

Amador County Board of Supervisors
ACTION MINUTES
REGULAR MEETING

DATE: Tuesday, July 15, 2014
TIME: 8:30 a.m.
LOCATION: County Administration Center, 810 Court Street, Jackson, California

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

Present on Roll Call:

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

Absent: Richard M. Forster, Supervisor, District II (Naco Conference)

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.

PLEDGE OF ALLEGIANCE: Chairman Novelli 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 Novelli reported the following issues were reviewed in closed session:

1. **Conference with Labor Negotiators:** Pursuant to Government Code Section 54957.6. County Negotiator: Greg Gillott, County Counsel, Chuck Iley, County Administrative Officer, Scott Kasper, Human Resource Director and Diana Doughtie, IEDA. Employee Organization: All Units
2. **Conference with Property Negotiators:** APN 012-040-043-516-Sweet Pea (Terms and Conditions) County Negotiators: Jon Hopkins and Chuck Iley
3. **Conference with County Counsel-Public Employee Appointment** [Government Code Section 54957] Discussion and possible action relative to a Part-time Air District Manager & Air Pollution Control Officer (Pursuant to contract with Amador Air District).
4. **Conference with County Counsel - Existing Litigation** [Government Code 54956.9(a)]:
 - 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)
 - b. 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
5. **Conference with County Counsel – Potential Litigation** [Government Code 54956.9(b)]:
 - a. Buena Vista Rancheria [Government Code 54956.9 (b)]
 - b. Claim of Elaine Duran
 - c. Claim of Steve Duran
 - d. Claim of Linda Homan
6. **Confidential Minutes:** Review and approval of the confidential minutes of June 24, 2014.

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

ACTION: Approved pursuant to the following motion.

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

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.

REGULAR AGENDA

Retirement Resolutions: Discussion and possible action relative to adoption and presentation of resolutions recognizing the following employees upon their retirement from the County of Amador:

- a. Connie Murdock, Library (#14-056)
- b. Mike Boitano, Department of Agriculture and Weights and Measures (#14-057)
- c. John Vail, General Services/Animal Control (#14-058)
- d. John Joerke, Department of Transportation and Public Works (#14-059)
- e. Tony Maris, Environmental Health Department (#14-060)
- f. Estella Valdez, District Attorney's Office (#14-061)

ACTION: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Boitano, seconded by Supervisor Forster and unanimously carried to adopt the foregoing resolutions.

Chairman Novelli presented the Resolutions to the retirees at this time.

General Services Administration: Discussion and possible action relative to disposition of Rabb-Collins Estate personal property.

Mr. Jon Hopkins, General Services Director, addressed the Board and stated on March 25, 2014 the Board of Supervisors reviewed a list of items from the Rabb-Collins Estate of which the Amador County Historical Society recommended a portion of those to be accessioned to the Museum. Mr. Hopkins continued by stating the Board gave direction to staff to work with the Historical Society regarding the list of items approved by the Board to be taken to the Museum versus those items to be sold. In the meantime, he stated, the Amador County Historical Society reduced the items requested and those items are now displayed in the Museum. The reduction will result in items of greater value being recommended to be sold. Mr. Hopkins also noted the Board asked staff to research the best methods to sell the remaining property which resulted in the recommendations by Ms. Christine Poe, GSA Executive Assistant, which are incorporated in the Board packet for today's date.

Discussion ensued with the following action being taken.

ACTION: Direction given pursuant to the following motion.

MOTION:

Planning Department: Discussion and possible action relative to a presentation of the general outline of the process and tasks involved with the upcoming release of the Draft General

Plan and the Draft EIR for public review.

Community Development Agency: Discussion and possible action relative to approval of a request submitted by Edward and Cheryl Stephens authorizing a payment plan of their Traffic Mitigation Fees owed to the Public Works Department in the amount of \$6,380.00 for property located at 22701 Upton Road (APN 014-110-028).

Minutes: Discussion and possible action relative to review and approval of the May 13, 2014 and June 24, 2014, Board of Supervisors Meeting Minutes.

ACTION:

MOTION:

ADJOURNMENT: Until Tuesday, July 29, 2014, at 8:30 a.m.

**AMADOR COUNTY
BOARD OF SUPERVISORS**

CONSENT AGENDA

July 15, 2014

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. **General Services Administration:** Approval of increases to the Airport Budget Expense Line Item 7900-52393 (Special Projects) to allow the completion of the FAA Airport Improvement Project, PAPI light installation and Obstruction Mitigation and increase the Airport Budget Revenue Line Item 7900-45630 (Federal Aid) and 7900-45040 (State Aid) to offset the additional expenses.

2. TAX MATTERS

- A. **Assessor's Office / Secured Roll Corrections:** Approval of the following: APN 031-010-117-000 (US Small Business Administration); APN 031-060-015-000 (US Small Business Administration); APN 014-240-010-000 (McCormick Amie and Matthew); APN 014-240-010-000 (McCormick Amie and Mathew).

3. RESOLUTIONS

- A. **Treasurer / Tax Collector (#14-062):** Approval of a resolution approving the Schedule of Delinquent Unsecured Collection Fees that will allow the Tax Collector's Office to recover the actual average costs of collection for the listed delinquent unsecured collection actions.
- B. **Surveying and Engineering (#14-064):** Approval of a resolution issuing three (3) Certificates of Compliance to Raymond J. Albiani and Jacquelyn S. Albiani, Trustees of the Albiani Trust dated April 29, 2014, in the Willow Springs area (APN 008-050-007).
- C. **Planning Department (#14-064):** Approval of a resolution authorizing the rescission of a portion of California Land Conservation Act Contract #34 and the simultaneous re-entry into a new California Land Conservation Act Contract pursuant to a Boundary Line Adjustment Contract No. 426 *Howard Family Trust*.
- D. **Planning Department (#14-065):** Approval of a resolution acknowledging receipt of the Notice of Non-renewal for a portion of California Land Conservation Act Contract No. 25*Greilich Ranch*.

- E. **Library (#14-066):** Approval of a resolution honoring Ms. Linda Teagle upon her retirement after 17 years of service.
- F. **District Attorney (#14-067):** Approval of a resolution approving an application relative to the *Automobile Insurance Fraud Program* for the 2014-2015 Fiscal Year.
- G. **District Attorney (#14-068):** Approval of a resolution approving application relative to the *Workers' Compensation Insurance Fraud Program* for the 2014-2015 Fiscal Year.
- H. **District Attorney (#14-069):** Approval of a resolution approving an application relative to the *Life and Annuity Consumer Protection Program* for the 2014-2015 Fiscal Year.
- I. **Health and Human Services (#14-070):** Approval of a resolution approving the State of California Department Health and Human Services Agency Health Care Services Amended Contract No. 12-89237 for *Substance Use Disorder Services* that was increased by \$5,466.00.
- J. **General Services Administration (#14-071):** Approval of a resolution declaring 8.72 Acres as Surplus and Intention to Sell real property (APN 030-060-062) lying southerly of the County Road leading from Volcano to the Red Corral in Pioneer, California.
- K. **General Services Administration (#14-072):** Approval of a resolution declaring .05 acre Lot as surplus and the County's Intention to Sell real property located at Lot 498 (APN 003-022-007) Lake Camanche Village Unit 1 at 4431 Newman Court, Ione, California.
- L. **Administrative Agency (#14-073):** Approval of a Revised Resolution for the Salaries and Benefits for Management showing effective July 9, 2014, Agricultural Commissioner position has been added and Salary is \$8,101.00. If the Air Pollution Control Officer Classification is assigned to the Agricultural Commissioner, the pay will reflect a 10% increase.
- M. **Health and Human Services:** Approval of resolutions for the following employees retiring from the Health and Human Services Agency:
 - Alana Mitchell – Social Services (No. 14-074)
 - Linda Mason – Social Services (No.14-075)
 - Virginia Branson – Social Services (No. 14-076)
 - Kimberly Crippen – Social Services (No. 14-077)
 - Paul Severson – Alcohol and Drug Services (No. 14-078)
 - Patricia Bartosiewicz – Social Services (No.14-079)

4. **AGREEMENTS**

- A. **Assessor's Office:** Approval of an amendment to original agreement dated July 1, 2013, between County of Amador and *Harold W. Bertholf, Inc.* for Mineral Appraisals for Leask Howard assessment appeals. The amendment includes the New Fee Schedule for 2014 and extends the agreement to June 30, 2015.
- B. **Assessor's Office:** Approval of an agreement between County of Amador and *Kronick Moskovitz Tiedemann and Girad* for Service of Special Counsel, for Leask/Howard/Unmin Properties through June 30, 2015.

- C. **Planning Department:** Approval of a minor Amendment to Reclamation Plan, relative to Amador County Code Section 7.36.180 – Surface Mining, to administratively update ownership, operator, and boundaries for the area covered by the Reclamation Plan (RP 93-1) requested by *Horseshoe 'A' Mining Co., dba Upper Dry Creek Slate Mine*.
- D. **Planning Department:** Approval of a minor amendment requested by *ARA Edwin Clays, LLC* pursuant to Amador County Code Section 7.36.180 – Surface Mining, to extend the termination date for the Gage Pit Reclamation Plan (RP 95-1) from 2014 to 2050 to adjust for current market conditions and forecasting.
- E. **Health and Human Services:** Approval of a First Amendment to original agreement (6/25/13) with *First 5 Amador* to provide outreach and engagement services to children aged 0-5 and their families/caretakers in Amador County.
- F. **Health and Human Services:** Approval of a Second Amendment to original agreement (6/12/12) with *LocumTenens.com, LLC* for providing temporary psychiatric coverage, if needed, for Amador County Behavioral Health clients.
- G. **Health and Human Services:** Approval of a First Amendment to original agreement (1/28/13) between the County of Amador and *William Halloran, M.D.* to provide child psychiatry services.
- H. **Health and Human Services:** Approval of a First Amendment to original agreement (10/8/13) with *Victor Treatment Centers*, a residential treatment facility for youth and young adults, resulting from mental, behavioral, or emotional disorders.
- I. **General Services Administration:** Approval of changes to Purchasing Policy, Operations and Ordinance and dispense with the formal bid procedures and enter into an agreement with *Office Depot* for office supplies and printing services.
- J. **General Services Administration:** Approval of a request to award Bid ITB 14-14 to *Hertzig* in Mokelumne Hill for Sheriff's Office Overlay Project in the amount of \$38,878.00.
- K. **General Services Administration:** Approval of RFQ 14-03 for On-Call Professional Services to be used on various Public Works projects until July 31, 2017.
- L. **General Services Administration:** Approval to award RFP 14-12 to *Nexus* for the following Proposals and authorize the Chairman to execute said agreements for the programs listed contingent upon the Health and Human Services Director and County Counsel's approval:
 - **Proposal A-Building Blocks of Resiliency Program** not to exceed \$40,000.00
 - **Proposal B-Community Outreach & Engagement** not to exceed \$130,000.00
 - **Proposal C-Promotores de Salud Program** not to exceed \$30,000.00
 - **Proposal D-Youth Empowerment Program/Project SUCCESS** not to exceed \$40,000.00
 - **Proposal E-Substance Abuse Prevention Program** not to exceed \$84,276.00
- M. **Transportation and Public Works:** Approval of an Agreement for Purchase of Property from *Wetsel-Oviatt Lumber Company* for two parcels (APN 023-010-025 and 021-050-041) at a cost of \$1,000.00 per acquisition for the construction of turnouts along Fiddletown Road.
- N. **Administrative Agency:** Approval of an agreement with *Parcelquest* for use of their database for internal use free of charge.

5. **ORDINANCES** None

6. **MISCELLANEOUS APPOINTMENTS/RESIGNATIONS** None

7. **MISCELLANEOUS**

- A. **Recorder / Clerk:** Approval of a request to convert an extra-help position in Elections to a full-time position to be split between Elections and Clerk/Recorder. The full-time position, Recorder Clerk1/Elections Support Worker, will be funded by an increase in recording fees, Recorder trust funds as well as budget line item reductions in Elections.
- B. **Administrative Agency:** Approval of the County Administrative Officer's signature on a letter requesting the California Debt Limit Allocation Committee (CDLAC) assign Amador County's 2014 allocation to California Home Finance Authority (CHF) for inclusion in their Mortgage Credit Certificate Program.
- C. **Health and Human Services:** Approval of a request to hire one (1) Eligibility Worker I/II due to employee accepting a position in the Conservator's office.
- D. **Health and Human Services:** Approval of a request to hire one (1) Administrative Assistant I due to employee accepting another position in Social Services.
- E. **General Services Administration:** Approval to dispense with the formal bidding procedures and authorize the Purchasing Agent to issue a purchase order in the amount of \$20,059.04 for one (1) used 2011 Ford Escape SUV 4x4 from Jeff Holman Auto Center for Sheriff's Office ACCNET division.

8. **GENERAL CORRESPONDENCE**

- A. A Notice of Proposed Regulatory Action from the *State Fish and Game Commission* relative to take of rare plants, which will be published in the California Regulatory Notice register. Mr. Craig Martz, Regulations Unit Manager, Department of Fish and Wildlife, telephone number (916) 653-4674, has been designated to respond to questions on the substance of the proposed regulations.
- B. A Notice of Proposed Regulatory Action from the *State Fish and Game Commission* relative to harvest of herring and harvesting of herring eggs, which will be published in the California Regulatory Notice Register. Mr. Ryan Bartling, Marine region, Department of Fish and Wildlife, telephone number (707) 576-2877, has been designated to respond to questions on the substance of the proposed regulations.
- C. A Notice of Proposed Regulatory Action from the *State Fish and Game Commission* relating to a minimum hole diameter for commercial hagfish traps, which be published in the California Regulatory Notice Register. Dr. Craig Shuman, Manager, Marine Region, Department of Fish and Wildlife, telephone number (805) 568-1246, has been designated to respond to questions on the substance of the proposed regulations.
- D. Memorandum from the Environmental Health Department relative to a recap of activity during the month of June 2014 totaling \$8,109.50.
- E. Auditor's check register dated June 23, 2014 totaling \$ 415,203.80.
- F. Auditor's check register dated June 30, 2014 totaling \$ 362,921.45.

- G. Auditor's check register dated July 2, 2014 totaling \$ 248,431.35.
- H. Letter of Commendation dated July 1, 2014, from Mr. Bill Dwyer thanking Ron's road crew for the brushing done on Homestead Road.

THEODORE F. NOVELLI, Chairman
Board of Supervisors

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

Deputy