

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

**DATE:** Tuesday, September 8, 2015  
**TIME:** 8:30 a.m.  
**LOCATION:** County Administration Center, 810 Court Street, Jackson, California

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

**Present on Roll Call:**

Brian Oneto, Chairman, District V  
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 8:30 a.m., the Board convened into closed session.**

**REGULAR SESSION: At 9:00 a.m., the Board reconvened into regular session. Supervisor Plasse reported the following issues were reviewed in closed session:**

**Conference with Labor Negotiators:** Pursuant to Government Code Section 54957.6. County Negotiator: Greg Gillott, County Counsel, Chuck Iley, County Administrative Officer, and Darrell P. Murray, IEDA. Employee Organization: All Units

**ACTION: Update given.**

**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: No update.**

Citizens for Smart Development in Amador County, et al v. County of Amador, et al, Superior Court of the State of California, County of Amador Case No. 15CV9374

**ACTION: Direction given to staff.**

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

Buena Vista Rancheria

**ACTION: No update.**

Claim of David S. Dick

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

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

Claim of Jon L. Nyland

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

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

Claim of Joseph Becker (Claim #15-06)

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

**MOTION:** It was moved by Supervisor Forster, seconded by Supervisor Morgan and unanimously carried to deny the subject claim due to liabilities and damages being disputed.

Claim of Joseph Becker (Claim #15-13)

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

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

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

Chairman Oneto announced that Addendum #1 will be heard as item #11a  
**Transportation Funding:** Discussion and possible action relative to support of the Governor's Transportation Funding proposal to spend an additional \$3.6 billion on fixing streets, roads, bridges and highways in California.

And Addendum #2 will be heard as item #11b.  
**Assembly Bill 57:** Discussion and possible action relative the Chairman's signature on a letter to the Governor supporting his veto of the subject Bill.

John Plasse asked that item #10 be moved up to item 6a, as he must leave early today.  
**Mokelumne Watershed Interregional Sustainability Evaluation Program (MokeWISE):** Discussion and possible action relative to adoption of a Resolution supporting the subject Program

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

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

**PUBLIC MATTERS NOT ON THE AGENDA:** Discussion items only, no action to be taken. Any person may address the Board at this time upon any subject within the jurisdiction of the Amador County Board of Supervisors; however, any matter that requires action may be referred

to staff and/or Committee for a report and recommendation for possible action at a subsequent Board meeting. Please note - there is a three (3) minute limit per person.

**Sheriff Martin Ryan** invited the Board of Supervisors to the upcoming Search and Rescue EXPO 2015 this weekend at Plasse Resort. There will be 41 counties represented, with 400 attendees and 50 instructors. Representatives from CALOES, State Parks, Civil Air Patrol, National Guard will be in attendance as well as several other groups. Many local sponsors have been generous in providing funds for the event which will showcase Amador County.

**Sara Forgette, Executive Director of Amador Arts**, reported that Amador Arts has the opportunity to submit a grant from the National Endowment for ARTS. This "Our Town" Grant for \$60,000.00 would be used to develop a Community ARTS Plan and a Cultural Asset Map. Maureen Funk, Amador Council of Tourism, has said that she would like to work with ARTS for this program.

Chairman Oneto called for a Moment of Silence for Chip Walker, a County employee who recently passed away and Supervisor Boitano called for a Moment of Silence for Beverly Gunther, a former County employee who also recently passed away.

**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).

**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 presented.

### **REGULAR AGENDA**

**Daughters of the American Revolution (DAR):** Discussion and possible action relative to a request from the Daughters of the Revolution to adopt and present Resolution No. 15-086 proclaiming September 17<sup>th</sup> through September 23<sup>rd</sup> as Constitution Week.

Ms. Eileen Johnson, Constitution Week Chairman, Sierra Amador Chapter Daughters of the American Revolution announced that there will be a Bell Ringing Ceremony on Saturday, September 19, 2016 at 10:00 a.m. at the American Legion Memorial Wall and all are invited to attend.

**ACTION:** None. Presentation only.

**General Services Administration:** Discussion and possible action relative to awarding Bid No. ITB 15-13 for the sale of Lot No. 498, Lake Camanche Unit No. 1 (APN 003-022-007) to RTR Investment Inc., accepting the offer of \$8,500.00, authorizing the preparation of escrow and closing documents by Coldwell Banker Award Realtors in conjunction with County Counsel and the General Services Director, and adoption of a Resolution authorizing the sale.

Chairman Oneto wished to add to the record that he felt the offer seems cheap because of water and leachfield issues in that area.

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

**MOTION:** It was moved by Supervisor Boitano, seconded by Supervisor Morgan and unanimously carried to approve the resolution.

#### **RESOLUTION #15-094**

Resolution Authorizing the Sale of .52 Acre Lot as Surplus in Ione.

**Mokelumne Watershed Interregional Sustainability Evaluation Program (MokeWISE):** Discussion and possible action relative to adoption of a Resolution supporting the subject Program.

Discussion ensued with the following action being taken.

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

**MOTION:** It was moved by Supervisor Morgan, seconded by Supervisor Plasse and carried to approve the resolution.

**Ayes:** Plasse, Morgan, and Boitano

**Noes:** Forster and Oneto

#### **RESOLUTION NO. 15-091**

Resolution Supporting the Mokelumne Watershed Interregional Sustainability Evaluation Program

**Amador County Recreation Agency:** Discussion and possible action relative to consideration of approving the use of Park and Recreation Mitigation Impact Fees to update the Amador County Park and Recreation Master Plan. (Continued from August 25, 2015).

Ms. Carolyn Fregulia, ACRA Executive Director, brought back a revised Request for Proposal as requested by the Board.

Discussion ensued with the following action being taken.

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

**MOTION:** It was moved by Supervisor Morgan, seconded by Supervisor Boitano and unanimously carried to approve the use of Park and Recreation Mitigation Impact Fees to update the Amador County Park and Recreation Master Plan.

**Planning Department:** Discussion and possible action relative to making a final determination that the operation of the Jackson Valley Quarry outside of the permitted hours of operation was necessary on Sunday, August 9, 2015 due to an emergency caused by a fuel spill on Highway 88.

Ms. Susan Grijalva, Planning Director, addressed the Board at this time and reviewed a staff report as incorporated in full in the Board packet for today's date.

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

**MOTION:** It was moved by Supervisor Boitano, seconded by Supervisor Plasse and unanimously carried to make a final determination that the operation of the Jackson Valley Quarry outside of permitted hours of operation was necessary due to emergency.

**Coast to Coast Discount Prescription Card Program:** Discussion and possible action relative to potential reallocation and distribution of royalty funding received through the subject program.

Supervisor Plasse explained the program and introduced Ms. Tonya Krepp, Program Coordinator for Lifeline, one of the recipients of funds distributed. Due to a decrease in the amount the County receives; he recommends reallocating to Lifeline exclusively.

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

**MOTION:** It was moved by Supervisor Plasse, seconded by Supervisor Forster and unanimously carried to allocate 2015 funds to Lifeline exclusively.

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

### **PUBLIC HEARING**

**Community Development Block Grant (CDBG) Final Report:** Discussion and possible action relative to a public hearing for the purpose of soliciting citizen's views to set priorities for the potential submission of a Community Development Block Grant (CDBG)

application to the State Department of Housing and Community (HCD) in 2016, and approval of the final report and authorization of the County Administrator's signature and submission of the closeout document to HCD.

Ms. Terry Cox, Cox Consulting, reviewed the final report with the Board.

Chairman Oneto opened the public hearing at this time. Hearing no public comment, the following actions were taken.

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

**MOTION #1: It was moved by Supervisor Plasse, seconded by Supervisor Boitano to close the public hearing.**

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

**MOTION #2: It was moved by Supervisor Boitano, seconded by Supervisor Plasse and unanimously carried to accept the final report and authorization of the County Administrator's signature and submission of the closeout document to HCD.**

Ms. Terry Cox, Cox Consulting, reviewed the process for submission of potential projects for a Community Development Block Grant.

Chairman Oneto opened the public hearing at this time. Hearing no public comment, the following actions were taken.

**ACTION #3: Public Hearing closed pursuant to the following motion.**

**MOTION #3: It was moved by Supervisor Forster, seconded by Supervisor Plasse and unanimously carried to close the public hearing.**

**ACTION: Chairman Oneto directed staff to review Community Development Block Grant projects for further consideration by the Board.**

**2015-2016 Proposed Adopted Budget:** Discussion and possible action relative to a public hearing regarding the adoption of the 2015/2016 Fiscal Year Budget.

Mr. Chuck Iley, County Administrative Officer, reviewed the proposed budget and fielded questions from the Board.

Chairman Oneto opened the public hearing at this time. Hearing no public comment the following actions were taken.

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

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

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

**MOTION #2:** It was moved by Supervisor Plasse, seconded by Supervisor Morgan and unanimously carried to adopt the 2015-2016 Amador County Budget as presented.

**Senate Bill 350-Clean Energy and Pollution Reduction Act of 2015:** Discussion and possible action relative to approval of the Chairman's signature on a letter of opposition regarding the subject Bill.

Lengthy discussion ensued with the following action being taken.

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

**MOTION:** It was moved by Supervisor Boitano, seconded by Supervisor Plasse and carried to draft opposition letter regarding Senate Bill 350-Clean Energy and Pollution Reduction Act of 2015 and send to RCRC, CSAC, State Legislators and the Governor.  
**Abstain:** Morgan

***Addendum # 1:***

**Transportation Funding:** Discussion and possible action relative to support of the Governor's Transportation Funding proposal to spend an additional \$3.6 billion on fixing streets, roads, bridges and highways in California. (Added, see page 3)

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

**MOTION:** It was moved by Supervisor Forster, seconded by Supervisor Morgan and unanimously carried to send a letter of support of the Governor's Transportation Funding proposal with additional language stating that it would be more appropriate to equally split the Cap and Trade dollars between transit and local highway construction and spend the transit dollars where transit is more widely used.

Supervisor Plasse left the meeting at this time.

***Addendum # 2:***

**Assembly Bill 57:** Discussion and possible action relative the Chairman's signature on a letter to the Governor supporting his veto of the subject Bill.

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

**MOTION:** It was moved by Supervisor Forster, seconded by Supervisor Boitano and carried to send letter of opposition of Assembly Bill 57, also notifying RCRC, CSAC, and State legislators.  
**Absent:** Plasse



**Minutes:** Review and possible approval of the August 25, 2015 Board of Supervisors Meeting Minutes.

**ACTION: None taken.**

**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 1:25 p.m., the Board convened into closed session.**

**REGULAR SESSION: At 1:20 p.m., the Board reconvened into regular session. Chairman Oneto reported the following issue was reviewed in closed session:**

**Confidential Minutes:** Review and approval of the confidential minutes for August 25, 2015.

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

**MOTION: It was moved by Supervisor Morgan, seconded by Supervisor Forster and unanimously carried to approve the August 25, 2015 Confidential Minutes.**

**ADJOURNMENT: Until Tuesday, September 22, 2015, at 8:30 a.m.**

**AMADOR COUNTY  
BOARD OF SUPERVISORS**

**CONSENT AGENDA**

**September 8, 2015**

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

1. **BUDGET MATTERS** None

2. **TAX MATTERS** None

3. **RESOLUTIONS**

- A. **Health and Human Services:** Approval of a Resolution authorizing Amendment to Agreement No. 14-90049 with the State Department of Health Care Services (DHCS) and Amador County Behavioral Health for Substance Use Disorder (SUD) services.  
**(Resolution #15-088)**

4. **AGREEMENTS**

- A. **General Services Administration:** Approval of awarding RFQ 15-12 to KASL Consulting Engineers for Professional Engineering Services for River Pines Water Rehabilitation Study and approval of the contract with KASL Consulting Engineers in an amount not to exceed \$100,000.00 for Professional Engineering Services.
- B. **Health and Human Services:** Approval of an agreement between the County of Amador and Willow Glen Care Center for Fiscal Year 2015-16 to provide mental health residential treatment services to mentally disabled adults and the mentally disabled elderly clients of Amador County.

5. **ORDINANCES** None

6. **MISCELLANEOUS APPOINTMENTS/RESIGNATIONS** None

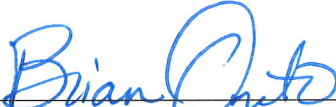
7. **MISCELLANEOUS**

- A. **Health and Human Services:** Approval of a request to reclassify one (1) FTE CPS Social Worker II to a Social Worker III.
- B. **Treasurer/Tax Collectors Office:** Approval to reclassify a Finance Assistant II to a Finance Assistant, Sr., and eliminate the currently vacant position of Treasury Technician and add a Finance Assistant II position.


- C. **Health and Human Services:** Approval of a request to backfill (1) Eligibility Worker I/II due to employee resignation effective August 24, 2015.

8. **GENERAL CORRESPONDENCE**

- A. Notice of Proposed Regulatory Action from the State Fish and Game Commission relative to commercial hagfish traps, which will be published in the California Regulatory Notice Register on August 21, 2015.
- B. Notice of Proposed Regulatory Action from the State Fish and Game Commission relative to recreational Dungeness crab and crab trap regulations, which will be published in the California Regulatory Notice Register on August 21, 2015.
- C. Memorandum from the Environmental Health Department relative to a recap of activity during August 2015 totaling \$8,102.34.
- D. Auditor's check register dated August 31, 2015 totaling \$404,219.51.

  
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Brian Oneto, Chairman  
Board of Supervisors

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

  
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**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](http://www.amadorgov.org)**