

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

**DATE:** Tuesday, February 24, 2015  
**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:**

Brian Oneto, Chairman, District V  
Louis D. Boitano, Supervisor, District IV  
John Plasse, Vice-Chairman, District I  
Lynn A. Morgan, Supervisor, District III

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

**Absent:** Richard M. Forster, Supervisor, District II (Attending the NACo Conference in Washington D.C.)

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.

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

**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 Oneto 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, and Darrell P. Murray, IEDA. Employee Organization: All Units

**ACTION: Update only.**

Conference **with County Counsel - Existing Litigation** [Government Code 54956.9(d)(1)]: Pine Grove Business Alliance v. County of Amador, et al; Del Rapini Construction, Inc., et al; Superior Court of the State of California in and for the County of Amador, Case No. 14CV9062.

**ACTION: Update only.**

**Confidential Minutes:** Review and approval of the confidential minutes of February 10, 2015.

**ACTION: The February 10, 2015 confidential minutes will be held over for approval at a future meeting.**

**At approximately 8:47 a.m., Supervisor Oneto left the closed session meeting to avoid any perceived conflict of interest issues due to his family owning property adjacent to the proposed Buena Vista Rancheria Casino site. Upon advice in the form of a letter from the Fair Political Practices Commission (FPPC) informing him that he could not participate in governmental decisions related to the efforts by the Ione Band of Miwoks to take land located near the town of Plymouth into trust for the construction of a proposed casino, Supervisor Oneto has recused himself from these matters.**

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

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: Update only.**

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

**ACTION: Update only.**

**Conference with County Counsel – Anticipated Litigation [Government Code 54956.9(d)(2)]:**  
Buena Vista Rancheria

**ACTION:** Update only.

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

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

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

**Absent:** Supervisor Forster

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

**Congressman Tom McClintock:** Ms. Kimberly Pruett from Congressman Tom McClintock's Office addressed the Board and stated the Congressman has been appointed Chairman of the Public Land Subcommittee and has received a copy the letter from the Board of Supervisors regarding the King Fire. Ms. Pruett stated the Congressman is setting priorities that Congress hopes will help assist local communities that are affected by forestry issues. Ms. Pruett also reported the Congressman has deemed the Secure Rural Schools Act to be the first priority and she is happy to report it till be fully funded. Ms. Pruett also took this time to thank the Board for allowing constituent office hours to take place monthly in the County Administration Center as well as utilization of the Board Chambers for the upcoming Town Hall meeting on March 12<sup>th</sup>. She also mentioned the wildfire disaster relief bill will be brought forward again which if passed will help with wildfire issues and funding options for such.

**Mid-Year Budget Update:** Mr. Chuck Iley, County Administrative Officer, addressed the Board and stated for those who are listening via live-streaming, the power point budget presentation that will be heard later in today's agenda is available currently online.

**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 Oneto stated the following item will be added to the Consent Agenda as an addendum for today's date.

**Administrative Agency:** Approval of a short term transfer between insurance accounts of \$100,000.00, Workers' Compensation to Property and increasing Professional and Specialized Services to pay for repairs/equipment damaged by water at the County Administration Center on February 8, 2015. When expenses are reimbursed by insurance, the short term loan will be repaid.

Chairman Oneto stated a portion of the following item relative to acceptance of the purchase of the rights-of-way will be on hold until final contracts are signed. Approval of the purchase agreements will go forward at this time.

**Transportation and Public Works:** Approval of two agreements for the purchase of rights-of-way from Joseph and Shirley Sinai (APN 008-230-020-501) in the amount of \$2,800.00 and William and Martha Engel, Nancy Engel Slenger (APN 008-230-001-000) in the amount of \$2,000.00 for the Bunker Hill Project.

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

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

**Absent:** Supervisor Forster

## **REGULAR AGENDA**

**General Services Administration:** Discussion and possible action relative to the Jail Project Agreement with Nacht & Lewis; and project delivery method discussion.

A complete copy of the Power Point presentation provided by Nacht & Lewis and the memorandum summarized by Mr. Jon Hopkins, General Services Director is incorporated in full in the Board packet for today's date and is available for viewing on the County website.

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

**MOTION:** It was moved by Supervisor Morgan, seconded by Supervisor Boitano and unanimously carried to approve the agreement with Nacht & Lewis in the amount not to exceed \$128,205.00 for Component 1 and 2; and authorize the Auditor to transfer funds from the Capital Facility Fee into Capital Improvement budget 1810-56185 in the amount of \$12,205.00; and continue this matter to the March 10, 2015 meeting to further discuss the project delivery method.

**Absent:** Supervisor Forster

**Mid-Year Budget Update:** Discussion and possible action relative to potential Board direction to the County Administrative Officer regarding his presentation which will outline the current 2014-2015 budget and provide a brief outlook and projections for the 2015-2016 budget.

Mr. Chuck Iley, County Administrative Officer, provided a Power Point presentation which is incorporated in full in the Board packet for today's date and available on the County website.

**ACTION:** Continued to March 10, 2015 for further discussion relative to options to close the budget gap faced by the Public Works Department.

**Environmental Health Department:** Discussion and possible action relative to an ordinance repealing Amador County Code Chapters 14.02, 14.04, 14.08, 14.16, 14.20 and 14.22 relating to water and wastewater services, construction standards and regulations for service within the various county service areas once provided by the Amador County Department of Water Resources. (Waive reading and schedule for adoption on the March 10, 2015 Consent Agenda).

Discussion ensued with the following action being taken.

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

**MOTION:** It was moved by Supervisor Plasse, seconded by Supervisor Boitano and unanimously carried to waive the reading repealing Amador County Code Chapters 14.02, 14.04, 14.08, 14.16, 14.20 and 14.22 relating to water and wastewater services, construction standards and regulations for service within the various county service areas once provided by the Amador County Department of Water Resources, and schedule for adoption on March 10, 2014.

**Absent:** Supervisor Forster

**Environmental Health Department:** Discussion and possible action relative to an ordinance repealing Amador County Code Chapters 7.04 which has been superseded by the California Retail Food Code and Chapter 7.12 which was adopted in 1899 and has been supplanted by federal and state programs to protect food production. (Waive reading and schedule for adoption on the March 10, 2015 Consent Agenda).

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

**MOTION:** It was moved by Supervisor Boitano, seconded by Supervisor Plasse and unanimously carried to waive the reading repealing Amador County Code Chapters 7.04 which has been superseded by the California Retail Food Code and Chapter 7.12 which was adopted in 1899 and has been supplanted by federal and state programs to protect food production, and schedule for adoption on March 10, 2015.

**Absent:** Supervisor Forster

**Rural County Representatives of California:** Discussion and possible action relative to an update by Chairman Brian Oneto relative to a recent meeting of the RCRC Board of Directors. (Continued from February 10, 2015).

**ACTION:** None. Presentation only.

**State Water Board Grazing Regulator Action Project (GRAP):** Discussion and possible action relative to approval of the Chairman's signature on a letter of opposition regarding the subject project relating to development of a regulatory program for grazing operations. (Continued from February 10, 2015).

Discussion ensued with the following action being taken.

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

**MOTION:** It was moved by Supervisor Morgan, seconded by Supervisor Plasse and unanimously carried to draft a letter of opposition relative to the State Water Board Grazing Regulator Action Project (GRAP) using the Sierra County letter as a template and bring back to the Board for review prior to sending.

**Absent:** Supervisor Forster

**Minutes:** Discussion and possible action relative to approval of the February 10, 2015 Board of Supervisors Meeting Minutes.

**ACTION:** The February 10, 2015 Board of Supervisors Meeting Minutes will be held over for approval on March 10, 2015.

**ADJOURNMENT:** Until Tuesday, March 10, 2015, at 8:30 a.m.

**Staff Contacts: Chuck Iley, County Administrative Officer  
Jennifer Burns, Clerk of the Board  
Teresa Wagstaff, Deputy Board Clerk I  
810 Court Street, Jackson, California 95642  
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**AMADOR COUNTY  
BOARD OF SUPERVISORS**

**CONSENT AGENDA**

**February 24, 2015**

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

**1. BUDGET MATTERS**

- A. **Veterans Services:** Approval of increase budget appropriations from donation of \$500.00 to Veterans Service Officer's budget.
- B. **Administrative Agency:** Approval of a short term transfer between insurance accounts of \$100,000.00, Workers' Compensation to Property and increasing Professional and Specialized Services to pay for repairs/equipment damaged by water at the County Administration Center on February 8, 2015. When expenses are reimbursed by insurance, the short term loan will be repaid. (Added, see page 3)

**2. TAX MATTERS**

- A. **Assessor's Office / Secured Roll Corrections:** Approval of the following: APN 015-210-020-000 (Transpac, LLC); APN 015-210-033-000 (Transpac, LLC); APN 030-160-020-000 (Miguel & Teresa Quintana); APN 044-200-118-000 (Bachich Family Revocable Trust); APN 044-200-119-000 (Bachich, Loren John & Mininger-Bachich Family Trust) APN 044-470-039-000 (Bachich, Loren John & Mininger-Bachich Family Trust); APN 015-210-020-000 (Transpac, LLC); APN 015-210-033-000 (Transpac, LLC).

**3. RESOLUTIONS**

- A. **Administrative Agency:** Approval to adopt a Resolution urging Congress to enact comprehensive fee-to-trust reform that respects tribal sovereignty and recognizes local Governments as meaningful and constructive stakeholders.

**4. AGREEMENTS**

- A. **Transportation and Public Works:** Approval of an Agreement for Purchase of Property for rights-of-way from James and Jennifer Dann (APN 042-171-001) at New York Ranch Road – opposite Trent Way in the amount of \$17,616.00.
- B. **Sheriff's Office:** Approval of an Amendment to original agreement (5/27/14) between Nevada County Sheriff's Office and the Amador County Sheriff's Office approving the ability for inmates from Amador County to be housed in Nevada County when deemed necessary by the Sheriff of Amador County or his designee. This Amendment extends the term of the existing agreement until July 8, 2016.

- C. **Sheriff's Office:** Approval of an agreement between the California Department of Corrections and Rehabilitation (CDCR) and the Amador County Sheriff's Office (ACSO) allowing the ACSO to house approved, long term, Amador County Inmates to CDCR fire camps.
- D. **Health and Human Services:** Approval of a Third Amendment to Services Agreement between County of Amador and *California Locums, P.C.*, (formerly known as LocumTenens.com, LLC) which updates the fee schedule to include Psychiatric Nurse Practitioner rates. The not to exceed amount has increased from \$100,000 to \$250,000.
- E. **Health and Human Services:** Approval of a Second Amendment of original agreement (dated 1/22/13) with BHC Heritage Oaks Hospital, Inc. to provide Psychiatric Inpatient Treatment Services to Amador County effective through June 30, 2015.
- F. **Transportation and Public Works:** Approval of two agreements for the purchase of rights-of-way from Joseph and Shirley Sinai (APN 008-230-020-501) in the amount of \$2,800.00 and William and Martha Engel, Nancy Engel Slenger (APN 008-230-001-000) in the amount of \$2,000.00 for the Bunker Hill Project. (Chairman Oneto stated a portion of this item relative to acceptance of the purchase of the rights-of-way will be on hold until final contracts are signed. Approval of the purchase agreements will go forward at this time).

5. **ORDINANCES**           None

6. **MISCELLANEOUS APPOINTMENTS/RESIGNATIONS**       None

7. **MISCELLANEOUS**

- A. **California State Association of Counties:** Approval of the appointment of Ms. Lisa Hopkins, Risk Manager to the CSAC Excess Insurance Authority Board.
- B. **General Services Administration:** Approval to dispense with the bidding procedures and authorize the Purchasing Agent to issue purchase orders, not to exceed \$50,000 utilizing the County's Dell Premier account to purchase Dell product storage devices and servers specifically until June 30, 2016.

8. **GENERAL CORRESPONDENCE**

- A. Application for Alcoholic Beverage License for *Safeway, Inc. #2778 (Fuel)* located at 12270 Industry Blvd., Martell, CA 95642.
- B. Amended Application for Alcoholic Beverage License for *Scott Harvey Wines* located at 10861 Shenandoah Road, Plymouth, CA 95669.
- C. Auditor's check register dated February 6, 2015 totaling \$299,059.63.

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 Brian Oneto, Chairman  
 Board of Supervisors

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

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