

# AGENDA TRANSMITTAL FORM

To: Board of Supervisors

Date: 10/01/2014

From: Chuck Iley, County Administrative Officer  
(Department Head - please type)

Phone Ext. x470

- Regular Agenda
  - Consent Agenda
  - Blue Slip
  - Closed Session
- Meeting Date Requested:

10-7-14

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

Agenda Title: Economic Development Partnership Agenda

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

Discussion and possible action relative to the subject topic. Mr. Jim Conklin will be present to present this matter to the Board.

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 [Signature]

Counsel [Signature]

Auditor [Signature]

GSA Director [Signature]

CAO [Signature]

Risk Management [Signature]

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

## FOR CLERK USE ONLY

Meeting Date 10-7-14

Time \_\_\_\_\_

Item # 6

Board Action: Approved Yes \_\_\_ No \_\_\_

Unanimous Vote: Yes \_\_\_ No \_\_\_

Ayes: \_\_\_\_\_

Resolution \_\_\_\_\_

Ordinance \_\_\_\_\_

Other: \_\_\_\_\_

Noes: \_\_\_\_\_

Resolution \_\_\_\_\_

Ordinance \_\_\_\_\_

Absent: \_\_\_\_\_

Comments: \_\_\_\_\_

Distributed on \_\_\_\_\_

Completed by \_\_\_\_\_

A new ATF is required from \_\_\_\_\_

Department \_\_\_\_\_

For meeting \_\_\_\_\_

of \_\_\_\_\_

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

ATTEST: \_\_\_\_\_

Clerk or Deputy Board Clerk



# THE AMADOR ECONOMIC DEVELOPMENT PARTNERSHIP

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## **PARTNERSHIP OFFICERS**

President  
Paul Molinelli, Jr.  
Aces Waste Mgt.

Vice President  
Jim Gullett  
Vino Noceto

Secty/Treas.  
Al Bozzo  
Shenandoah Valley  
Real Estate Services

## **BOARD**

Anne Platt  
Sutter Amador Hospital

Stan Lukowicz  
Trader Sam

Bill Bunce/Tom Swett  
Rancho Arroyo Seco

Rich Hoffman  
Jackson Rancheria  
Casino

Leigh Reynolds  
Bank of Stockton

Bob Reeder  
Reeder/Sutherland, Inc.

Deborah Boyd  
BBVA Compass Bank

Jack Mitchell  
Amador Ledger Dispatch

Tim Blankenheim  
Kamps Propane

David Helwig  
Helwig Winery

## **PUBLIC SECTOR**

City of Jackson

## **AMADOR PARTNERSHIP MAJOR ACTION ITEMS**

The AEDP is an organization of senior leaders (CEO's, Presidents, Regional Managers) who have joined together to assist in job creation, retention and expansion, and to create increased public sector revenues, increased per capita income and a broader tax base. The organization was founded in January of 2012 and currently has fourteen (14) members.

The AEDP has focused on key areas of action.

The first is the continued generation of revenues sufficient to fund the AEDP in order to maintain the community wellness of the region. Approximately 20% of the AEDP time is devoted to this activity.

The second major area of focus is local job expansion. The AEDP has formed a job retention committee with the intent of identifying key areas of potential job retention activity. The goal is to help maintain/increase job levels in Amador County. Approximately 50% of the AEDP time is devoted to this activity.

The third major area of focus is business attraction. The AEDP has devoted approximately 20% of its time identifying business attraction programs in which AEDP members could actively participate. As of this date we have identified several potential programs which we would like to incorporate into the various economic development programs of the cities and county.

Currently, the remainder of the AEDP focus is devoted to investor recruitment and ongoing organizational activities. This is approximately 10%.

# AMADOR ECONOMIC DEVELOPMENT PARTNERSHIP 2014 BUDGET - EXPENSES

	January	February	March	April	May	June	July	August	September	October	November	December	TOTAL
Economic	\$0.00	\$4,000	\$0	\$4,000	\$0	\$0	\$0	\$4,000	\$8,000	\$4,000	\$4,000	\$4,000	\$32,000
Gardening													
Bus. Dev.								\$1,000	\$1,000	\$1,000	\$2,000	\$2,000	\$7,000
Outreach													
Investor								\$500	\$500	\$500	\$500	\$500	\$2,500
Recruitment													
Trans. ROI								\$7,500					\$7,500
Study													
Promotion								\$500	\$500	\$500	\$500	\$500	\$2,500
Materials													
Admin.	\$1,000	\$1,000	\$1,000	\$1,000	\$2,000	\$2,000	\$2,000	\$2,000	\$2,000	\$2,000	\$2,000	\$2,000	\$20,000
Costs													
Office							\$50	\$50	\$50	\$50	\$50	\$50	\$300
Operations													
Insurance							\$1,000						\$1,000
Website						\$100	\$50	\$50	\$50	\$50	\$50	\$50	\$400
Auto	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Benefits	0	0	0	0	0	0	0	0	0	0	0	0	0
<b>TOTALS</b>	<b>\$1,000</b>	<b>\$5,000</b>	<b>\$1,000</b>	<b>\$5,000</b>	<b>\$2,000</b>	<b>\$2,100</b>	<b>\$3,100</b>	<b>\$15,600</b>	<b>\$12,100</b>	<b>\$8,100</b>	<b>\$9,100</b>	<b>\$9,100</b>	<b>\$73,200</b>
2013 CARRYOVER BALANCE: \$21,761.50													

**AMADOR ECONOMIC DEVELOPMENT PARTNERSHIP**  
**STATEMENTS OF NET ASSETS**  
**August 31, 2014 and August 31, 2013**

<b>ASSETS</b>	<b><u>August 31, 2014</u></b>	<b><u>August 31, 2013</u></b>
<b>Bank of Stockton</b>		
Checking/Savings	<b><u>\$7,116.08</u></b>	<b><u>\$26,118.09</u></b>
<b>Total Current Assets</b>	<b><u>\$7,116.08</u></b>	<b><u>\$26,118.09</u></b>
<b>TOTAL ASSETS</b>	<b><u>\$7,116.08</u></b>	<b><u>\$26,118.09</u></b>
<b>LIABILITIES &amp; SECURITY</b>		
<b>Total Liabilities</b>	<b><u>\$3,000.00</u></b>	<b><u>\$0</u></b>
<b>Total Equity</b>	<b><u>\$11,116.08</u></b>	<b><u>\$26,118.09</u></b>
<b>TOTAL LIABILITIES &amp; EQUITY</b>	<b><u>\$11,116.08</u></b>	<b><u>\$26,118.09</u></b>

**AMADOR ECONOMIC DEVELOPMENT PARTNERSHIP**  
**STATEMENTS OF NET ASSETS**  
**July 31, 2014 and July 31, 2013**

<b>ASSETS</b>	<b>July 31, 2014</b>	<b>July 31, 2013</b>
<b>Bank of Stockton</b>		
Checking/Savings	<u>\$9,616.08</u>	<u>\$28,118.09</u>
<b>Total Current Assets</b>	<u>\$9,116.08</u>	<u>\$28,118.09</u>
<b>TOTAL ASSETS</b>	<u>\$9,116.08</u>	<u>\$28,118.09</u>
<b>LIABILITIES &amp; SECURITY</b>		
<b>Total Liabilities</b>	<u>\$2,500.00</u>	<u>\$2000.00</u>
<b>Total Equity</b>	<u>\$7,116.08</u>	<u>\$26,118.09</u>
<b>TOTAL LIABILITIES &amp; EQUITY</b>		
	<u>\$7,116.08</u>	<u>\$26,118.09</u>

**AMADOR ECONOMIC DEVELOPMENT PARTNERSHIP**  
**STATEMENTS OF NET ASSETS**  
**June 30, 2014 and June 30, 2013**

<b>ASSETS</b>	<b>June 30, 2014</b>	<b>June 30, 2013</b>
<b>Bank of Stockton</b>		
Checking/Savings	<u>\$15,593.63</u>	<u>\$28,560.59</u>
<b>Total Current Assets</b>	<u>\$15,593.63</u>	<u>\$28,560.59</u>
<b>TOTAL ASSETS</b>	<u>\$15,593.63</u>	<u>\$28,560.59</u>
<b>LIABILITIES &amp; SECURITY</b>		
<b>Total Liabilities</b>	<u>\$5,978.04</u>	<u>\$442.50</u>
<b>Total Equity</b>	<u>\$9,616.08</u>	<u>\$28,118.09</u>
<b>TOTAL LIABILITIES &amp; EQUITY</b>		
	<u>\$9,616.08</u>	<u>\$28,118.09</u>

**AMADOR ECONOMIC DEVELOPMENT PARTNERSHIP  
STATEMENTS OF NET ASSETS  
May 31, 2014 and May 31, 2013\***

<b>ASSETS</b>	<u>May 31, 2014</u>	<u>May 31, 2013</u>
<b>Bank of Stockton</b>		
Checking/Savings	<u>\$17,592.97</u>	<u>\$29,104.37</u>
<b>Total Current Assets</b>	<u>\$17,592.97</u>	<u>\$29,104.37</u>
<b>TOTAL ASSETS</b>	<u>\$17,592.97</u>	<u>\$29,104.37</u>
 <b>LIABILITIES &amp; SECURITY</b>		
<b>Total Liabilities</b>	<u>\$1,999.34</u>	<u>\$546.22</u>
<b>Total Equity</b>	<u>\$15,593.63</u>	<u>\$28,561.15</u>
 <b>TOTAL LIABILITIES &amp; EQUITY</b>	 <u>\$15,593.63</u>	 <u>\$28,561.15</u>

\*Deposits held in Business Council Account until Partnership EIN Received

AMADOR ECONOMIC DEVELOPMENT PARTNERSHIP

SEPTEMBER 15,2014

RECEIVABLES

NAME	COMPANY	AMOUNT	DUE DATE	REC'D
PLATT	SUTTER	\$ 5,000	JULY 25,14	AUG.15
MOLINELLI	ACES	\$ 5,000	AUG. 1, 14	SEPT. 10
CITY	JACKSON	\$ 2,000	AUG. 10, 14	AUG. 20
LESCH	REALTORS	\$ 2,500	AUG. 1, 14	SEPT. 8
HELWIG	WINERY	\$ 5,000	SEPT. 30, 14	SEPT. 30
HOFFMAN	CASINO	\$ 10,000	SEPT 15,14	
LUKOWICZ	STAN	\$ 10,000	SEPT 30, 14	
COUNTY	COUNTY	\$ 15,000	TBD	
EBERHARDT	BANK/STK	\$ 2,500	NOV. 15 ,14	
RANCHO	ARROYO SECO	\$ 2,500	DEC. 1, 2014	



## Phase 1 Proposal

The Phase 1 work products will be as follows:

1. An economic analysis which identifies and quantifies the overall structure of the local economy. The analysis will be produced using the IMPLAN economic input-output model, which is the most widely used methodology for economic and fiscal analysis for State and Federal projects. The model will be based on detailed data from the US Census Bureau Census of Employment and Wages, assembled at the zip code data level specifically for Amador County.
2. Quantification of the transportation sector of Amador County, and the transportation use of the other economic sectors.
3. Analysis which identifies opportunities for economic development activities in Amador County with the most desired economic benefits including total business revenues, employment, household expenditures, local tax revenues generated, and other economic indicators. This analysis will include comparisons of Amador County's economic structure with others of similar size, location, and structure.
4. Provide analyses of hypothetical development scenarios to illustrate the functions of the model and the applications of the model outputs to project selection and planning implementations of economic decisions.
5. ) Create a preliminary process for integrating transportation benefits computed by the Caltrans ROI model and prepare a demonstration scenario using a hypothetical transportation project! to demonstrate the value of the integrated project in selecting and evaluating and selecting transportation projects. This will provide the framework for proposing Phase 2 of the overall process.

Cost of the Proposed Services: \$10,000 plus expenses.

Payment is requested as follows:

- A. \$4,000 advance to cover purchase of computer model, collection of data, and calibration of the IMPLAN model
- B. A mid-project interim report-based payment computed on percent of completion.
- C. Remainder upon approval of the draft report.
- D. This includes all expenses for two trips for scheduled meetings in Jackson. Additional visits will be billed at \$1,000 per day including expenses and professional time.

## Expenses

One known expense will be the purchase the Amador County Plus model from MIG, Inc. at a cost of \$820.00. At the end of the project, this model will be installed on the client's pc system to allow subsequent analysis by the client. (<https://implan.com>)



Dr. Robert Fountain  
 395 West K Street  
 Benicia, CA 94510  
 916-719-2037  
[www.RegionalEconomics.org](http://www.RegionalEconomics.org)  
[fountain@regionaleconomics.org](mailto:fountain@regionaleconomics.org)

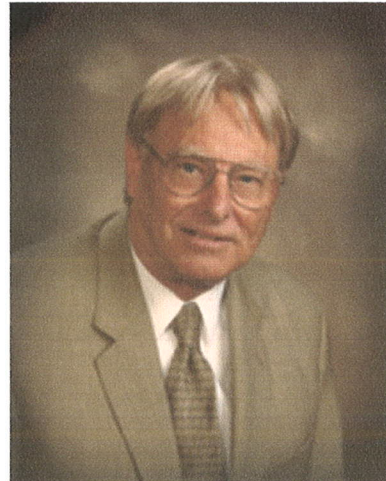


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[fountain@regionaleconomics.org](mailto:fountain@regionaleconomics.org)

## Researcher Qualifications

Dr. Robert Fountain is a highly qualified and experienced researcher in all aspects of regional economic analysis. His qualifications include a PhD in Urban Land Economics, Finance, and Urban Planning from UCLA and extensive research and publications experience for academic, corporate, and public agency applications.

He has taught urban economics and development courses at UCLA and California State University, Sacramento, where he is a *Faculty Emeritus*. He has an extensive list of research and academic publications, and has founded a number of research institutions for academic and applied research. His expertise includes economics, land use, financial planning, modeling, and forecasting.



## Qualifications

Ph.D. in Urban Land Economics, UCLA.  
 Professor Emeritus at California State University, Sacramento.  
 Founder of the CSUS Applied Research Institute and the Sacramento Regional Research Institute.  
 Accomplished public speaker with a reputation for objectivity and vision.  
 Economic Modeling using IMPLAN, REMI, and Geo-coded locational analysis.  
 Statistical analysis and business forecasting.

## Areas of Expertise

- Market area analysis
- Economic impact analysis
- Regional economic development plans
- Project feasibility studies
- Corporate relocation analysis
- Economic forecasting and business projections
- Economic Analysis for renewable energy projects
- Expert witness in litigation and regulatory matters



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916-719-2037  
[www.RegionalEconomics.org](http://www.RegionalEconomics.org)  
[fountain@regionaleconomics.org](mailto:fountain@regionaleconomics.org)

## Addenda attached:

References

Statement of Researcher Qualifications

Vita Summary

### Dr. Robert Fountain References

#### **Sandy Person, President**

Solano Economic Development Corporation  
360 Campus Lane, Suite 102  
Fairfield, CA 94534  
707 864 1855  
[Sandy@solanoedc.org](mailto:Sandy@solanoedc.org)

#### **Ryan Sharp, Director**

Center for Strategic Economic Research  
Sacramento Area Commerce and Trade Organization  
400 Capitol Mall Suite 2500  
Sacramento, California 95814  
916 441 2144  
[ryan@strategieconomicresearch.org](mailto:ryan@strategieconomicresearch.org)

#### **Michael Perri, President**

Lincoln Crow Strategic Communications  
P.O. Box 162095  
Sacramento, CA 95816  
916 769 0275  
[perri@lincolncrow.com](mailto:perri@lincolncrow.com)

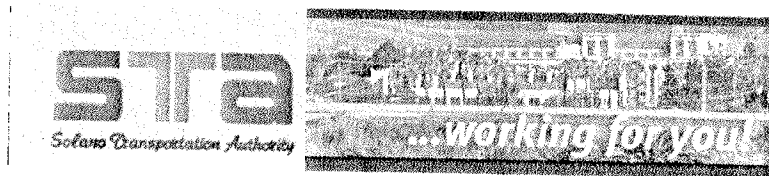
#### **Rashvir Lallian**

Retirement Research and Planning Division  
California Public Employees Retirement System  
Lincoln Plaza West  
400 Q Street  
Sacramento, CA 95811

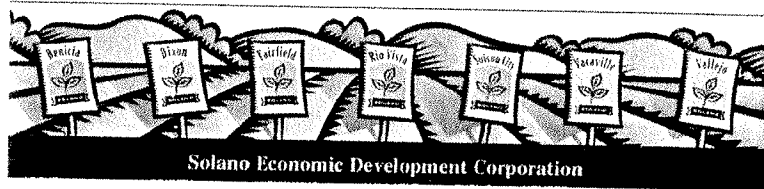
# Highway 12 Comprehensive Corridor Economic Analysis

Dr. J. Robert Fountain  
July 18, 2012

Prepared for the **Solano Transportation Authority**



By the **Solano Economic Development Corporation**



Sandy Person, President, Solano EDC, Project Director  
Dale Pfeiffer, Project Manager

### Project Consultants

Peter Stanley and Mitch Conner, **ARCHI | LOGIX**

Dr. Robert Fountain



caused by transportation system changes, three scenarios were created based on corridor areas similar to the Highway 12 corridor but with different highway configurations and capacities. Economic and transportation characteristics of these three scenarios were then transferred to the Highway 12 corridor model, and the resulting economic changes were tabulated.

The three scenarios are:

1. A Minimum Improvement Scenario based on rural two-lane highway corridors in which minimum improvements are made primarily for safety concerns, but which have very little effect on highway traffic capacity. This approximates the improvements currently being made to the Highway 12 corridor.
2. A Middle Improvement Scenario based on corridors in which significant highway improvements are made, incorporating multiple lanes in key traffic areas; extension of shoulders; extensive use of passing lanes and multi-lane designs for key intersections; signalization; and access control.
3. A maximum Improvement Scenario based on corridors in which most or all of the corridor roadway is improved to four-lane divided highway with extensive improvements of intersections and access areas.

The resulting economic changes when these characteristics are introduced into the Highway 12 economic model are discussed below.

#### Economic Effects of the Minimum Improvement Scenario on the Highway 12 Region

The Minimum Improvement Scenario is based on the assumption of highway improvements designed to improve safety but not to significantly increase capacity. This level of improvements creates an overall increase of about \$183.2 million in annual Gross Regional Product and \$408 million in added revenues in the Hwy 12 economy, or about a 2.9% increase. Employment increases by about 1,193 full time annual equivalent jobs, and local sales and property taxes increase about \$17 million. (Note that this is a measure of local tax generation within the corridor economic area, not the actual allocation to local governments. The current structure of allocation of locally-generated tax revenues to State, County, Special District, and other entities is complex and highly variable, and actual allocation to any specific

<b>Hwy 12 Corridor Summary of Economic Changes for Three Scenarios</b>			
<b>Scenario</b>	<b>Minimum Improvement Scenario</b>	<b>Middle Improvement Scenario</b>	<b>Maximum Improvement Scenario</b>
<b>Measure of Change</b>	(Safety improvement, little capacity enhancement)	(Mostly Multi-Lane)	(4-Lane Divided Highway)
<b>Gross Regional Product (GRP)</b>	\$183,229,878	\$332,777,482	\$622,905,172
<b>Percent Change From Initial Conditions</b>	2.90%	5.20%	9.70%
<b>Total Output (Revenues)</b>	\$408,016,696	\$708,827,296	\$1,168,726,048
<b>Worker Income</b>	\$85,734,957	\$165,557,981	\$399,216,028
<b>Local Sales and Property Tax Revenues</b>	\$17,116,505	\$28,254,610	\$42,155,103
<b>Employment</b>	1,193	2,286	7,609
<b>Households</b>	965	1,849	6,154

Source: IMPLAN economic model for each scenario.

Note: Sales and Property Tax Revenues are generation, not distribution.



**THE AMADOR ECONOMIC  
DEVELOPMENT PARTNERSHIP**

**PARTNERSHIP OFFICERS**

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Aces Waste Mgt.

Vice President  
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Al Bozzo  
Shenandoah Valley  
Real Estate Services

**BOARD**

Anne Platt  
Sutter Amador Hospital

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Jackson Rancheria  
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Reeder/Sutherland, Inc.

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BBVA Compass Bank

Jack Mitchell  
Amador Ledger Dispatch

Tim Blankenheim  
Kamps Propane

David Helwig  
Helwig Winery

**PUBLIC SECTOR**  
City of Jackson

**EDC INVESTOR CAMPAIGN**

**INVOICE**

**See Amador Partnership Investor Form  
(attached)**

**Invoice amount: \$10,000.00**

**Due Date: October 15, 2014**

**Business Council EIN 45-5304260**

**Make check payable to:**

**Amador Economic Development Partnership**

**Please mail to:**

**Leigh Reynolds  
Bank of Stockton  
P.O. Box 100  
Pine Grove, CA 95665**



# AGENDA TRANSMITTAL FORM

<input checked="" type="radio"/> Regular Agenda <input type="radio"/> Consent Agenda <input type="radio"/> Blue Slip <input type="radio"/> Closed Session Meeting Date Requested: <span style="font-size: 1.2em; font-family: cursive;">10-7-14</span>
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To: **Board of Supervisors**

Date: 10/01/2014

From: Chuck Iley, County Administrative Officer  
 (Department Head - please type)

Phone Ext. x470

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

Agenda Title: Waters of the United States

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

Discussion and possible action relative to the the definition of "Waters of the United States" Under the Clean Water Act. Mr. John Hofmann, County Consultant, will be present to discuss this matter with the Board.

Recommendation/Requested Action: \_\_\_\_\_

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

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

Request Reviewed by:

Chairman <u><i>TW</i></u>	Counsel <u><i>GG</i></u>
Auditor <u><i>EDJ</i></u>	GSA Director <u><i>Hep</i></u>
CAO <u><i>AI</i></u>	Risk Management <u><i>John</i></u>

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

\_\_\_\_\_

### FOR CLERK USE ONLY

Meeting Date <u>10-7-14</u>	Time _____	Item # <u>7</u>
Board Action: Approved Yes ___ No ___	Unanimous Vote: Yes ___ No ___	
Ayes: _____	Resolution _____	Ordinance _____
Noes _____	Resolution _____	Ordinance _____
Absent: _____	Comments: _____	Other: _____

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





RURAL COUNTY REPRESENTATIVES  
OF CALIFORNIA

August 29, 2014

Ms. Donna Downing  
Jurisdiction Team Leader  
U.S. Environmental Protection Agency  
1200 Pennsylvania Ave. NW  
Washington, DC 20460

Ms. Stacey Jensen  
Regulatory Program Manager  
U.S. Army Corps of Engineers  
441 G St. NW  
Washington, DC 20314

**RE: Definition of “Waters of the United States” Under the Clean Water Act  
(Docket Nos. EPA-HQ-OW-2011-0880; FRL-9901-47-OW)**

Dear Ms. Downing and Ms. Jensen:

The Rural County Representatives of California (RCRC) represents thirty-four rural counties across California. Our Board of Directors is comprised of one elected Supervisor from each member county, and our counties are tasked with a variety of permitting, maintenance, and decision-making responsibilities related to water conveyance, land use, and development in rural California communities. County Boards of Supervisors are vital in the stewardship of our state's water resources. They take the role very seriously and are committed to carrying out provisions of the Clean Water Act (CWA) to aid in better protection of our water systems. RCRC opposes the proposed rulemaking changing the definition of “Waters of the United States” under the CWA and asks that your agencies withdraw the rule immediately.

RCRC has been engaged in this issue through its various iterations, and filed extensive comments on the proposed “*Guidance to Identify Waters Protected by the Clean Water Act*” (Guidance) released in 2011. At that time, the proposed Guidance was highly controversial, with many stakeholders, including RCRC, believed it to be a drastic de facto jurisdictional expansion by your agencies. We are disappointed that you have decided to essentially repackage the Guidance into a proposed rule before

1215 K Street, Suite 1650, Sacramento, CA 95814 | [www.rcrcnet.org](http://www.rcrcnet.org) | 916.447.4806 | FAX: 916.448.3154

ALPINE AMADOR BUTTE CALAVERAS COLUSA DEL NORTE EL DORADO GLENN HUMBOLDT IMPERIAL INYO LAKE LASSEN MADERA MARIPOSA MENDOCINO  
MERCED MODOC MONO NAPA NEVADA PLACER PLUMAS SAN BENITO SHASTA SIERRA SISKIYOU SUTTER TEHAMA TRINITY TULARE TUOLUMNE YOLO YUBA

issuing the draft science report without extensive nationwide outreach to counties, farmers, landowners, and the other myriad stakeholders that this rule will impact should it be adopted. We are also frustrated that your agencies have attempted in the media to marginalize the valid concerns of stakeholders rather than conducting meaningful outreach to address the glaring problems with the proposed rule.

In light of our concerns, we would like to offer the following comments in opposition to the proposed rule:

**The changes to the definition of "Waters of the U.S." triggers new unfunded mandates on local governments by expanding federal jurisdiction**

The term "navigable water" has a distinct meaning in the CWA and requires state and local government administrative and regulatory actions that can increase the scope and cost of permitting. Changes to the definition of tributary, as well as the inclusion of the vague and relatively undefined "adjacent waters," will likely alter the way many water bodies are regulated.

For example, a tributary defined as a Water of the U.S. under this rule would have to be added to the list of impaired waters in the state. Such a listing will trigger a number of cost-prohibitive requirements on local governments, including but not limited to: the development of a use attainability study; the identification of designated beneficial uses; the adoption of site specific water quality objectives; the application of and compliance with numeric effluent limits, and the potential for a Total Maximum Daily Load allocation. These additional requirements will make counties subject to additional enforcement actions - including civil and criminal penalties - and place local governments at great risk of third-party litigation.

In addition, water supply systems could be defined as Waters of the U.S. under the new definition of a tributary as they convey flow to downstream water. These could include not only large federal and state water delivery systems, such as the California Aqueduct and the Colorado River Aqueduct, but also reservoirs and other water supply features constructed and managed by local and private interests.

Furthermore, even though your agencies have maintained that there is no intent to impact water reuse facilities, the rule does not clearly address reuse facilities associated with wastewater treatment systems. Reuse facilities were constructed to augment water supply for irrigation and sometimes drinking water, and were not designed with the objective to meet the parameters of the CWA. The rule needs to clearly state your agencies' intent for water reuse facilities.

**The proposed rule will hinder the ability of counties to manage public infrastructure ditch systems and impact public safety**

The expansion of the definition of Waters of the U.S., as drafted, will also force counties to seek Section 404 permits for the now-routine maintenance of such "waterways" as roadside ditches and storm water drains. Public infrastructure ditch systems can stretch for hundreds of miles across local jurisdictions, and it is unclear how these systems will be classified under the rule. This is particularly onerous for rural counties as many are already struggling with tough budgeting decisions in the face of diminishing funding from the state and decreased public appetite for approving new taxes to cover such costs. It also could dramatically interfere with the ability of counties to properly maintain roadways to keep them safe and accessible to rural residents, particularly since the U.S. Army Corps of Engineers (Corps) is already significantly backlogged in evaluating and processing of 404 permits.

Moreover, water conveyance systems for flood control purposes may also fall under the new definitions, which could ultimately hinder counties from ensuring public safety in extreme storm events. In the face of possible climate adaptation issues from sea level rise, the need to seek permits for maintenance of such systems would be a nearly insurmountable obstacle to developing effective adaptation strategies in emergency situations, and runs counter to the Administration's recent climate adaptation policies and calls to action.

**The rule must clarify the impacts on MS4 permits to avoid double regulation of permitted entities**

As it stands, the proposed rule provides no clarification on ditches used as conveyance for runoff in municipal storm water activities. Ditches are commonly used by municipalities for storm water discharge under the Municipal Separate Stormwater Sewer Systems (MS4) program, and such activities are already regulated as waste treatment systems under Section 402(p) of the CWA. The proposed rule would reclassify those ditches as Waters of the U.S., whereby the applicable control standard would no longer be maximum extent practicable under Section 402(p), but the attainment of water quality standards thereby requiring the imposition of numeric effluent limits.

California has imposed stricter standards on all storm water permittees, including MS4 permit holders, and the proposed rule as it stands would only serve to exacerbate the already difficult task of compliance for rural counties in our State by causing jurisdictional confusion and dramatically increased compliance costs. Many rural California counties have either recently been required to comply with the MS4 permit, or will be required to comply within the next permit cycle. The implementation costs for new permittees would increase exponentially if the proposed rule is not modified to include clarification and exemptions for MS4 permit holders.



Ms. Downing and Ms. Jensen  
Definition of "Waters of the United States"  
August 29, 2014  
Page 4

RCRC recommends that, should you choose to proceed with the rulemaking, you specifically include ditches and other conveyance methods used to comply with MS4 permits under the exemption for waste water treatment systems.

**The rulemaking should not have been initiated before the issuance of the draft science report**

Your agencies have stated that the draft science report, "Connectivity of Streams and Wetlands to Downstream Waters: A Review and Synthesis of the Scientific Evidence" is informing the proposed rule. However, you are moving forward with the rulemaking before the report has been finalized and released, making it impossible to truly use the conclusions from the report to inform this proposal. Moving forward with the proposed rule before the science report is finalized is bad public policy and premature at best, particularly when the proposal has the far-reaching impact that this one does. RCRC recommends that your agencies withdraw the rule so that a thorough review of the draft science report can be conducted before finalizing such a far-reaching regulatory proposal.

**The rule was developed without proper engagement of local and state governmental partners**

The CWA identifies state and local governments as partners in enforcing and implementing the Act, yet your agencies have proposed a rule that imposes all costs and responsibilities on these other partners. In Congressional testimony, the U.S. Environmental Protection Agency (EPA) representatives have been unable to name any public interests your agencies engaged with during development of the rule, which not only violates the spirit of the CWA, but also underscores the inadequate analysis of local impacts that will result from this rule. If your agencies decide to move forward with a change to the definition of "Waters of the U.S.," we strongly urge you to redraft the proposed rule and fully engage local and state governments in a meaningful process to draft the new rule.

In light of our comments, RCRC respectfully recommends that EPA and the Corps withdraw the proposed rule. Thank you for considering our comments, and encourage you to contact us if you have any questions.

Sincerely,



Staci Heaton  
Regulatory Affairs Advocate

cc: Members of the California State Congressional Delegation  
RCRC Board of Directors



# AGENDA TRANSMITTAL FORM

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

Meeting Date Requested:  
10/07/14

To: Board of Supervisors

Date: September 24, 2014

From: Jon Hopkins, Dir.  
(Department Head - please type)

Phone Ext. X759

Department Head Signature

Agenda Title: Award Bid No. ITB 14-20 for the sale of old courthouse properties

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

On Thursday September 25, at 1:30 PM Amador County Invitation to Bid ITB 14-20 Surplus Property for Sale APN 020-243-001, 020-243-002, 020-243-003, 020-243-004, 020-243-005 and 020-243-009 (Courthouse Properties) were received, opened and read publicly including the call for oral bids. Only one (1) bid was received by RTR Investments, Inc., DBA Court Street Place meeting the minimum price of \$350,000.00.

Recommendation: 1) Award Bid No. 14-20 to RTR Investments, Inc., DBA Court Street Place and accept the offer of \$350,000.00 for the courthouse properties and; 2) Authorize the preparation of escrow and closing documents by Coldwell Banker Award Realtors in conjunction with County Counsel and the General Services Director and; 3) Adopt the attached resolution.

Recommendation/Requested Action:

See above

Fiscal Impacts (attach budget transfer form if appropriate)

Staffing Impacts N/A

N/A

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

Comments: Bid Tabulation Form & Parcel map attached for reference.

Name \_\_\_\_\_

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

Request Reviewed by:

Chairman

Counsel GC

Auditor

GSA Director

CAO

Risk Management

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

GSA-Jon Hopkins; County Counsel-Gregory Gillott

### FOR CLERK USE ONLY

Meeting Date 10-7-14 Time \_\_\_\_\_ Item # 8

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



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

RESOLUTION SELLING OLD COURTHOUSE)  
PROPERTIES AS SURPLUS IN JACKSON, CALIFORNIA)

RESOLUTION NO. XX-XXX

BE IT RESOLVED by the Board of Supervisors of the County of Amador, State of California that as authorized by Government Code section 25526, said Board hereby declared its intention to sell certain real properties located adjacent to and including the Old Courthouse located in Jackson, California APN's: 020-243-001, 020-243-002, 020-243-003, 020-243-004, 020-243-005, 020-243-009. On June 24, 2014 said Board set forth terms and conditions upon which the Property shall be sold pursuant to Resolution No. 14-054.

BE IT FURTHER RESOLVED the Board of Supervisors approves the terms and conditions upon which the Property shall be sold pursuant to Resolution No. 14-054 and;

BE IT FURTHER RESOLVED one bid offer from RTR Investments, Inc. DBA Court Street Place located in Jackson, CA was received in the minimum amount of Three Hundred Fifty Thousand Dollars (\$350,000.00) and;

BE IT FURTHER RESOLVED the Board of Supervisors accepts the minimum bid offer of Three Hundred Fifty Thousand Dollars (\$350,000.00) and;

BE IT FURTHER RESOLVED the Chairman of said Board be and hereby is authorized to sign and execute all of the appropriate documents related to this matter and;

BE IT FURTHER RESOLVED that said Quitclaim Deed shall be recorded for the properties as described on Exhibit A and;

The foregoing resolution was duly passed and adopted by the Board of Supervisors of the County of Amador at a regular meeting thereof, held on the 7 day of October, 2014, by the following vote:

AYES: NOES: ABSENT

---

Chairman, Board of Supervisors

ATTEST:

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

EXHIBIT "A"  
LEGAL DESCRIPTION

Properties located in Jackson, California, more particularly described as follows:

1. APN 020-243-001  
204 Court Street  
42 Summit Street

2. APN 020-243-002

Being the West half (1/2) of Lot fourteen (14) in Block four (4) of the townsite of the town of Jackson, Amador County, California as said lot and block are laid down and delineated on the official records map of the townsite of the town of Jackson, California. Recorded December 1, 1977 in Book 320 Page 98 of Amador County Official Records  
208 Court Street

3. APN 020-243-003

The East half (1/2) of Lot fourteen (14) in Block four (4) as said lot and block are laid down and designated as such upon the official map of the said townsite of Jackson, California now on file and of record in the office of the County Recorder of said Amador County. Recorded April 23, 1976 in Book 288 Page 167 of Amador County Official Records  
214 Court Street

4. APN 020-243-004

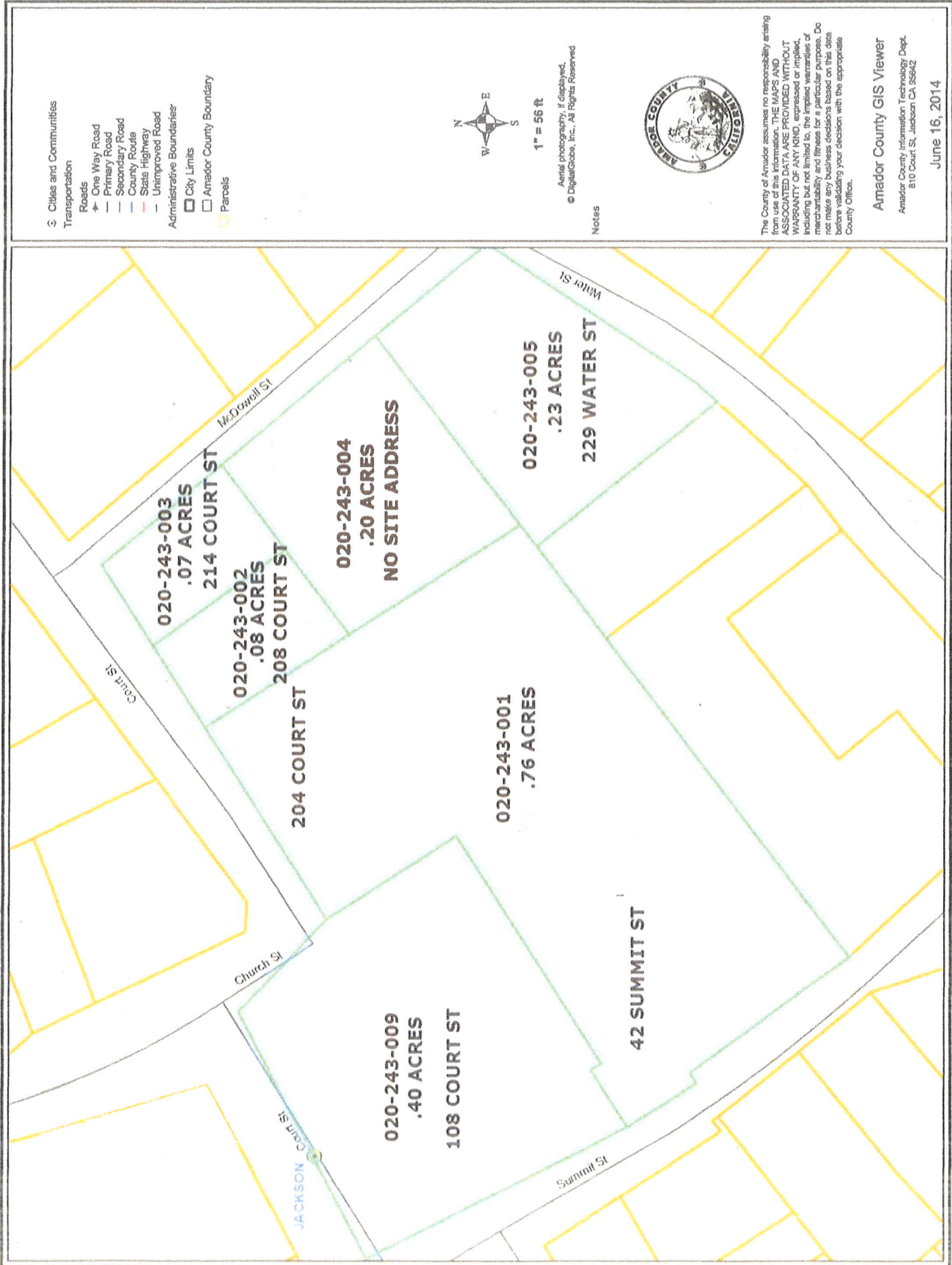
Lots fifteen (15) and sixteen (16) in Block four (4) of the townsite (now City) of Jackson, according to the official townsite map of said townsite of Jackson, now on file in the office of the County Recorder of said County of Amador. Together with improvements thereon. Recorded October 26, 1967 in Book 168 Page 217 of Amador County Official Records

5. APN 020-243-005

Lot No. seven (7), and the Easterly or Northeasterly, sixteen (16) feet of Lot No. eight (8), all in Block four (4), of Jackson townsite, as said lots and block are laid down and designated on the official map of said townsite now on file in the office of the County Recorder of said Amador County. Recorded August 25, 1983 in Book 432 Page 363 of Amador County Official Records  
229 Water Street

6. APN 020-243-009  
108 Court Street

# EXHIBIT "B"





**AGENDA TRANSMITTAL FORM**

To: **Board of Supervisors**

Date: 10/01/2014

From: Chuck Iley, County Administrative Officer  
(Department Head - please type)

Phone Ext. x470

<input checked="" type="radio"/> Regular Agenda
<input type="radio"/> Consent Agenda
<input type="radio"/> Blue Slip
<input type="radio"/> Closed Session
Meeting Date Requested: <u>10-7-14</u>

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

Agenda Title: Agricultural Commissioner and Sealer of Weights and Measures

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

Discussion and possible action relative to adoption of a Resolution approving the appointment of Ms. Patricia M. Lesky to a four year term as the Amador County Agricultural Commissioner and Sealer of Weights and Measures.

Recommendation/Requested Action:

Fiscal Impacts (attach budget transfer form if appropriate)

Staffing Impacts

Is a 4/5ths vote required?

Yes

No

Contract Attached:  Yes  No  N/A

Resolution Attached:  Yes  No  N/A

Ordinance Attached:  Yes  No  N/A

Committee Review?

N/A

Name \_\_\_\_\_

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

Comments: \_\_\_\_\_

Request Reviewed by:

Chairman [Signature]

Counsel [Signature]

Auditor [Signature]

GSA Director [Signature]

CAO [Signature]

Risk Management [Signature]

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

**FOR CLERK USE ONLY**

Meeting Date 10-7-14

Time \_\_\_\_\_

Item # 9

Board Action: Approved Yes \_\_\_ No \_\_\_ Unanimous Vote: Yes \_\_\_ No \_\_\_

Ayes: \_\_\_\_\_ Resolution \_\_\_\_\_ Ordinance \_\_\_\_\_ Other: \_\_\_\_\_

Noes \_\_\_\_\_ Resolution \_\_\_\_\_ Ordinance \_\_\_\_\_

Absent: \_\_\_\_\_ Comments: \_\_\_\_\_

Distributed on \_\_\_\_\_

A new ATF is required from \_\_\_\_\_

Department \_\_\_\_\_

Completed by \_\_\_\_\_

For meeting \_\_\_\_\_

of \_\_\_\_\_

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

ATTEST: \_\_\_\_\_

Clerk or Deputy Board Clerk

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

IN THE MATTER OF:

RESOLUTION APPROVING THE APPOINTMENT ) RESOLUTION NO.  
OF PATRICIA M. LESKY TO A FOUR YEAR TERM )  
AS AGRICULTURAL COMMISSIONER AND )  
SEALER OF WEIGHTS AND MEASURES )

BE IT RESOLVED by the Board of Supervisors of the County of Amador, State of California, that said Board does hereby approve the appointment of Patricia M. Lesky to a four year term as Agricultural Commissioner and Sealer of Weights and Measures, pursuant to Division 2, Chapter 2, Article 2, Section 2121 of the California Food and Agricultural Code; and

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

AYES:  
NOES:  
ABSENT:

\_\_\_\_\_  
Theodore F. Novelli, Chairman

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

\_\_\_\_\_  
Deputy



# AGENDA TRANSMITTAL FORM

To: Board of Supervisors  
Date: 10/02/2014  
From: Jennifer Burns, Clerk of the Board  
(Department Head - please type)

Phone Ext. x471

<input checked="" type="radio"/> Regular Agenda
<input type="radio"/> Consent Agenda
<input type="radio"/> Blue Slip
<input type="radio"/> Closed Session
Meeting Date Requested: <u>10/07/2014</u>

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

Agenda Title: Minutes

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

Review and approval of the September 23, 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

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)

## FOR CLERK USE ONLY

Meeting Date 10-7-14

Time \_\_\_\_\_

Item # 10

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 \_\_\_\_\_

Completed by \_\_\_\_\_

For meeting \_\_\_\_\_

of \_\_\_\_\_

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

ATTEST: \_\_\_\_\_

Clerk or Deputy Board Clerk