

AGENDA TRANSMITTAL FORM

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| <input checked="" type="radio"/> Regular Agenda <input type="radio"/> Consent Agenda <input type="radio"/> Blue Slip <input type="radio"/> Closed Session Meeting Date Requested: 02/09/2016 |
|---|

To: Board of Supervisors

Date: 02/03/2016

From: Brian Oneto, District V Supervisor
 (Department Head - please type)

Phone Ext. x470

Department Head Signature _____

Agenda Title: North County Water Supply/Use/Storage Study

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

Discussion and possible action relative to a request from the City of Plymouth for funding in the amount of \$30,000.00 from the Water Supply Fund to cover the cost of the initial study to develop and review alternatives for reliable surface water supplies for the Shenandoah Valley Region and other north County areas.

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 _____ Counsel GG

Auditor JOR GSA Director Hop

CAO OC Risk Management [Signature]

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

Auditor

FOR CLERK USE ONLY

Meeting Date 2-9-16 Time _____ Item # 8

Board Action: Approved Yes ___ No ___ Unanimous Vote: Yes ___ No ___

Ayes: _____ Resolution _____ Ordinance _____ Other: _____

Noes: _____ Resolution _____ Ordinance _____

Absent: _____ Comments: _____

Distributed on _____

Completed by _____

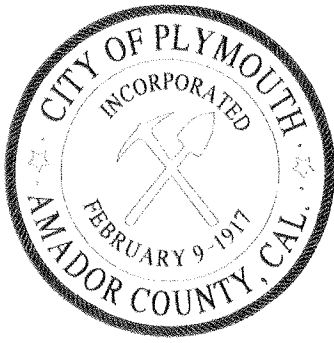
A new ATF is required from _____ Department For meeting of _____

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

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Print Form



City of Plymouth CALIFORNIA

February 2, 2016

Amador County Board of Supervisors
810 Court Street Jackson, CA 95642

Request for funding: North County Water Supply/Use/Storage Study -

Water Supply for the North Amador County has historically been provided by a series of ditches and groundwater wells. In the mid 1970's when the Cosumnes river went dry, the State Department of Water Resources declared the water source non-firm and commercial wells were drilled to supplement the water supply for the City of Plymouth. Aquifers are an anomaly in this area of the County and water is found in pockets of the fractured rock zone. Wells drilled in any given area can have adverse effects on other adjacent wells. Many Vineyards planted in the Shenandoah Valley rely on dry farming with low yields in below average rain fall years.

The Plymouth Arroyo Ditch was the primary source of water for Industrial and domestic uses for the City of Plymouth and surrounding areas for over a century. It was developed for the gold mines and ultimately became the source of domestic water as well. For much of it's history the ditch was run by private owners, it was then run by the Amador Water Agency for the County and ultimately most recently it has been run by the City for Plymouth. The diversion right is 30 CFS (Cubic Feet per Second). The City attempted to build a storage reservoir in the mid 1990's and did all of the preliminary engineering and environmental work, but the project didn't move forward. Ten years later as the drought cycle intensified and the well production could not keep up, the City received a \$5 million grant and a \$3 million low interest USDA loan to build a pipeline with AWA for domestic water use.

The City continues to utilize the ditch for raw water purposes. In 2014 the Sand Fire impacted about the first 9 miles of the 17 mile long structure. Diversions are still possible from the South Fork diversion structure and the creeks below that point. The City has received funds from a California Disaster Assistance Grant and is working with the County to secure a loan for the local match. The preliminary estimate is \$1 million for repairs. Once repairs are completed the City will be ready to resume full diversions again.

Protecting water supply resources and ensuring reliable water supplies for Amador County residents is critical for the future and sustainability of Amador County. Water supply impacts strain the local economy and restrict our emerging, revenue producing wine industry/agricultural community. As a result of the drought the State of California, and to a lesser degree, Federal agencies are scrutinizing our local water resources like never before.

Recently, the City was approached by a group of vineyard owners in the Shenandoah Valley Region (Amador Water Group) that have been experiencing various problems with groundwater supplies. Water is critical for the agricultural community in the Shenandoah Valley. Amador Water Agency recommended that this group of property owners seek the assistance of the City as the water purveyor to investigate options for a reliable surface water supply which would include, among other options, a diversion from the Consumes River in association with the Arroyo Ditch water rights.

To effectively address these and other important water challenges, the City of Plymouth in collaboration with the Amador Water Agency, and the private sector Amador Water Group, have come together to co-operatively and strategically address this water challenge. This effort is unique in that it is a true public/private partnership.

The goal of our outreach to the Amador County Board of Supervisors/Amador County Water Supply Fund is to fund a mutually beneficial Surface Water Study in order to investigate those potential surface water supply opportunities for agricultural uses or other potential needs in the Shenandoah Valley Region and north County as well as to develop a series of potential recommendations for consideration.

This proposed surface water study for the Shenandoah Valley Region will build on available information and seek opportunities to collaborate where possible to bring about efficient and effective water supply alternatives for further consideration. The Water Supply Fund was created for this fundamental purpose. The City is requesting that the Water Supply Fund provide up to \$30,000 to cover the cost of this initial study to develop and review alternatives for reliable surface water supplies for the Shenandoah Valley Region and other north County areas.

ATTACHED TO THIS WATER STUDY REQUEST ARE THE FOLLOWING DOCUMENTS:

- A. Map of vineyards in the Shenandoah Valley
 - R Letter from Amador Water Group seeking a reliable water supply service from the City of Plymouth C
- Shenandoah Valley Agricultural Water Supply Study
Overview

Shenandoah Valley Agricultural Water Supply Study

Study Overview

The purpose of the study is to investigate potential surface water supplies for the agricultural uses in the Shenandoah Valley. Although a few vineyards and other agricultural crops in the Shenandoah Valley have access to surface water, most rely on ground water for irrigation. Several vineyards have reported difficulty getting adequate and reliable ground water supplies for their agricultural operations. There are currently 3,000 acres of wine grapes in the Shenandoah Valley producing an estimated \$ 60 Million in gross revenue . A reliable water supply is critical for the viability of agricultural operations in the Shenandoah Valley.

The anticipated agricultural surface water needs is estimated between 1,000-2,000 acre feet annually for the purposes of this study. Specific participating property owners and water needs will be refined through discussions with property owners as more information is available from the study. It is assumed that a public agency will own and operate the facilities and be responsible for serving the agricultural users in the Shenandoah Valley.

This proposed study would look at potential alternatives for surface water supplies for the Shenandoah Valley agricultural needs. Each alternative will be evaluated at a minimum for reliability, source of supply, meeting water supply needs, potential environmental impacts, potential complications for permit approval and construction, cost of construction, and cost of operation and maintenance. A map showing all alternatives will be included with the study. The five top rated alternatives will be reviewed in more detail with preliminary design features, budgetary construction costs, estimated cost of operation and maintenance, and potential environmental constraints. The preliminary study cost estimate is \$30,000-\$50,000.

It is intended that this study will provide adequate information for selecting a preferred alternative and confirm property owner participation in the project. The study will also provide sufficient cost information for seeking funding opportunities.

The next steps following the study will include environmental review, construction plans and specifications, and construction funding.

TO: The Amador County Board of Supervisors

From : The Amador Water Group

Date: February 1, 2016

Subject: Shenandoah Valley Water Study

As you know vineyards and wineries in The Shenandoah Valley have been experiencing various problems with ground water supplies in The Valley. The drought and other factors have created a water situation that has resulted in the creation of the Amador Water Group. Wineries/ vineyards involved in the Amador Water Group include: Vino Noceto, Helwig, Deaver, Terra D'Oro, Renwood, Turley, Bella Victoria , Andis and Wilderotter.

With water supply impacting our local economy and restricting our emerging revenue producing wine industry and agricultural community our group has joined together to help address this ever-growing water challenge. The Amador Water Group , in collaboration with The City of Plymouth and The Amador Water Agency, fully supports the request to The Amador County Board of Supervisors for a mutually beneficial Shenandoah Valley Surface Water Study. The goal of the study is to investigate potential surface water opportunities for agricultural uses in the Shenandoah Valley and to develop a series of potential recommendations for consideration.

We believe this study is critically important to the long-term economic viability of the Shenandoah Valley Wine Region. Thank you for your consideration of this important water study proposal.



Economic Analysis Model for Amador County

Amador County Business Council and the Amador Economic Development Partnership

Report 3: Demonstration Economic Impact Analysis Of a Hypothetical Winery Project

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Economic Analysis Model for Amador County

INTRODUCTION

This is the 3rd report in a study titled "**Economic Analysis Model for Amador County, California**" being performed by Dr. Robert Fountain, *Regional Economics Consulting*, for the *Amador County Business Council* and the *Amador Economic Development Partnership*. The outcome of this project will be a model for selection and evaluation of economic development, land use, transportation, and public services decisions in Amador County.

Two previous studies have been completed and presented:

Report 1 Preliminary Draft Economic Overview of Amador County Economy

Report 2: Analysis of the Amador County Economic Structure

This Report 3 is a demonstration of the process for conducting economic impact analysis using the model. The demonstration will illustrate the process of defining the project, identifying the descriptive variables, running the model, and summarizing the economic impacts measured for the project.

This demonstration analysis will be based upon a hypothetical expansion of the winery industry in Amador County. This industry sector was chosen because it has a high locational quotient measurement, indicating that Amador County has a natural advantage for this industry and therefore a high potential for expansion of this industry sector.

The analysis is not based on any actual existing or proposed winery project. It is a purely hypothetical project based on typical or average operation and economic characteristics of the existing winery industry in Amador County. The project scale was selected as one which would compare to a 5% expansion in the existing Amador County winery sector. This is a project large enough to illustrate the substantial economic benefits but small enough to be feasible within the existing scale of fixed infrastructure and other potential limitations in Amador County.



Economic Analysis Model for Amador County

EXECUTIVE SUMMARY

This report is an example of the potential value of the Economic Analysis Model for Amador County in evaluating a hypothetical economic development activity. The example is based on a scenario of an increase in activity in the Wineries sector, with hypothetical data from an assumption that the project will increase the output of the Wineries sector by 5 percent of the current sector output. That assumption yields an estimate of \$4,839,222 rounded off to \$4.9 million in annual output (revenues), which is used as the Industry Sales input for the Amador County IMPLAN model. This analysis is for the operation of the hypothetical winery, and gives an annual estimate for the term of the economic life of the project. «No analysis of construction activity or other plant and equipment assembly is contained in the analysis due to the lack of data for that activity, which would create a one-time economic impact for construction sector activity.

The output of the analysis shows that:

TOTAL EFFECTS: The \$4.9 million in annual direct winery output (revenues) will create a total effect Of \$6.7 million in total output and 32.4 annual full time equivalent employment (FTE) in Amador County.

INDIRECT EFFECTS: In addition to the \$4.9 million direct revenues from the Winery operation, an **additional \$1.28 million in output and 14.8 FTE employees will be created through the indirect effects** of purchases made by the winery operation from local firms in the County, which creates additional employment, wages, profits, and local tax generation. The indirect component is very large in this example because the IMPLAN model estimates that about 80% of purchases by the Winery will be made within Amador County, with major components from local agricultural firms and other winery operations, probably purchases of wine grapes and bulk wine sales.

INDUCED EFFECTS: Additional **induced economic effects** would occur through the household expenditures of employees of the winery and indirect sectors, totaling \$493,739 and 3.6 FTE employees.

LOCAL TAX GENERATION: Increases in Local government revenues will also be generated through sales, property, vehicle, and utility services, in the amount of about \$359,457 per year, but not all of the revenue generated by the increased economic activity will be allocated to the local governments due to the constantly changing sharing of revenues between the Local and State levels of government.



Economic Analysis Model for Amador County

Data for the Hypothetical Project

The data for this hypothetical project is based on the overall size of the winery industry in Amador County. The data required to run the IMPLAN model would include 3 indicators of the size of the project: the total output (net business revenues); the number of employees; and the capital outlays for plant and equipment if expansion of the physical facility is required. All other measures will be generated by the model based on the existing structure of this industry in Amador County.

Figure 1. Data for the scenario

| Total Direct for Wineries in Amador County | |
|--|--------------|
| Industry Code | 109 |
| Description | Wineries |
| Employment | 286 |
| Output | \$96,784,431 |
| Employee Compensation | \$11,500,875 |
| Proprietor Income | \$1,197,000 |
| Other Property Type Income | \$7,994,462 |
| Tax on Production and Imports | \$5,699,458 |
| 5% Direct Data for Hypothetical Project inputs | |
| Employment | 14.3 |

Scenario Analysis

The use of the model to estimate the economic impacts resulting from a project is called a Scenario Analysis. The demonstration analysis will be for a winery with \$4,839,222 in net annual sales revenues (Output) with 14.3 internal full time annual equivalent employees. This analysis will not address construction or other capital investment requirements.

| | |
|--------|-------------|
| Output | \$4,839,222 |
|--------|-------------|

Data for Direct Activities only. Source: IMPLAN 2013

Figure 2. IMPLAN Inputs

| IMPLAN INPUTS AND PROJECT COMPUTATIONS | | | | | | | |
|--|----------------|-----------------------|-------------------|------------|----------------------------|---------------------------|-------|
| Sector 109 | Industry Sales | Employee Compensation | Proprietor Income | Employment | Event Output Year Deflator | I GDP Deflator Percentage | |
| Wineries | \$4,900,000 | 14 28 | \$583,41499 | \$60.721 | 2015 1.037 | 1.039 | 8023% |

The table above is generated as part of the input process by the IMPLAN model. It requires only one input to do this: either total employment or industry sales (output). The rest of the data is computed based on the model data for existing wineries in Amador County.

The local purchase percentage is computed by the model based on information obtained from the County business patterns data for existing wineries operating in Amador County. The



Economic Analysis Model for Amador County

Amador County Business Coumтт and the Amador Economic Dtvitopment Ptrtrnrship

80.23% local purchase percentage indicates that most of the inputs (indirect sectors) required by the winery and the direct labor are acquired within the County.

Next the full input-output analysis is computed. In this computation the full impact of the new project is computed, a process which is computationally extensive and may take several minutes of computer time to accomplish. This process computes the effect on every sector of the economy which receives any payments from the winery production process; the transactions between inter-industry firms and each other; labor payments; payments to the firm's owners; and to local government tax revenues. The model also computes the induced impacts, which are the employee household expenditures on firms providing household goods and services.

The Model Outputs

Figure 3. Summary of Output

| Impact Type | Employment | Labor Income | Value Added | Output |
|---------------------|------------|--------------|-------------|--------|
| | | | \$659.5< | |
| | | | 78,168 | 2.739 |
| Total Effect | | | | |

The summary of the impact analysis is shown in the above table.

The Output Impacts

- The top row is the direct effects we put into the model (\$4,900,000 in output and 14 employees) plus the computation of Value Added, which is the summary of labor, capital, and proprietors' contribution to the value of the output product.
- The Indirect Effects are the additional revenues created by firms in other sectors who are suppliers of goods and services to the Winery firm. The indirect effects for this scenario are \$1,280, 687 in output and 14.8 employees (note that there are more indirect employees than direct employees).
- The Induced Effects are the results of expenditures by employees of the direct and indirect effects. The induced effects are \$492,739 in output and 3.6 employees.



Economic Analysis Model for Amador County

Amador County Business Council and the Amador Economic Development Partnership

The \$6.673 million Total Output is the total impact on the local economy from the \$4.9 million in winery revenues. In this example, the total impact is $\$6.673/4.9 = 1.36$ times the Direct Input, which is called the Output Multiplier. This amplification of the direct operations of the winery occurs because of the indirect and induced impacts on the economy; although these added components (\$1.28 million indirect output and \$492 thousand in induced output) is the part of the analysis cannot be measured without the IMPLAN input-output analysis.

A similar multiplier computation can be made from the employment data. The 14 direct employees working at the winery are not the total employment, but are joined by 14.8 indirect employees and 3.6 Induced employees, for a total of 32 total employees. The employment multiplier is $32.4/14.0 = 2.3$, so the Winery is responsible for generating twice as much employment as it employs directly. (Note that the indirect employment is actually higher than the direct employment, due to the fact that over 80 % of the operating expenditures for the winery remain in Amador County.)



Economic Analysis Model for Amador County

Amador County Business Council and the Amador Economic Development Partnership

Details of the Economic Effects

One of the most important aspects of the economic impact analysis is that it shows the way the scenario affects the other components of the local economy. This is illustrated in the figures below.

Figure 4. Details of the Indirect and Induced Effects on Sectors in Amador County

| Output Impacts: Details of Hypothetical Wineries Scenario | | | | | | |
|---|---|-------------|-------------|-----------|-------------|------------------|
| Sector | Description | Direct | Indirect | Induced | Total | Percent of Total |
| | Total | \$4,900,000 | \$1,280,687 | \$492,739 | \$6,673,426 | 100.0% |
| 109 | Wineries | \$4,900,000 | \$157,071 | \$998 | \$5,058,070 | 75.8% |
| 4 | Fruit farming | \$0 | \$304,601 | \$547 | \$305,148 | 4.6% |
| 395 | Wholesale trade | \$0 | \$196,391 | \$17,835 | \$214,226 | 3.2% |
| 441 | Owner-occupied dwellings | \$0 | \$0 | \$95,149 | \$95,149 | 1.4% |
| 525 | Local government electric utilities | \$0 | \$56,243 | \$17,348 | \$73,591 | 1.1% |
| 440 | Real estate | \$0 | \$32,903 | \$40,276 | \$73,180 | 1.1% |
| 411 | Truck transportation | \$0 | \$60,578 | \$3,909 | \$64,487 | 1.0% |
| 446 | Lessors of nonfinancial intangible assets | \$0 | \$61,369 | \$586 | \$61,955 | 0.9% |
| 526 | Other local government enterprises | \$0 | \$32,186 | \$15,606 | \$47,792 | 0.7% |
| 427 | Wired telecommunications carriers | \$0 | \$25,424 | \$17,869 | \$43,293 | 0.6% |
| 471 | Waste management and remediation services | \$0 | \$30,943 | \$2,323 | \$33,266 | 0.5% |
| 438 | Insurance agencies, brokerages, related | \$0 | \$26,629 | \$4,263 | \$30,892 | 0.5% |
| 448 | Accounting, tax preparation, bookkeeping | \$0 | \$24,845 | \$3,317 | \$28,161 | 0.4% |
| 482 | Hospitals | \$0 | \$0 | \$27,415 | \$27,415 | 0.4% |
| 19 | Support activities for agriculture and forestry | \$0 | \$23,281 | \$101 | \$23,382 | 0.4% |

Data is truncated for brevity to include only sectors with over \$23,000 in revenues, which includes about 92% of total output.

The Output Impacts table shows how the outputs (revenues) of businesses in the top sectors are impacted by the scenario.

The direct column contains only the output assumed for the scenario analysis. If the scenario had included additional industry sectors, such as expenditures for construction of new plant and equipment, the direct input data for those other types of projects would appear in this column.



Economic Analysis Model for Amador County

Amador County Business Council and the Amador Economic Development Partnership

The indirect column shows that the project will generate \$1.28 million through indirect expenditures which the winery would purchase from other local industry sectors. The largest impact of \$304,601 is the Fruit Farming sector, the wine growing sectors of the agricultural economy from which the winery would purchase grapes or partially processed wine. The Amador County Wholesale Trade sector would receive the second highest indirect impact of \$196,391. The third largest sector impact is \$157,071 within the wineries sector itself, which represents purchases from other wineries in Amador County, and could include bulk wines and other intermediate products.

The scenario also creates revenues in the induced sectors, resulting from household consumption by the employees in the direct and indirect sectors. The total of the induced sectors is \$492,738, with the largest induced revenues to the owner-occupied dwellings sector (\$95,149), Real Estate (\$40,246), and Hospitals (\$27,415). Significant revenues also went to most of the household consumption sectors, including utilities, communications, and other local government enterprises (water service, waste removal).

Local Tax Generation

Figure 5. Local Tax Revenues

The IMPLAN model creates estimates of local tax generation based primarily on the actual payments reported by businesses and households in the Census of Employment and Wages databased and the Quarterly Business Patterns data. It is not based on local tax rates or local tax revenue actually received.

The estimate for the Winery scenario is an increase in local tax generation of \$359,457 per year over the economic life of the project.

Local Tax Revenues Generated by Scenario

| | Businesses |
|--|-------------------|
| Tax on Production and Imports: Sales Tax | \$173,348 |
| Tax on Production and Imports: Property Tax | \$146,215 |
| Tax on Production and Imports: Motor Vehicle Lie | \$3,600 |
| Tax on Production and Imports: Other Taxes | \$26,577 |
| Tax on Production and Imports: S/L NonTaxes | \$2,540 |
| | Households |
| Personal Tax: NonTaxes (Fines- Fees) | \$5,529 |
| Personal Tax: Motor Vehicle License | \$1,053 |
| Personal Tax: Property Taxes | \$404 |
| Personal Tax: Other Tax (Fish/Hunt) | \$191 |
| Total State & Local Taxes | \$359,457 |

Note: Table shows tax generation, not actual allocation between State and local government

Analysis Model for Amador County

Am&tor County Business Council and the Amador Economic Development Partnership

These are estimates of generation, not allocation. These estimates may not be consistent with actual local tax revenues because of complex distribution between State and Local governments, and frequent revisions in California tax rules and collection methods.

The major components are the local sales tax generation (which contains some redistributed sales taxes from high value retail purchases made in other Counties by Amador residents) and the property taxes, which includes not only taxes on residential property but also taxes on real estate and production assets of business firms.

AGENDA TRANSMITTAL FORM

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|----------------------------------|----------------|
| <input checked="" type="radio"/> | Regular Agenda |
| <input type="radio"/> | Consent Agenda |
| <input type="radio"/> | Blue Slip |
| <input type="radio"/> | Closed Session |
| Meeting Date Requested: | |
| 02/09/2016 | |

To: Board of Supervisors

Date: 02/03/2016

From: Chuck Iley, CAO Phone Ext. x470
(Department Head - please type)

Department Head Signature *Chuck Iley*

Agenda Title: Discussion and possible action regarding the salaries of the Amador County Elected Officials

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

Staff is seeking direction regarding any desired increases relative to the salaries that have been set for the elected official within Amador County. Any changes directed by the Board today to the salary or benefits would be brought back to a future Board meeting as changes to the ordinance.

The current ordinance for the elected officials are attached.

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? Name _____ N/A

Committee Recommendation:

Comments: _____

Request Reviewed by:

Chairman _____ Counsel GG
 Auditor JOR GSA Director Hop
 CAO ae Risk Management SA

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

FOR CLERK USE ONLY

Meeting Date 2-9-16 Time _____ Item # 9

Board Action: Approved Yes ___ No ___ Unanimous Vote: Yes ___ No ___
 Ayes: _____ Resolution _____ Ordinance _____ Other: _____
 Noes: _____ Resolution _____ Ordinance _____
 Absent: _____ Comments: _____

Distributed on _____
 Completed by _____
 of _____
 A new ATF is required from _____ Department For meeting _____

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

Save

ORDINANCE NO. 1692

Chapter 2.68

SALARIES OF ELECTED OFFICIALS

The Board of Supervisors of the County of Amador ordains as follows:

Section 1. Chapter 2.68 of the Amador County Code is hereby amended as follows:

Section 2.68.020 Salaries and benefits. Effective October 1, 2009 each of the following elected officials of the county shall receive as compensation for services required of him/her by law or by virtue of his/her office the below-listed salaries for each month during which the elected official holds the office. Such salaries shall be prorated for the first and last month of his/her term. Each elected official shall accrue benefits as set forth in the most current resolution adopted for management unit employees, with the exception of vacation, sick leave, unemployment, and SDI benefits; provided, however, that each elected official shall receive six days of sick leave credit for each year of continuous service for which they were elected, which credit may be used only toward PERS retirement credit. The Sheriff-Coroner shall be eligible for the PERS California Highway Patrol Retirement Plan (3%/50) to which the members of the Deputy Sheriff's Association, Sheriff's Office Association, and Sheriff's Office Mid-Management Unit are entitled. The District Attorney shall be eligible for the enhanced 2% @ 50 Safety Retirement Program for local prosecutors to which the members of the Amador County Deputy District Attorney Association are entitled. If an elected official elects not to participate in PERS, the county's share of PERS shall be paid to that official in cash and that official shall not be entitled to the sick leave credit described above.

- A. Sheriff-Coroner, ten thousand sixty dollars (\$10,060);
- B. Treasurer-Tax Collector, a combined office, eight thousand seventy-four dollars (\$8,074);
- C. Auditor, eight thousand four hundred ninety-six dollars (\$8,496);
- D. Clerk-Recorder, seven thousand seven hundred fifteen dollars (\$7,715);
- E. Assessor, eight thousand two hundred fifty-eight dollars (\$8,258);
- F. District Attorney, including duties as public administrator, ten thousand five hundred two dollars (\$10,502) and a monthly vehicle allowance of six hundred dollars (\$600);

2.68.030 Payable when. All salaries provided for under this chapter shall be paid under the same terms and conditions as salaries of other employees working for the County of Amador.

Section II. This ordinance shall be published within fifteen (15) days from the date hereof in a newspaper of general circulation, printed and published in the County of Amador, and shall become effective thirty (30) days after the date of adoption.

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 27th day of October 2009 by the following vote:

AYES: Supervisors John Plasse, Richard M. Forster, Theodore Novelli, Louis D. Boitano, and Brian Oneto

NOES: None

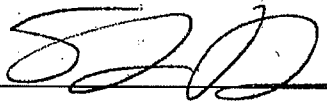
ABSENT: None



Chairman, Board of Supervisors

ATTEST:

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



Deputy

AMADOR COUNTY ELECTED OFFICIALS

810 Court Street
Jackson, California 95642



February 2, 2016

Board of Supervisors
Chuck Iley

Subject: Request of Salary Adjustment

Dear Supervisors:

Recently, the County wide elected officials (Assessor, Auditor, District Attorney, Recorder, Tax Collector and Sheriff) have discussed our salaries and what input we want to submit to the Board for their discussion. We understand that the other units will soon be getting increases in compensation and we are asking for a review and an increase also.

For the past six years there has been no change to our salaries and we have understood why, even though adjustments were made with other units. Revenues to the county were in decline some of those years and the county was struggling to stay in the black. We understood the financial times and accepted no cost of living increases and also accepted the furloughs when asked.

These years were hard, as we had to do the same amount of work, or more, with reduced budgets and staffs. Through hard work, innovation and manipulation of technology, we not only made it through those tough times but in some instances came out stronger and more efficient.

The Administration of the county has done a wonderful job keeping the county financially afloat and we feel that we have contributed by getting our tasks completed within the constraints that were put on all of us with the decline in revenues.

We also feel that, as elected officials, we have a risk in our positions that other personnel in the county do not have. Additionally, community involvement is expected that tends to cost both time and money. Considering the situation of our positions we would like to submit the following for consideration:

2 ½ % increase retroactive to 10/1/2015

2 ½ % increase effective 10/1/2016

No changes to employee contributions

If there are concerns or questions with this request, we hope to be able to discuss it with you.

Sincerely,

Michael Ryan
Treasurer

James B. Rooney
Assessor

Martin Ryan
Sheriff

Todd Riebe
District Attorney

Kim Grady
Recorder

Tacy Oneto Rouen
Auditor

AGENDA TRANSMITTAL FORM

| | |
|-------------------------------------|----------------|
| <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>2/9/16</u> | |

To: **Board of Supervisors**

Date: February 2, 2016

From: Susan C. Grijalva

(Department Head - please type)

Phone Ext. X 380

Department Head Signature *Susan C. Grijalva*

Agenda Title: General Plan Update and EIR - Sixteenth Amendment to Consulting Services Agreement with AECOM

Summary: (Provide detailed summary of the purpose of this item; attach additional page if necessary)
 Due to the level of effort required to respond to the large volume of comments received on the DEIR being greater than anticipated in the scope of work to date, the current scope does not cover the work necessary to complete this work. The requested increase to address the comments received beyond the level which was assumed is \$35,000. Additionally, a cost of \$5,000 for printing hard copies of the Final EIR in the event the County elects to have AECOM provide copies and a \$15,000 contingency to cover other unanticipated work above and beyond the current scope of work have been provided. These items together total \$55,000, bringing the total contract amount for the General Plan Update and EIR to 1,272,085.00.

Recommendation/Requested Action:
Authorize the Chairman to sign the Sixteenth Amendment to the Consulting Services Agreement with AECOM.

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 Admin Committee
 Committee Recommendation:
Approve.

Comments: _____

Request Reviewed by:

| | |
|--------------------|---------------------------|
| Chairman _____ | Counsel <u>GG</u> |
| Auditor <u>JOR</u> | GSA Director <u>Hop</u> |
| CAO <u>al</u> | Risk Management <u>ma</u> |

Distribution Instructions: (Inter-Departmental Only, the requesting Department is responsible for distribution outside County Departments)
Planning; Risk Management (electronic); Auditor ✓

FOR CLERK USE ONLY

Meeting Date 2-9-16 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 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 _____ | | |

Save

SIXTEENTH AMENDMENT TO CONSULTING SERVICES AGREEMENT

THIS SIXTEENTH AMENDMENT TO CONSULTING SERVICES AGREEMENT (this "Sixteenth Amendment") is made as of _____, 2016 by and between COUNTY OF AMADOR, a political subdivision of the State of California ("County") and AECOM TECHNICAL SERVICES, INC., a California corporation ("Contractor").

RECITALS

A. County and Contractor's predecessor in interest, EDAW, Inc., executed an agreement (the "Original Agreement") dated as of February 28, 2006 whereby Contractor agreed to provide professional assistance in updating County's General Plan and preparing related Environmental Impact Reports, upon the terms and conditions set forth in the Original Agreement. The Original Agreement was modified by that certain First Amendment to Consulting Services Agreement dated as of June 19, 2007 (the "First Amendment"), that certain Second Amendment to Consulting Services Agreement dated as of January 29, 2008 (the "Second Amendment"), that certain Third Amendment to Consulting Services Agreement dated as of July 22, 2008 (the Third Amendment"), that certain Fourth Amendment to Consulting Services Agreement dated as of March 17, 2009 (the "Fourth Amendment"), that certain Fifth Amendment to Consulting Services Agreement dated as of April 7, 2009 (the "Fifth Amendment"), that certain Sixth Amendment to Consulting Services Agreement dated as of April 28, 2009 (the "Sixth Amendment"), that certain Seventh Amendment to Consulting Services Agreement dated as of August 11, 2009 (the "Seventh Amendment"); that certain Eighth Amendment to Consulting Services Agreement dated as of June 29, 2010 (the "Eighth Amendment"); that certain Ninth Amendment to Consulting Services Agreement dated as of May 24, 2011 ("Ninth Amendment"); that certain Tenth Amendment to Consulting Services Agreement dated as of July 29, 2011 (the "Tenth Amendment"); that certain Eleventh Amendment to Consulting Services Agreement dated as of September 13, 2011, (the "Eleventh Amendment"); that certain Twelfth Amendment to Consulting Services Agreement (the "Twelfth Amendment") dated as of May 22, 2012; that certain Thirteenth Amendment to Consulting Services Agreement (the "Thirteenth Amendment") dated as of April 23, 2013; that certain Fourteenth Amendment to Consulting Services Agreement (the "Fourteenth Amendment") dated as of May 13, 2014, and that certain Fifteenth Amendment to Consulting Services Agreement (the "Fifteenth Amendment") dated June 23, 2015. The Original Agreement, as modified by the First, Second, Third, Fourth, Fifth, Sixth, Seventh, Eighth, Ninth, Tenth, Eleventh, Twelfth, Thirteenth, Fourteenth, and Fifteenth Amendments, is referred to herein as the "Agreement."

B. All of EDAW, Inc.'s right, title and interest in the Agreement were assigned to and assumed by Contractor as of May 2, 2011, and consented to by County concurrently with approval of the Ninth Amendment.

C. County and Contractor desire to modify the Agreement as set forth in this Sixteenth Amendment by increasing the amount of compensation paid to Contractor as a result of the need to respond to significantly more comments on the Draft EIR than anticipated by either party.

NOW, THEREFORE, the parties agree as follows:

1. Contractor shall complete all of the Work covered by the Agreement no later than June 30, 2016.

2. Compensation to Contractor shall be paid on a time-and-material basis. The cost-not-to-exceed limit for completion of all Work shall be increased by \$55,000.00 to cover the items identified in Attachment A to this Sixteenth Amendment, for a revised total compensation for completion of all Work covered by this Agreement of \$1,272,085.00.

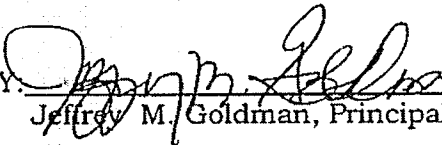
3. Except as set forth in this Sixteenth Amendment, the Agreement shall remain unmodified and in full force and effect.

IN WITNESS WHEREOF, the parties have executed this Sixteenth Amendment as of the date first set forth above.

COUNTY OF AMADOR

AECOM TECHNICAL SERVICES, INC., a California corporation

BY: _____
Chairman, Board of Supervisors

BY:  _____
Jeffrey M. Goldman, Principal

Federal I.D. Number: 95-2661922

APPROVED AS TO FORM:
OFFICE OF THE COUNTY COUNSEL
COUNTY OF AMADOR

ATTEST:
CLERK OF THE BOARD OF SUPERVISORS
COUNTY OF AMADOR

BY: _____

BY: _____

Memorandum

| | | | |
|---------|----------------------------------|------|---|
| To | Susan Grijalva, County of Amador | Page | 1 |
| CC | | | |
| Subject | Contract Amendment Request | | |
| From | Jeff Goldman, Matt Hertel | | |
| Date | January 14, 2016 | | |

Susan,

As we recently discussed on the telephone, the level-of-effort required to respond to the large volume of public comments on the Draft General Plan Environmental Impact Report (EIR) has been greater than anticipated, and therefore we are submitting the attached time and materials amendment request in the amount of \$55,000. The amendment request includes the following:

- \$35,000 to respond to all of the public comments received on the Draft EIR and to complete the Final EIR;
- \$5,000 for other direct costs (ODCs) in the event the County would like for AECOM to print hard copies of the Final EIR; and
- \$15,000 in contingency for other unanticipated work that is above and beyond the current scope of work.

This represents an increase of \$55,000 over our current contract value of \$1,217,085, for a total contract amount of \$1,272,085.

If this contract amendment request is acceptable, please forward a contract amendment at your convenience. Thank you.

Jeff Goldman, Principal

Matt Hertel, Project Manager

DATE: 2/3/2016

REQUESTED BY: Susan Grijalva DEPARTMENT: Planning

APPROVED BY ADMINISTRATIVE OFFICER: _____ DATE: _____

APPROVED BY ADMINISTRATIVE COMMITTEE: _____ DATE: _____

APPROVED BY BOARD OF SUPERVISORS: _____ DATE: 2/9/2016

APPROVED BY AUDITOR/CONTROLLER: _____ DATE: _____

JOURNAL ENTRY NO. _____

| BUDGET APPROPRIATIONS | | | | REVENUE APPROPRIATIONS | | | |
|-----------------------|---------|-------------|-------------|------------------------|-----------|------------|------------|
| DEPARTMENT | ACCOUNT | INCREASE | DECREASE | FUND # | REVENUE # | INCREASE\$ | DECREASE\$ |
| 2780 | 52300 | \$55,000.00 | | | | | |
| 7899 | 59500 | | \$55,000.00 | | | | |

REASON FOR THE REQUEST:

Request for increase to Planning Department's budget #2780, Professional & Specialized Services line item 52300 in the amount of \$55,000.00 to pay for the increase contract cost of the General Plan Update and EIR. Requested increase is to come from Contingencies.

- PLEASE NOTE:**
- TRANSFERS BETWEEN OBJECTS - SALARIES & BENEFITS TO SERVICES & SUPPLIES BOARD OF SUPERVISORS APPROVAL
 - TRANSFER WITHIN OBJECTS - OFFICE EXPENSE TO TRAVEL - COUNTY ADMINISTRATOR APPROVAL
 - FIXED ASSETS - BOARD OF SUPERVISORS APPROVAL
 - TOTAL DOLLARS BUDGET INCREASE - BOARD OF SUPERVISORS APPROVAL

AGENDA TRANSMITTAL FORM

To: Board of Supervisors
 Date: 02/01/2016

From: Garth Hohn, Code Enforcement Officer Phone Ext. 565
 (Department Head - please type)

| |
|--|
| <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>02/09/2016</u> |
|--|

Department Head Signature *Susan C. Grijalva*

Agenda Title: Monica Staar / APN #011-260-042-000

Summary: (Provide detailed summary of the purpose of this item; attach additional page if necessary)
 Consideration of the Administrative Hearing Board recommendation to abate the solid waste existing on the property located at APN #011-260-042-000 located at 8521 Sutter Lone Road, Lone, CA.

See attached for further information.

Recommendation/Requested Action:
Adopt the Administrative Hearing Board's Recommendation to the Amador County Board of Supervisors.

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? Name Administrative Abatement Hearing Board N/A

Committee Recommendation: _____

Comments: _____

Request Reviewed by:

| | |
|--------------------|---------------------------|
| Chairman _____ | Counsel <u>GG</u> |
| Auditor <u>JOR</u> | GSA Director <u>HP</u> |
| CAO <u>oe</u> | Risk Management <u>mt</u> |

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

FOR CLERK USE ONLY

Meeting Date 2-9-16 Time _____ Item # 11

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 |



CODE ENFORCEMENT

COUNTY ADMINISTRATION CENTER

810 Court Street • Jackson, CA 95642-2132
Telephone: (209) 223-6565

To: Amador County Board of Supervisors

From: Garth Hohn, Code Enforcement Officer GAH

RE: Assessor's Parcel No. 011-260-042-000
Address: 8521 Sutter Ione Road, Ione, CA 95640

Date: February 1, 2016

On January 27, 2016, an Administrative Abatement Hearing was held regarding solid waste violations on the above referenced parcel.

Pursuant to Amador County Code Section 2.06.100 Administrative abatement of violations (see attached), this matter is coming to you for a decision to either adopt the Hearing Board's Findings and Recommendation without further notice or hearing, or setting aside the matter and scheduling a de novo hearing before the Board of Supervisors.

The attached materials are from the Abatement Hearing Board's hearing which include the Findings and Recommendation Regarding Administrative Abatement Action.

For easier review, the Board Clerk has been provided a copy of the "Exhibit Binder" used during the hearing.

2.06.100 Administrative abatement of violations.

Whenever the code enforcement officer has knowledge of a violation he/she may provide a notice of proposed abatement to all owners and/or possessors of the premises in the manner set forth in Section 2.06.080 A and B of this chapter.

A. Such notice of proposed abatement shall state that the code enforcement officer intends to abate the violation at the owner's expense thirty days from the date of the notice and that the owner and possessor each has the right to a prior hearing before the hearing board on the issue of whether or not a violation exists on the premises. A request for such hearing must be made in writing by the owner or possessor and delivered to the code enforcement officer within fifteen days from the date of notice of proposed abatement; and

B. The hearing shall be conducted in the manner set forth in Section 2.06.080 C; and

C. In the event a hearing is not requested within the time specified, or if after a hearing a determination is made by the hearing board that one or more violations exist on the property and that such violations have not been corrected, the code enforcement officer shall transmit the hearing board's recommendation to the board of supervisors; and

D. The board of supervisors may adopt the hearing board's recommendation without further notice or hearing or may set aside the matter for hearing de novo before the board of supervisors; and

E. If the board of supervisors adopts the hearing board's recommendation, the board of supervisors shall give notice thereof to the owner and possessor and proceed to abate the violation at the owner's expense; and

F. If the board of supervisors sets the matter for a hearing de novo it shall provide notice thereof in accordance with the provisions of Section 2.06.080 A and B of this chapter and conduct the hearing pursuant to Section 2.06.080 C of this chapter; and

G. If the board of supervisors finds that the violation exists the board of supervisors shall order the violation to be abated by the owner at the owner's expense. If the owner fails to obey the abatement order, the board of supervisors may abate the violation using county workers or by contract all at the expense of the owner; and

H. The owner shall be liable for all costs of abatement incurred by the county including but not limited to administrative and investigative costs and any and all costs incurred in the physical abatement of the violation; and

I. In any action, proceeding, or administrative proceeding to abate a violation the county or the alleged violator, whoever is the prevailing party, shall be entitled to the amount of reasonable attorney's fees actually incurred in the action or proceeding; and

J. If the owner fails to pay the costs of the abatement upon demand by the county, the board of supervisors may order the costs of the assessment to be specially assessed against the premises. The assessment may be collected at the same time and in the same manner as ordinary county taxes are collected, and shall be subject to the same penalties and the same procedure and sale in case of delinquency as are provided for ordinary county taxes. All laws applicable to the levy, collection, and enforcement of county taxes are applicable to the special assessment; and

K. If the board of supervisors specifically assesses the cost of abatement against the premises, the board also may cause a notice of abatement lien to be recorded. This notice of abatement lien shall, at a minimum, identify the record owner or possessor of property, set forth the last known address of the record owner or possessor, set forth the date upon which abatement of the violation was ordered by the board of supervisors and the date the abatement was complete, and include a description of the real property subject to the lien and the amount of the abatement cost. (Ord. 1474 §2(part), 1999).

BEFORE THE ADMINISTRATIVE HEARING BOARD
COUNTY OF AMADOR, STATE OF CALIFORNIA

| | | |
|--|---|---------------------|
| In the Matter Of: |) | |
| |) | FINDINGS AND |
| Amador County Department of Code Enforcement |) | RECOMMENDATION |
| |) | REGARDING |
| |) | ADMINISTRATIVE |
| vs. |) | ABATEMENT ACTION |
| |) | (Amador County Code |
| Monica Staar. |) | Section 2.06.100) |
| |) | |
| |) | |
| |) | |
| |) | |

This matter came on regularly for hearing; in session open to the public, as noticed and scheduled on January 27, 2016 at 10:00 a.m., for administrative hearing pertaining to the existence of Amador County Code violation(s) that have not been corrected and that are subject to abatement on that parcel of real property described as APN 011-260-042-000 located at 8521 Sutter Lone Road in Lone, California.

Appearances:

For Amador County:

Jennifer K. Magee, Deputy County Counsel
Garth Hohn, Code Enforcement Officer

For Monica Staar:

Monica Staar, Property Owner

Witnesses:

Sworn Witnesses for Amador County:

Garth Hohn, Code Enforcement Officer
Joselyn Dunklee, Environmental Health Technician

Sworn Witnesses For Monica Staar:

Evidence:

Exhibits admitted into evidence for the County of Amador:

- EXHIBIT 1: Amador County Property Tax Detail
- a. Property Detail
 - b. Grant Deed
 - c. GIS Map
- EXHIBIT 2: Code Enforcement Complaint Form received on July 21, 2009
- EXHIBIT 3: September 24, 2009 Letter to Richard Staar and Jadwiga Staar from Planning Department regarding Complaint of accumulation of junk and debris at 8521 Sutter Lone Road
- EXHIBIT 4: Note by Cara Agustin, Planning Department, regarding conversation with Monica Staar on October 7, 2009 and October 21, 2009.
- EXHIBIT 5: Code Enforcement Complaint Form received on January 10, 2011, including status update on April 6, 2011 including 1 page of photos.
- EXHIBIT 6: April 19, 2011 Letter of Final Notice to Richard Staar and Jadwiga Staar from Planning Department regarding accumulated junk and debris.
- EXHIBIT 7: Code Enforcement Referral Form from Planning Department dated July 13, 2011.
- EXHIBIT 8: 2 pages of Photos taken by Code Enforcement on July 25, 2011.
- EXHIBIT 9: July 26, 2011 Letter from Code Enforcement to Richard Staar and Jadwiga Staar.
- EXHIBIT 10: August 15, 2011 Letter from Code Enforcement to Richard Staar and Jadwiga Staar

- EXHIBIT 11: Code Enforcement Complaint Report dated January 25, 2013, including 3 pages of Photos from January 30, 2013, and referral to Environmental Health.
- EXHIBIT 12: February 6, 2013 Letter from Environmental Health to Richard and Jadwiga Staar regarding solid waste and household garbage.
- EXHIBIT 13: March 26, 2014 Letter from Code Enforcement to Richard and Jadwiga Staar regarding accumulation of solid waste and household garbage.
- EXHIBIT 14: April 7, 2014 Letter from Code Enforcement to Richard and Jadwiga Staar regarding accumulation of solid waste and household garbage.
- EXHIBIT 15: May 6, 2014 Letter from Monica Staar to Code Enforcement
- EXHIBIT 16: May 8, 2014 Letter from Code Enforcement to Richard and Jadwiga Staar and Monica Staar; 1 Photo taken by Code Enforcement on May 8, 2014
- EXHIBIT 17: June 23, 2014 Memo from Gary Nickless to Garth Hohn re: Monica Staar telephone conversation.
- EXHIBIT 18: 1 page of Photos dated July 2, 2014; 3 pages of Photos dated July 30, 2014; 2 pages of Photos dated January 7, 2015.
- EXHIBIT 19: Grant Deed from Staar Family Trust to Monica Staar, recorded March 23, 2015.
- EXHIBIT 20: 1 page of Photos dated August 4, 2015.
- EXHIBIT 21: August 6, 2015 Letter from Code Enforcement to Monica Staar.
- EXHIBIT 22: 1 page of Photos dated September 2, 2015.
- EXHIBIT 23: Notice of Proposed Abatement of Code Violations to Monica Staar dated September 3, 2015.
- EXHIBIT 24: 1 page of Photos dated October 6, 2015.
- EXHIBIT 25: Notice of Administrative Abatement Hearing dated October 7, 2015.

EXHIBIT 26: 3 pages of Photos dated November 30, 2015.

EXHIBIT 27: 1 page of Photos dated January 4, 2016.

Exhibits admitted into evidence for Monica Staar:

FINDINGS OF FACT:

1. The parcel of real property on which the Amador County Code violations exist is located at 8521 Sutter lone Road in lone, County of Amador, and State of California. (Assessor's Parcel No. 011-260-042-000—hereinafter referred to as "the Subject Property").
2. The owner of the subject property is Monica Staar.

Environmental Health Department Violations:

3. The condition that exists on the subject property constitutes violations of Amador County Code section 7.24.020 Storage of Solid Wastes and 7.24.030 Solid Waste Removal and Collection.

FINDINGS OF LAW:

1. Jurisdiction exists by reason of the location of the subject property within the County of Amador.
2. The property owner received notice of, and opportunity to be heard at the Hearing.
3. The solid waste that exists on the subject property constitutes a violation of Amador County Code Sections 7.24.020 and 7.24.030.
4. The County has jurisdiction and authority to administratively abate violations of County Code pursuant to California Government Code Section 25845 (h) and Amador County Code Section 2.06.100 *et seq.*

5. The Administrative Abatement Hearing Board has jurisdiction and authority to hear this matter, and render factual and legal findings and make a recommendation to the Board of Supervisors regarding the administrative abatement of code violations pursuant to California Government Code Section 25845 (h) and Amador County Code Section 2.06.100 *et seq.*

DETERMINATION BY HEARING BOARD:

Based upon the evidence presented at the hearing, including the report and request for recommendations and the findings of fact and law made as a result thereof, the Administrative Hearing Board makes the following Recommendation to the Board of Supervisors of Amador County:

An order for the administrative abatement shall be issued for the administrative abatement of the solid waste existing on that parcel of real property described as APN 011-260-042-000 located at 8521 Sutter lone Road in lone, California.


Within sixty (60) days of the date the Board of Supervisors adopts the Hearing Board's Recommendation:

1. Monica Staar will not allow junk and/or solid waste to be stored or to accumulate on Subject Property. All solid waste will be removed from the property and taken to a legal disposal site. All receipts must be shown to the Code Enforcement Officer to verify legal disposal of the solid waste.
2. Monica Staar shall schedule an on-site inspection with the Amador County Code Enforcement Officer and Environmental Health Technician to verify that the above requirements have been met.

Non-compliance with these orders shall result in Code Enforcement securing a bid to have the Subject Property cleared of all solid waste and junk.

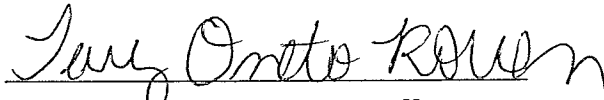
The County shall be entitled to abate the violations existing on said parcel of real property at the expense of the landowner, Monica Staar. As prevailing party, the County shall recover its costs of abatement, including administrative and investigative costs, and attorney's fees.

Dated: January 27, 2016



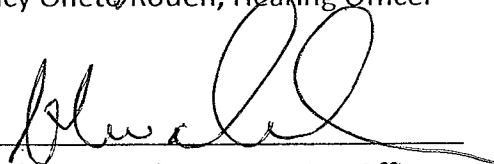
Louis Boitano, Hearing Officer

Dated: January 27, 2016



Tacy Oneto Rouen, Hearing Officer

Dated: January 27, 2016



Andrew Mendonsa, Hearing Officer

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: | |
| 2-9-16 | |

To: Board of Supervisors
 Date: 02/01/2016

From: Garth Hohn Phone Ext. 565
 (Department Head - please type)

Department Head Signature Susan Bronzich
 Agenda Title: Susan Bronzich / APN #008-120-030-000

Summary: (Provide detailed summary of the purpose of this item; attach additional page if necessary)
 Consideration of the Administrative Hearing Board recommendation to abate the building and zoning code violations existing on the property located at APN #008-120-030-000 located at 5379 Carbondale Road, Plymouth, CA.
 See attached for further information.

Recommendation/Requested Action:
 Adopt the Administrative Hearing Board's Recommendation to the Amador County Board of Supervisors.

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 Administrative Abatement Hearing Board
 Committee Recommendation:

Comments:

Request Reviewed by:
 Chairman _____ Counsel GG
 Auditor JOR GSA Director HP
 CAO AL Risk Management AMT

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

FOR CLERK USE ONLY

Meeting Date 2-9-16 Time _____ Item # 12

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. ATTEST: _____ Clerk or Deputy Board Clerk |
| Completed by _____ | For meeting of _____ | |



CODE ENFORCEMENT
COUNTY ADMINISTRATION CENTER

810 Court Street • Jackson, CA 95642-2132
Telephone: (209) 223-6565

To: Amador County Board of Supervisors

From: Garth Hohn, Code Enforcement Officer GAH

RE: Assessor's Parcel No. 008-120-030-000
Address: 5379 Carbondale Road, Plymouth, CA 95669

Date: February 1, 2016

On January 27, 2016, an Administrative Abatement Hearing was held regarding the building and zoning violations on the above referenced parcel.

Pursuant to Amador County Code Section 2.06.100 Administrative abatement of violations (see attached), this matter is coming to you for a decision to either adopt the Hearing Board's Findings and Recommendation without further notice or hearing, or setting aside the matter and scheduling a de novo hearing before the Board of Supervisors.

The attached materials are from the Abatement Hearing Board's hearing which include the Findings and Recommendation Regarding Administrative Abatement Action.

For easier review, the Board Clerk has been provided a copy of the "Exhibit Binder" used during the hearing.

2.06.100 Administrative abatement of violations.

Whenever the code enforcement officer has knowledge of a violation he/she may provide a notice of proposed abatement to all owners and/or possessors of the premises in the manner set forth in Section 2.06.080 A and B of this chapter.

- A. Such notice of proposed abatement shall state that the code enforcement officer intends to abate the violation at the owner's expense thirty days from the date of the notice and that the owner and possessor each has the right to a prior hearing before the hearing board on the issue of whether or not a violation exists on the premises. A request for such hearing must be made in writing by the owner or possessor and delivered to the code enforcement officer within fifteen days from the date of notice of proposed abatement; and
- B. The hearing shall be conducted in the manner set forth in Section 2.06.080 C; and
- C. In the event a hearing is not requested within the time specified, or if after a hearing a determination is made by the hearing board that one or more violations exist on the property and that such violations have not been corrected, the code enforcement officer shall transmit the hearing board's recommendation to the board of supervisors; and
- D. The board of supervisors may adopt the hearing board's recommendation without further notice or hearing or may set aside the matter for hearing de novo before the board of supervisors; and
- E. If the board of supervisors adopts the hearing board's recommendation, the board of supervisors shall give notice thereof to the owner and possessor and proceed to abate the violation at the owner's expense; and
- F. If the board of supervisors sets the matter for a hearing de novo it shall provide notice thereof in accordance with the provisions of Section 2.06.080 A and B of this chapter and conduct the hearing pursuant to Section 2.06.080 C of this chapter; and
- G. If the board of supervisors finds that the violation exists the board of supervisors shall order the violation to be abated by the owner at the owner's expense. If the owner fails to obey the abatement order, the board of supervisors may abate the violation using county workers or by contract all at the expense of the owner; and
- H. The owner shall be liable for all costs of abatement incurred by the county including but not limited to administrative and investigative costs and any and all costs incurred in the physical abatement of the violation; and

I. In any action, proceeding, or administrative proceeding to abate a violation the county or the alleged violator, whoever is the prevailing party, shall be entitled to the amount of reasonable attorney's fees actually incurred in the action or proceeding; and

J. If the owner fails to pay the costs of the abatement upon demand by the county, the board of supervisors may order the costs of the assessment to be specially assessed against the premises. The assessment may be collected at the same time and in the same manner as ordinary county taxes are collected, and shall be subject to the same penalties and the same procedure and sale in case of delinquency as are provided for ordinary county taxes. All laws applicable to the levy, collection, and enforcement of county taxes are applicable to the special assessment; and

K. If the board of supervisors specifically assesses the cost of abatement against the premises, the board also may cause a notice of abatement lien to be recorded. This notice of abatement lien shall, at a minimum, identify the record owner or possessor of property, set forth the last known address of the record owner or possessor, set forth the date upon which abatement of the violation was ordered by the board of supervisors and the date the abatement was complete, and include a description of the real property subject to the lien and the amount of the abatement cost. (Ord. 1474 §2(part), 1999).

BEFORE THE ADMINISTRATIVE HEARING BOARD
COUNTY OF AMADOR, STATE OF CALIFORNIA

| | | |
|--|---|---------------------|
| In the Matter Of: |) | |
| |) | FINDINGS AND |
| Amador County Department of Code Enforcement |) | RECOMMENDATION |
| |) | REGARDING |
| |) | ADMINISTRATIVE |
| vs. |) | ABATEMENT ACTION |
| |) | (Amador County Code |
| Susan Bronzich. |) | Section 2.06.100) |
| |) | |
| |) | |
| |) | |
| |) | |

This matter came on regularly for hearing; in session open to the public, as noticed and scheduled on January 27, 2016 at 10:00 a.m., for administrative hearing pertaining to the existence of Amador County Code violation(s) that have not been corrected and that are subject to abatement on that parcel of real property described as APN 008-120-030-000 located at 5379 Carbondale Road in Plymouth, California.

Appearances:

For Amador County:

Jennifer K. Magee, Deputy County Counsel
Garth Hohn, Code Enforcement Officer, Amador County

For Susan Bronzich:

Susan Bronzich, Property Owner
Lee Weatherbee

Witnesses:

Sworn Witnesses for Amador County:

Garth Hohn, Code Enforcement Officer
Chuck Beatty, Planner
Susan Grijalva, Planning Director
Rich Millar, Building Department

Sworn Witnesses for Susan Bronzich:
Lee Weatherbee

Evidence:

Exhibits admitted into evidence for the County of Amador:

- EXHIBIT 1: Amador County Property Tax Detail
- a. Grant Deed
 - b. Property Detail
 - c. GIS Map
- EXHIBIT 2: August 1, 2013 Letter from Planning Department to Property Owner re: county code violations
- EXHIBIT 3: 3 pages of Photographs by Planning Department from August 1, 2013
- EXHIBIT 4: Code Enforcement Complaint Report dated August 29, 2013 and 1 Photograph depicting property
- EXHIBIT 5: August 30, 2013 Letter from Property Owner to Planning Department re: August 1, 2013 letter
- EXHIBIT 6: Code Enforcement Complaint Report dated October 18, 2013
- EXHIBIT 7: Code Enforcement Complaint Report dated December 11, 2013, with notations of additional complaints dated December 15, 2014 and February 9, 2015
- EXHIBIT 8: January 1, 2014 advertisement in the Buy & Sell for S&L Ranch offering sales of rock and material and tractor work
- EXHIBIT 9: 3 pages of Photographs dated December 17, 2014
- EXHIBIT 10: 4 pages of printouts of Craigslist ad for Top Soil, Road Base, Bark, Compost, Sand, etc. with photos of materials being stored at subject property printed on January 23, 2015

- EXHIBIT 11: 1 Photograph dated February 18, 2015 depicting masonry wall
- EXHIBIT 12: February 25, 2015 Letter from Code Enforcement to Property Owner re: follow-up to February 12, 2015 meeting, with attachment of relevant code sections
- EXHIBIT 13: 2 pages of printouts of Craigslist ad for Clean Up, Truck Hauling, 10 Wheeler and Top Soil, Road Base, Bark, Compost, Sand, Etc. with photos printed on February 27, 2015
- EXHIBIT 14: 5 pages of Photographs dated March 9, 2015 depicting masonry wall and landscape materials
- EXHIBIT 15: 6-page letter from Property Owner to Code Enforcement dated March 26, 2015, with attachments
- EXHIBIT 16: April 8, 2015 Letter from Code Enforcement to Property Owner
- EXHIBIT 17: 1 page printout of Craigslist advertisement for delivery of landscape materials and truck services printed on May 11, 2015
- EXHIBIT 18: 2 pages of Photographs dated May 12, 2015 depicting the masonry wall and signs for heavy equipment services and pear trees.
- EXHIBIT 19: Code Enforcement Complaint Form dated May 12, 2015
- EXHIBIT 20: May 14, 2015 Letter from Building Department to Property Owner re: First Notice of Violation for masonry wall
- EXHIBIT 21: June 2, 2015 Letter from Building Department to Property Owner re: Second Notice of Violation for masonry wall
- EXHIBIT 22: 2 pages of Photographs depicting signs for sale of zucchini and flowering pears
- EXHIBIT 23: 2 pages of Photographs dated July 2, 2015 depicting truck being loaded with landscape material, masonry wall, and farm stand

- EXHIBIT 24: Code Enforcement Referral Form from Building Department to Code Enforcement dated September 8, 2015
- EXHIBIT 25: Planning Department Code Enforcement Referral Form dated September 8, 2015 re: sale of construction and landscaping materials, use of property as base for heavy equipment services business, and on-site sales of agricultural products
- EXHIBIT 26: 5 pages of Photographs dated September 10, 2015 depicting landscape materials and sign for sale of landscaping materials
- EXHIBIT 27: 1 page printout of Craigslist advertisement for Clean Up, Hauling, Etc. printed on September 10, 2015
- EXHIBIT 28: Notice of Proposed Abatement of Code Violations dated September 11, 2015
- EXHIBIT 29: September 24, 2015 Letter from Property Owner to Code Enforcement requesting hearing before Administrative Abatement Hearing Board
- EXHIBIT 30: 2 pages of Photographs dated October 20, 2015 depicting masonry wall and landscape materials
- EXHIBIT 31: 1 page printout of Craigslist advertisement for Clean Up, Hauling, Etc. printed on October 20, 2015
- EXHIBIT 32: 1 page of Photographs dated November 16, 2015 depicting dump trailer on Carbondale Road registered to S/L Ranch Enterprises LLC, 5379 Carbondale Road
- EXHIBIT 33: 1 page printout from California Secretary of State website depicting an active filing for S and L Ranch Enterprises LLC with the entity address at 5379 Carbondale Road
- EXHIBIT 34: November 20, 2016 Letter from Property Owner to Code Enforcement regarding Code Enforcement's request for an inspection at the subject property

- EXHIBIT 35: 12 pages of Photographs dated December 2, 2015
- EXHIBIT 36: 2 pages of Photographs dated January 4, 2016 depicting the masonry wall and landscape materials
- EXHIBIT 37: 1 page of Photographs dated January 11, 2016 depicting the masonry wall and landscape materials
- EXHIBIT 38: 2 pages of Photographs dated January 25, 2016 depicting the masonry wall and landscape materials

Exhibits admitted into evidence for Susan Bronzich:

- EXHIBIT A: Map
- EXHIBIT B: Fictitious Business Name Statement
- EXHIBIT C: Code Enforcement Complaint Form
- EXHIBIT D: California Building Code, Section 105.2
- EXHIBIT E: Invoice from South Sacramento Parts dated July 2, 2015
- EXHIBIT F: 2 Photographs of bunkers dated 1/23/16
- EXHIBIT G: Weighmaster Certificate dated November 16, 2015
- EXHIBIT H: 2 Photographs dated September 9, 2015 by Code Enforcement
- Affidavits: Affidavits from Barbara Richardson, Dirk and Jackie Deckard, Greg Baldock, Curtis Bagby

FINDINGS OF FACT:

1. The parcel of real property on which the Amador County Code violations exist is located at 5379 Carbondale Road in Plymouth, County of Amador, and State of California. (Assessor's Parcel No. 008-120-030-000—hereinafter referred to as "the Subject Property").

2. The owner of the subject property is Susan Bronzich.
3. The Subject Property is zoned as Single-Family Residential and Agricultural district (R1A), which permits single family residential and agricultural uses, exclusive of on-site retail sales which requires an approved use permit. (See Amador County Code § 19.24.045 et seq.)
3. The construction of a masonry wall over four (4) feet in height above grade without a building permit is in violation of Amador County Code Section 15.04.040 Work Exempt from Permit.
4. The storage and sale of construction/landscape materials, the use of the property as a base for a heavy equipment services business, and the on-site retail sales of agricultural products without a use permit is in violation of Amador County Code Section 19.24.45 R1-A District – Single-Family Residential and Agricultural district.

FINDINGS OF LAW:

1. Jurisdiction exists by reason of the location of the Subject Property within the County of Amador.
2. The property owner received notice of, and opportunity to be heard at the Hearing.
3. The conditions that exist on the Subject Property constitute violations of Amador County Code Section 15.04.050- Work Exempt from Permit and Amador County Code Section 19.24.045- R1-A – Single-Family Residential and Agricultural district regulations.
4. The County has jurisdiction and authority to administratively abate violations of County Code pursuant to California Government Code Section 25845 (h) and Amador County Code Section 2.06.100 *et seq.*
5. The Administrative Abatement Hearing Board has jurisdiction and authority to hear this matter, and render factual and legal findings and make a recommendation to the Board of Supervisors regarding the administrative

abatement of code violations pursuant to California Government Code Section 25845 (h) and Amador County Code Section 2.06.100 *et seq.*

DETERMINATION BY HEARING BOARD:

Based upon the evidence presented at the hearing, including the report and request for recommendations and the findings of fact and law made as a result thereof, the Administrative Hearing Board makes the following Recommendation to the Board of Supervisors of Amador County:

An order for the administrative abatement shall be issued for the administrative abatement of the building and zoning code violations existing on that parcel of real property described as APN 008-120-030-000 located at 5379 Carbondale Road in Plymouth, California.

Within sixty (60) days of the date the Board of Supervisors adopts the Hearing Board's Recommendation:

1. Susan Bronzich shall either obtain a building permit for the masonry wall, which includes providing engineered plans to the Building Department, or shall render the masonry wall exempt from Amador County Code Section 15.04.040 by making it less than four (4) feet high.
2. Susan Bronzich shall cease the storage and sale of construction/landscaping materials on the Subject Property, the use of the Subject Property as a base for a heavy equipment services business, and the on-site retail sales of agricultural products until such time as any required use permits are obtained, if allowed by County Code.
3. Susan Bronzich shall schedule an on-site inspection with the Amador County Code Enforcement Officer, Building Department Inspector, and Planning Department to verify that the above requirements have been met.
4. If the unpermitted uses or masonry wall over four (4) feet in height outlined in the Board of Supervisors' Order for Administrative Abatement of Violations persist after the sixty (60) days or re-occur within two (2) years of the Order, the County of Amador may proceed to seek judicial remedies in the Superior Court without the need for further administrative abatement.

Non-compliance with these orders may result in Code Enforcement securing a bid to have the masonry wall on the Subject Property reduced to four (4) feet high.


The County shall be entitled to abate the violations existing on said parcel of real property at the expense of the landowner, Susan Bronzich. As prevailing party, the County shall recover its costs of abatement, including administrative and investigative costs, and attorney's fees.

Dated: January 28th, 2016



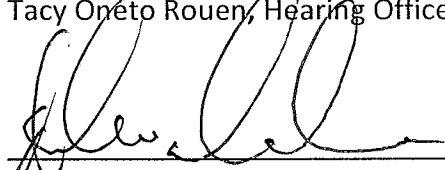
Louis Boitano, Hearing Officer

Dated: January 28th, 2016



Tacy Oneto Rouen, Hearing Officer

Dated: January 28th, 2016



Andrew Mendonsa, Hearing Officer

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: | |
| 02/09/2016 | |

To: Board of Supervisors

Date: 02/03/2016

From: Chuck Iley, County Administrative Officer Phone Ext. x470
(Department Head - please type)

Department Head Signature *Chuck Iley*

Agenda Title: Administrative Agency

Summary: (Provide detailed summary of the purpose of this item; attach additional page if necessary)
Presentation regarding County obligations and contributions regarding Public Employee Retirement System (PERS)

Recommendation/Requested Action:
No action to be taken.

| | |
|--|---|
| 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 |
| Committee Review? <input type="checkbox"/> N/A <input type="checkbox"/> | Resolution Attached: <input type="radio"/> Yes <input type="radio"/> No <input type="radio"/> N/A |
| Name _____ | Ordinance Attached: <input type="radio"/> Yes <input type="radio"/> No <input type="radio"/> N/A |
| Committee Recommendation: _____ | Comments: _____ |

Request Reviewed by:

| | |
|----------------------------|------------------------------------|
| Chairman <u><i>YOR</i></u> | Counsel <u><i>GG</i></u> |
| Auditor <u><i>OK</i></u> | GSA Director <u><i>Hop</i></u> |
| CAO <u><i>OK</i></u> | Risk Management <u><i>Gray</i></u> |

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

FOR CLERK USE ONLY

| | | |
|---------------------------------------|--------------------------------|------------------|
| Meeting Date <u>2-9-16</u> | Time _____ | Item # <u>13</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 _____ | |
| of _____ | For meeting _____ | |

Save

Print Form

AGENDA TRANSMITTAL FORM

To: Board of Supervisors

Date: 02/03/2016

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

Phone Ext. x470

- Regular Agenda
 - Consent Agenda
 - Blue Slip
 - Closed Session
- Meeting Date Requested:
02/09/2016

Department Head Signature _____

Agenda Title: Minutes

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

Review and possible approval of the January 12, 2016 and January 26, 2016 Regular Meeting Minutes.

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 _____ 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 2-9-16 Time _____ Item # 14

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. ATTEST: _____ Clerk or Deputy Board Clerk |
| Completed by _____ | For meeting of _____ | |

Save

Print Form

Amador County Board of Supervisors
ACTION MINUTES
REGULAR MEETING

DATE: Tuesday, January 12, 2016
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
John Plasse, Vice-Chairman, District I
Richard M. Forster, Supervisor, District II
Louis D. Boitano, Supervisor, District IV
Lynn A. Morgan, Supervisor, District III

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

Absent: None

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 8:00 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: Direction given to staff.

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: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Plasse, seconded by Supervisor Morgan and unanimously carried to approve the agenda as presented.

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's Office: Mr. Matt Reed, Congressman Tom McClintock's Office, took this time to remind the Board and those present that he will hold "office hours" in Conference Room C today and encouraged any constituents with questions or concerns regarding the federal agency or policy to come by.

Local Physician's travel to Nepal: Supervisor Lynn Morgan took this time to announce that a number of physician's from Amador County, including Dr. Arnold Ziederman will be traveling to Nepal next week to provide free medical care to those in need.

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 advised the following item will be pulled from the agenda for today's date and voted on separately, as sufficient backup information for the item was not included in the Board packet.

Item 1C-Amador County Recreation Agency: Approval of a \$4,000 allocation to ACRA for the Mollie Joyce Park Wildland Fire Fuels Reduction Project.

ACTION: Direction given pursuant to the following motion.

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

ACTION: Having received sufficient information regarding this matter in the form of a budget transfer the following motion resulted.

MOTION: It was moved by Supervisor Plasse, seconded by Supervisor Boitano and unanimously carried to approve the Item 1C as listed above.

REGULAR AGENDA

2016 Chairman and Vice Chairman: Discussion and possible action relative to the election of the 2016 Chairman and Vice Chairman for the Amador County Board of Supervisors.

ACTION: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Forster, seconded by Supervisor Morgan and unanimously carried to elect Supervisor John Plasse as Chairman for 2016 and Supervisor Boitano as Vice-Chair.

Passing of the Gavel and Presentation: Passing of the gavel to the incoming 2016 Chairman of the Board and presentation of a plaque honoring outgoing 2015 Chairman, Brian Oneto.

Chairman Plasse presented the gavel and plaque to outgoing Chairman Brian Oneto and thanked him for his service.

ACTION: None. Presentation only.

Sustainable Groundwater Management Act (SGMA): Discussion and possible action relative to potential participation in establishment of a Groundwater Sustainable Agency (GSA) and subsequently creation of a Groundwater Sustainable Plan (GSP), as set forth in the SGMA.

Mr. Gene Mancebo, Amador Water Agency Executive Director, addressed the Board and provided a summary of this matter.

Mr. Mike Israel, Environmental Health Director, also spoke relative to this item.

Discussion ensued with the following matter being taken.

ACTION: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Forster, seconded by Supervisor Morgan and unanimously carried to authorize County staff to work with Jackson Valley Irrigation District and Amador Water Agency to form a Groundwater Sustainable Agency (GSA) and subsequently to establish a Groundwater Sustainable Plan; and appointment of Supervisors Oneto and Forster to serve on an Ad Hoc Committee relative to this matter.

Drought Safety Standards: Discussion and possible action relative to a presentation by Mr. Wendell Peart, District IV resident, regarding Drought Safety Standards as it relates to population growth.

Mr. Wendell Peart, District IV resident, addressed the Board and reviewed a letter he drafted to Ms. Felicia Marcus, Board Chairperson of the State Water Resource Control Board. In summary the letter encouraged implementation of a Drought Safety Standard and the reduction of immigration into the United States that in his opinion adversely affects the State's natural and financial resources.

It should be noted Mr. Peart's letter is hereby incorporated into these minutes as though set forth in full.

ACTION: None. Presentation only.

Administrative Agency: Discussion and possible action relative to adoption of a resolution approving the revenue sharing agreement between the County of Amador and the City of Jackson for Jackson Rancheria Development Corporation Annexation to the City of Jackson (Project #287). (Continued from December 22, 2015)

Chairman Plasse recused himself from this item to avoid any potential conflict of interest issues as he owns property adjoins the subject property.

Mr. Chuck Iley, County Administrative Officer addressed the Board and reviewed the subject item.

Discussion ensued with attention being brought to the fact that currently there is not a specified project for this proposed annexation, but rather a request for extension of a waterline. It was pointed out that another option for this issue would be for the applicant to enter into a contractual agreement with the City of Jackson to extend the waterline to the property, or consider drilling of a well.

Mr. Greg Gillott, County Counsel, stated the issue before the Board at this time is approval of the revenue sharing agreement. Opposition to the annexation specifically would come through the Local Area Formation Commission (LAFCO). The Board can oppose the annexation at this time but consider approval of the agreement. LAFCO will not hear the issue

of annexation until a revenue sharing agreement is in place.

Further discussion ensued with the following action being taken.

ACTION: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Onto, seconded by Supervisor Morgan and carried to deny approval of the revenue sharing agreement between the County and the City of Jackson as it relates to Project #287 as presented.

Ayes: Supervisors Oneto, Boitano, Morgan

Noes: Supervisor Forster

Recused: Supervisor Plasse

Chairman Plasse returned to his seat at this time and was present for the remainder of the meeting.

2016 Committee Assignments: Discussion and possible action relative to adoption of Board of Supervisors Committee Assignments for 2016.

At this time the Board reviewed the proposed 2016 Committee Assignments as incorporated into these minutes as though set forth in full and included in the Board packet for today's date.

Supervisor Forster stated he would like to remain on the Housing Land Use and Transportation Committee (CSAC Committee) as they handle Indian affairs and gaming issues which then bleeds over to National Association of Counties (NACo) where he currently sits on the intergovernmental affairs committee, and specifically because NACo has a sub-committee that deals with Indian gaming. The proposed assignment indicates Supervisor Morgan as the appointee, however Supervisor Forster stated he has had a conversation with Supervisor Morgan and she is agreeable to him retaining his seat. Supervisor Forster went on to mention that there are three other CSAC Committees in need of appointees that perhaps Supervisor Morgan may consider; Government Finance and Operations, Health and Human Services and Administration of Justice. He noted while all three may be seeking members, it would be valuable to have the County represented on the Administration of Justice Committee at this time with the potential for the Governor to put forth an initiative for juvenile and adult reform. Supervisor Morgan indicated interest in this Committee and perhaps the other two if they do not conflict in meeting times and dates. Supervisor Morgan will look into the Committees and perhaps bring this matter back to the Board for appointment in the future. Therefore, Supervisor Forster would like to request to remain the on the Housing Land Use and Transportation Commission with Supervisor Boitano as the alternate.

ACTION: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Forster, seconded by Supervisor Boitano and unanimously carried to approve the 2016 Committee Assignments as amended above.

Environmental Services Joint Powers Authority (ESJPA): Discussion and possible action relative to designation of the 2016 delegate and alternate for the ESJPA.

ACTION: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Boitano, seconded by Supervisor Forster to retain Supervisor Oneto as the primary delegate and Jim McHargue, Waste Management Director as the alternate.

Golden State Finance Authority (GSFA): Discussion and possible action relative to designation of the 2016 delegate and alternate for the GSFA.

ACTION: Chairman Plasse pointed out that the Golden State Finance Authority is duplicative of the CHF Homebuyers Fund listed on the Committee Assignments approved by the Board earlier in this meeting. Supervisors Oneto and Forster will serve as delegate and vice delegate.

Minutes: Review and possible approval of the December 22, 2015 Board of Supervisors Meeting Minutes.

ACTION: Approved pursuant to the following motion.

MOTION: It was moved by Supervisor Forster, seconded by Supervisor Morgan, and unanimously carried to approve the December 22, 2015 Board of Supervisors Meeting Minutes with minor correction.

****10:30 A.M.****

PUBLIC HEARINGS:

Amador County Transportation Commission: Discussion and possible action relative to a public hearing to consider:

- Approval of the Amador County Regional Traffic Mitigation Fee (RTMF) Program Annual Status Report and Resolution supporting it.
- Approval of the Amended and Restated Memorandum of Understanding (MOU) updating the RTMF Program and Resolution supporting it.
- Adoption of a Resolution approving Amendment to RTMF Program.

Mr. John Gedney, ACTC Executive Director, summarized this matter and reviewed the proposed Amended and Restated Memorandum of Understanding and fielded questions from the Board.

Mr. Aaron Brusatori, Community Development Director, also spoke relative to this matter.

Chairman Plasse opened the public hearing at this time. The following individual wished to speak relative to this matter.

Mr. Tim Murphy, City of Sutter Creek, encouraged the Board to approve the amendments as presented. He noted the RTMF program has been working successfully and he does not see the need to hinder its progress by changing the process at this time. Mr. Murphy encouraged the Board to recommend changes to the Commission membership to include two County seats if they desire.

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

MOTION #1: It was moved by Supervisor Forster, seconded by Supervisor Oneto and unanimously carried to close the public hearing.

ACTION #2: Direction given pursuant to the following motion.

MOTION #2: It was moved by Supervisor Oneto, seconded by Supervisor Boitano and unanimously carried to approve the Regional Transportation Mitigation Fee Annual Report; and approval of the Amended and Restated Memorandum of Understanding updating the RTMF Program (incorporating language relative to Commission membership, to include two County representatives, and Resolution supporting it; and approval of a Resolution approving amendment #2 to the MOU concerning the RTMF (fee adoption).

RESOLUTION NO. 16-007

Resolution approving Amendment to the Regional Traffic Mitigation Fee Program

RESOLUTION NO. 16-008

Resolution approving Amendment #2 to the Memorandum of Understanding between Amador County, its Cities and Amador County Transportation Commission concerning the Regional Traffic Mitigation Fee Program.

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 approximately 12:30 p.m., the Board convened into closed session. The following matters were heard.**

Conference with Real Property Negotiators: County Property 810 Court Street-APN 020 200-021-000; Scotty's Plaza-APN 020-200-019-000, 845-847 Court Street; (Terms & Conditions)

Negotiating Parties: Mr. Dave Carlson; County Negotiators: Charles T. Iley, County Administrative Officer and Jon Hopkins, General Services Director.

ACTION: Direction given to staff.

Public Employee Performance Evaluation: Discussion and possible action pursuant to Government Code Section 54957: Title-County Counsel

ACTION: Direction given to staff.

Public Employee Appointment of Employment: Discussion and possible action pursuant to Government Code Section 54957: Title County Counsel

ACTION: Direction given to staff.

Conference with County Counsel - Existing Litigation {Government Code 54956.9(d)(1)}: 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 given.

County of Amador v. The United States Department of the Interior; United States District Court for the Eastern District of California. Case No. 2:12-CV-01710-JAM-CKD

ACTION: Nothing to report.

Pine Grove Business Alliance v. County of Amador, et al; Amador County Superior Court; Case No. 14CV9062

ACTION: Direction given to staff.

Robert Clark and Christine Clark v. County of Amador, Bob Foy; et al; Amador County Superior Court; Case No. 14CV8712

ACTION: Direction given to staff.

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

Buena Vista Rancheria

ACTION: Update given.

Confidential Minutes: Review and approval of the confidential minutes for December 22, 2015.

ACTION: Approved pursuant to the following motion.

MOTION: It was moved by Supervisor Boitano, seconded by Supervisor Oneto and unanimously carried to approve the confidential minutes of December 22, 2015.

REGULAR SESSION: At 12:00 p.m., the Board reconvened into regular session. Chairman Plasse reported the above issues were reviewed in closed session.

ADJOURNMENT: Until Tuesday, January 26, 2016, at 8:30 a.m.

**AMADOR COUNTY
BOARD OF SUPERVISORS**

CONSENT AGENDA

January 12, 2016

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. **Sheriff:** Request to increase budget in the amount of \$19,266.00 to reflect the award of a grant, for the purchase of marine patrol and dive team equipment.
- B. **General Services Administration:** Request to increase line item #52800 Special Department Expense for the Underground Storage Tank Closure Project, using cash fund balance carry-over from F/Y 14-15.
- C. **Amador County Recreation Agency:** Approval of a \$4,000 allocation to ACRA for the Mollie Joyce Park Wildland Fire Fuels Reduction Project.

2. **TAX MATTERS** None

3. **RESOLUTIONS**

- A. **Board of Supervisors:** Approval of a resolution proclaiming the week of January 24 through 30 as Amador County School Choice Week. (Resolution #16-001)
- B. **Health and Human Services:** Approval of a resolution upon the retirement of Margot Bugni. (Resolution #16-002)
- C. **Treasurer/Tax Collector:** Approval of a resolution approving the annual Statement of Investment Policy. (Resolution #16-003)
- D. **Building Department:** Approval of a resolution authorizing the Chairman to sign an agreement between the County and Steven and Kathleen Lawler to construct a Limited Density Rural Dwelling. (Resolution #16-004)
- E. **Sheriff:** Approval of a resolution upon the retirement of Vickie Stephens. (Resolution #16-005)

4. **AGREEMENTS**

- A. **Health and Human Services:** Approval of an Agreement with BHC Heritage Oaks to provide Psychiatric Inpatient Treatment Services to Amador County clients. This agreement changes the term of previous agreement.

5. **ORDINANCES** None

6. **MISCELLANEOUS APPOINTMENTS/RESIGNATIONS**

- A. **Law Library Committee:** Approval of the resignation of Renee C. Day; and the appointment of Andrea Sexton for a one year term ending December 31, 2016.
- B. **Law Library Committee:** Approval of the re-appointments of the following persons for the term ending December 31, 2016:
- Laura Endstadter
 - John Allen
 - Gail S. Smyth
 - Michael T. McEnroe

7. **MISCELLANEOUS**

- A. **Health and Human Services:** Approval of a request to backfill an Eligibility Worker I position in Social Services. This is a Merit System position and must be hired through the Merit System process.
- B. **Health and Human Services:** Approval of a request to hire and Finance Assistant I/II to fill the vacancy in the Conservator's Office.
- C. **Health and Human Services:** Approval of a request to revise the job description for the Mental Health Services Act (MHSA) Program Coordinator recruitment.

8. **GENERAL CORRESPONDENCE**

- A. A Notice of Proposed Regulatory Action relative to amending subsections 7.50(b)(5), (b)(68) and (b)(156).5), Title 14, California Code of Regulations, relating to central valley salmon sport fishing.
- B. A Notice of Proposed Regulatory Action relative to a finding pursuant to Section 2075.5, Fish and Game Code, listing Clear Lake hitch as threatened under the California Endangered Species Act is warranted.
- C. A Notice of Proposed Regulatory Action relative to Section 28.20, Title 14, California Code of Regulations, relating to Pacific halibut sport fishing.
- D. A Notice of Proposed Regulatory Action relative to adding Section 8.01, Title 14, California Code of Regulations relating to special measures for fisheries at risk due to drought conditions.

- E. A Notice of Proposed Regulatory Action relative to subsection (d) of Section 27.80, title 14, California Code of Regulations relating to ocean salmon sport fishing for April 2016.
- F. A Notice of Proposed Regulatory Action relative to subsection (d) of Section 27.80, title 14, California Code of Regulations relating to ocean salmon sport fishing after April 30, 2016.
- G. Commendation Letter from Ms. Judy Dias to Public Works road crew expressing gratitude for snow plowing on Christmas Eve, 2015.
- H. Memorandum from the Environmental Health Department relative to a recap of activity during December 2015 totaling \$10,039.00.
- I. Memorandum from the Building Department relative to a recap of activity during the current fiscal year totaling \$212,763.74
- J. Auditor's check register dated January 4, 2016 totaling \$457,947.66.

Brian Oneto, Chairman
Board of Supervisors

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

**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
Telephone (209) 223-6470
FAX# (209) 257-0619
www.amadorgov.org**

11:00 a.m.

AGENDA TRANSMITTAL FORM

To: **Board of Supervisors**

Date: 02/01/2016

From: JC Wegner

(Department Head - please type)

Phone Ext. 515

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

Meeting Date Requested:

02-09-2016 1100

Department Head Signature _____

Agenda Title: Swearing of Correctional Lt. Adam Stone

Summary: (Provide detailed summary of the purpose of this item; attach additional page if necessary)
Sheriff Martin A. Ryan to administer oath to Correctional Lieutenant Adam Stone who replaces recently retired Correctional Lieutenant Vickie Stephens.

Recommendation/Requested Action:
Attend and authorize Sheriff to administer oath to employee

Fiscal Impacts (attach budget transfer form if appropriate)

None

Staffing Impacts None

Is a 4/5ths vote required? Yes No

Committee Review? Name _____ N/A

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 GC

Auditor JOR GSA Director HP

CAO AL Risk Management MTW

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

FOR CLERK USE ONLY

Meeting Date 2-9-16 Time _____ Item # 15

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

Save