCELLANEOUS**

- A. **Social Services:** Approval of a request to hire two FTE Social Worker I positions in the subject department due to employee resignation. These are Merit Systems positions and must be hired through the Merit Systems process.
- B. **General Services Administration:** Approval to award Bid No. 13-09 to Downtown Ford Sales, Sacramento, CA and authorize Purchasing Agent to issue a Purchase Order in the amount of \$199,229.94 for the purchase of two (2) AWD Utility Interceptor vehicles and four (4) FWD Expeditions for the Sheriff's Office.
- C. **General Services Administration:** Dispense with the formal bid process and approve the Purchasing Agent to obtain quotes from qualified contractors to replace the Library's HVAC system and issue purchase orders to complete the work as soon as possible. (Added, see page 3)

8. **GENERAL CORRESPONDENCE**

- A. A Notice of Public Meeting from the State of California Central Valley Regional Water Control Board to be held on July 25 – 26 at their office in Rancho Cordova. Copies of the items to be considered by the Board are posted on the Board's website at: <http://www.waterboards.ca.gov/centralvalley/board>.
- B. A Notice of Public Meeting from State of California Central Valley Regional Water Control Board to be held on July 30, at 9:00 a.m., at Los Banos Fairgrounds. Board agendas and the approved minutes of Board meetings are posted on the Board's website at: <http://www.waterboards.ca.gov/centralvalley/board>.
- C. Notice of Proposed Rulemaking (OAL File Number Z-2013-0611-08) from the State Fish and Game Commission dated July 3, 2013, relative to the *Commercial Herring Regulations*, which was published in the California Regulatory Notice Register on June 21, 2013.
- D. Notice of Proposed Rulemaking from the State Fish and Wildlife relative to *Mountain Lion Possession*. The Department will hold a public hearing meeting on September 19, 2013, at 1416 Ninth Street, Sacramento, California, at 1:30 PM in the first floor auditorium. All written comments must be received by the Department at the office below no later than 5:00 PM on September 19, 2013.



California Department of Fish and Wildlife  
Wildlife Branch  
*Mountain Lion Possession*  
1812 Ninth Street  
Sacramento, CA 95814  
Fax: (916) 445-4048  
Email: [wildlifemgt@wildlife.ca.gov](mailto:wildlifemgt@wildlife.ca.gov)

- E. Memorandum from the Building Department relative to a recap of activity during June, 2013 totaling \$ 58,172.92.
- F. Auditor's check register dated July 10, 2013 totaling \$ 1,215,826.62.
- G. Auditor's check register dated July 15, 2013 totaling \$ 244,522.61.

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RICHARD M. FORSTER, Chairman  
Board of Supervisors

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

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Deputy