

AGENDA TRANSMITTAL FORM

To: Board of Supervisors

Date: July 19, 2017

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

Phone Ext. X759

Department Head Signature _____

<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>07/25/17</u>	

Agenda Title: Reject Bids 17-10 for Shake Ridge Road – Emergency Storm Damage Repair Project

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

Please see attached memorandum.

Recommendation: 1) Reject all bids received for Invitation to Bid 17-10 Shake Ridge Road – Emergency Storm Damage Repair and; 2) Authorize the Purchasing Agent to re-advertise the project as required by law and award bid to the lowest responsive responsible bidder pending no protest.

Recommendation/Requested Action:
See above recommendation.

Fiscal Impacts (attach budget transfer form if appropriate) _____ Staffing Impacts N/A

Budgeted

Is a 4/5ths vote required? Yes No

Committee Review? N/A

Name _____

Committee Recommendation: _____

Contract Attached: Yes No N/A

Resolution Attached: Yes No N/A

Ordinance Attached: Yes No N/A

Comments: _____

Request Reviewed by:

Chairman _____ Counsel Go

Auditor JOR _____ GSA Director lop

CAO _____ Risk Management _____

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

GSA-Jon Hopkins; County Counsel-Greg Gillott; Transportation & Public Works- Aaron Brusatori

FOR CLERK USE ONLY

Meeting Date _____ Time _____ Item # 5

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

Save

GENERAL SERVICES ADMINISTRATION

MAIL: 12200-B Airport Road, Jackson, CA 95642


LOCATION: 12200-B Airport Road, Martell, CA

PHONE: (209) 223-6759 FAX: (209) 223-0749 E-MAIL: jhopkins@co.amador.ca.us



SUMMARY MEMORANDUM

TO: Board of Supervisors

FROM: Jon Hopkins, GSA Director 

DATE: July 18, 2017

RE: Invitation to Bid 17-10 Shake Ridge Road – Emergency Storm Damage Repair

Background: On June 20, 2017 at 1:30 pm Bids for Shake Ridge Road – Emergency Storm Damage Repair were received, opened and read publicly. Three (3) bids were received of which all exceeded the engineer's estimate of \$1,190,400.00.

Hooker Creek Inc.	\$1,280,946.20
Vinciguerra Construction	\$1,470,457.00
MKD Construction	\$1,599,778.00

The invitation to bid was prepared based upon the understanding it qualified for 100% reimbursement from the Federal Highway Administration (FHWA) as emergency opening work which necessitated an accelerated time frame of 180 days to complete all design and construction work. Upon evaluation of these Bids staff became aware that the lowest apparent bidder had made some errors in their bid and a bid protest was received by Vinciguerra Construction on June 27, 2017. On July 7, 2017, I issued my decision rejecting Vinciguerra Construction's protest. On July 12, 2017 Vinciguerra Construction provided notice of its appeal of my decision regarding the bid protest to the Board of Supervisors.

On July 6, 2017 the County was informed by FHWA staff that they did not consider the work eligible for 100% reimbursement. The County subsequently asked for reconsideration of that initial determination, but that initial determination was confirmed by FHWA on July 18, 2017. One result of no longer being eligible for 100% reimbursement is the accelerated time frame for completion of the work is no longer required.

Revised Recommendation: Reject all bids and re-advertise utilizing a new, less accelerated schedule.

Analysis: It is clear under California law that a county generally has the right to reject all bids. (Public Contract Code sections 21030 & 21050.9.) In addition, the County's Invitation to Bid expressly reserved the right to reject all bids.

After consultation with Community Development Director and County Counsel, and based upon the fact that this work is no longer subject to time restrictions, that it will not be reimbursed at 100%, and after considering the engineers estimate and potential for project delay, my conclusion and revised recommendation to the Board is that all bids for this project be rejected and that the project be re-advertised for bids; all bidders have been noticed regarding this recommendation.

Alternatives: None are recommended

Fiscal or Staffing Impacts: It is anticipated that removing the restricted time elements will produce more favorable bids.

Recommendation: 1) Reject all bids received for Invitation to Bid 17-10 Shake Ridge Road – Emergency Storm Damage Repair and; 2) Authorize the Purchasing Agent to re-advertise the project as required by law and award bid to the lowest responsive responsible bidder pending no protest.

cc: Chuck Iley, CAO
Greg Gillott, County Counsel
Aaron Brusatori, Community Development Director
file

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: <u>07/25/2017</u>
--

To: Board of Supervisors

Date: 07/19/2017

From: Richard M. Forster, Chairman
 (Department Head - please type)

Phone Ext. x470

Department Head Signature _____

Agenda Title: Public Meeting Notification Policies

Summary: (Provide detailed summary of the purpose of this item; attach additional page if necessary)
 Discussion and possible action relative to the subject mater.

Recommendation/Requested Action: _____

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

Is a 4/5ths vote required? Yes <input type="radio"/> No <input checked="" type="radio"/>	Contract Attached: <input type="radio"/> Yes <input type="radio"/> No <input type="radio"/> N/A Resolution Attached: <input type="radio"/> Yes <input type="radio"/> No <input type="radio"/> N/A Ordinance Attached: <input type="radio"/> Yes <input type="radio"/> No <input type="radio"/> N/A Comments: _____
Committee Review? <u>N/A</u> <input type="checkbox"/> Name <u>Administrative-7/17/17</u> Committee Recommendation: <u>Refer to Full Board</u>	

Request Reviewed by:

Chairman RMA Counsel GO
 Auditor JOR GSA Director HQ
 CAO _____ Risk Management _____

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

FOR CLERK USE ONLY

Meeting Date 7/25/17 Time _____ Item # 6

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

Ayes: _____ Resolution _____ Ordinance _____ Other: _____
 Noes: _____ Resolution _____ Ordinance _____
 Absent: _____ Comments: _____

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




**AMADOR COUNTY
ADMINISTRATIVE AGENCY**

County Administration Center
810 Court Street • Jackson, CA 95642-9534
Telephone: (209) 223-6470
Facsimile: (209) 257-0619
Website: www.co.amador.ca.us

July 17, 2017

MEMORANDUM

TO: Amador County Board of Supervisors

FROM: Chuck Iley, County Administrative Officer 

RE: Discussion Regarding Changes to the County Notification Policy for Public Hearings or Other Items

There was an issue with the notification process during a Planning Commission meeting several weeks ago that has prompted discussion regarding how the County notifies citizens that are interested in a certain issue and how that process should proceed in the future.

The case at issue surrounds a Planning Commission item that was scheduled for a public hearing before the Planning Commission at their evening meeting. The item had been properly advertised and the surrounding residents noticed of the hearing. Late in the day of that scheduled meeting Planning staff realized that a procedural error had occurred, and review by a mandated committee had not taken place. As a result, action on the item by the Planning Commission could not take place at that evening's meeting. However, since the item had been noticed, the item was still heard and the public was allowed to offer their input regarding the item. The item was then continued to a date certain in the future.

The complaint from the public arises from the fact that staff knew before the meeting that the item would not be finalized that evening, but did not contact the residents that had offered input and had stated that they would attend the meeting. The resident who showed up felt that his evening had been unnecessarily wasted and a simple phone call could have saved the wasted effort of attending a meeting. The complaint goes further in that, had he not been at the meeting, the resident would not have known that the item had been continued, which would have precluded his attendance at the following meeting. The requested change to County policy would mandate that items be re-advertised in the same manner that the first advertisement is placed when an item is continued to a new date.

Staff has many concerns about this proposal. Staff will typically try to notify someone that the item will likely be continued if the opportunity exists to make that call.

In this case, staff realized very late in the process that there was a problem with the item. The call did not get made, and that is regrettable, but not unexpected.

The various Boards do typically take the recommendations that staff provides to them, but they are not bound to do so. It is a cautionary tale to note that in the case that we are using as our example, staff would have simply been making a call to tell the interested citizens of their anticipated recommendation. Unless the item has been completely pulled, there is a chance that something other than staff's recommendation might come to pass. Additionally, someone who hadn't made it known to staff they were planning on attending the meeting may show up at the meeting since they wouldn't have been notified. Per current county policy they would be allowed to comment on the project at that time so they wouldn't have to return to the continued meeting if they so choose or if they are unable to attend the continued meeting.

Finally, staff is concerned about the cost and effort required to re-notice every time a continuance is enacted. It is not cheap to place an advertisement, and if the public begins reliance on personal staff notifications, do they begin to disregard the formal notifications? It is a concern that the Board should consider as they consider potential changes to this policy.

Staff is not recommending any changes to current policy. We do understand that we should try to contact those who are offering input to an item when the timing or other circumstances surrounding that item change. We do try to accomplish that, but there are circumstances where the opportunity to complete that task is not available, and notification is not made. Staff will continue to do their best to communicate to all of those involved.

AGENDA TRANSMITTAL FORM

To: Board of Supervisors

Date: 07/19/2017

From: Richard M. Forster, Chairman
(Department Head - please type)

Phone Ext. x470

<input checked="" type="radio"/> Regular Agenda
<input type="radio"/> Consent Agenda
<input type="radio"/> Blue Slip
<input type="radio"/> Closed Session
Meeting Date Requested: <u>07/25/2017</u>

Department Head Signature _____

Agenda Title: Amador County Prescription Card Program

Summary: (Provide detailed summary of the purpose of this item; attach additional page if necessary)
Discussion and possible action relative to distribution of the funds collected from the Amador County Prescription Card Program to Amador Lifeline.

Recommendation/Requested Action:

Fiscal Impacts (attach budget transfer form if appropriate)

Staffing Impacts

Is a 4/5ths vote required? Yes No

Committee Review? N/A

Name _____

Committee Recommendation: _____

Contract Attached: Yes No N/A
Resolution Attached: Yes No N/A
Ordinance Attached: Yes No N/A

Comments: _____

Request Reviewed by:

Chairman RMA

Counsel GG

Auditor JOR

GSA Director HOP

CAO _____

Risk Management _____

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

Auditor

FOR CLERK USE ONLY

Meeting Date 7/25/17 Time _____ Item # 7

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

Print Form



Jennifer Burns <jburns@amadorgov.org>

Fwd: FW: RX funding

1 message

Richard Forster <rforster@amadorgov.org>
 To: Jennifer Burns <jburns@amadorgov.org>
 Cc: Virginia Manner <vmanner@atcaa.org>

Mon, Jul 17, 2017 at 1:04 PM

Jennifer,

Please place this on the next agenda for BOS discussion and action to distribute the fun RX funds to Amador Lifeline. You can include Virginia's email as backup information.

Richard

----- Forwarded message -----

From: **Virginia Manner** <vmanner@atcaa.org>
 Date: Mon, Jul 17, 2017 at 12:59 PM
 Subject: FW: RX funding
 To: "Richard Forster" (rforster@amadorgov.org)" <rforster@amadorgov.org>

Hi I have had no replies from you on the request below! It showed it was sent? Have you and yours been OK?

From: Virginia Manner
 Sent: Tuesday, June 27, 2017 2:13 PM
 To: "Richard Forster" (rforster@amadorgov.org)
 Subject: RX funding

Good Afternoon Richard,

It was good to see you again this am. I hope you have had or will have time for a vacation before our fair starts in just a few weeks-you both contribute so much of your time!

I spoke with Tacey in the auditor's office regarding the RX funds and what the balance is at this time. She checked her records and found there was \$4,125.87. We are coming up on the end of the fiscal year once again.

We are formally requesting Amador Lifeline be considered the recipient of these funds. This funding would continue to "Help us to Help Others". We have diligently served with respect and compassion our community for over 35 years! I work continually to promote the RX program but frankly it also has become more challenging as there are now so many other companies providing the same like-kind of program. Of course, their programs are not like yours that helps others! They promote to add \$\$ into their own pockets only! Fortunately, when I travel about with the cards and find their displays I explain that your RX card is the only one card who does not! They then allow me to trash them and leave the Amador County RX card in place! Additionally, more and more of the stores can no longer legally display our card without others too. So our cards remain behind the counter to be asked for. In one case the drug store states they cannot afford to "give up" the filling fee unless the client has stated they have no insurance-the card is used to provide help their customer. With that said it's such a great program and we need to continue to promote it!

Calls for service and or referrals for our Amador Lifeline service remain strong. Our client numbers can change daily with the aging also for others who are facing unforeseen health challenges or worse. As before we do not receive any government or state funding/monies. Every dollar is needed and greatly appreciated whether it be through local grants, fundraising activities: Rotary Bowlathon or the lone annual Fall Festival's Scarecrow Contest etc. -it all counts! We are now closing ATCAA's/Amador Lifelines fiscal

year and once again we are facing a shortfall despite demonstrated program frugality of expenses. Like the RX program, competition in our business is also strong. However, Amador Lifeline will continue to demonstrate a reputation of local service for our more vulnerable community members and their families despite these challenges .

Sincerely, Virginia

Virginia Manner - Amador Lifeline Supervisor
Amador-Tuolumne Community Action Agency
935 South Highway 49 - Jackson, CA 95642
Phone: (209) 223-1485 ext. 246
Email: vmanner@atcaa.org<mailto:vmanner@atcaa.org>
Fax: (209) 223-4178

Kindness is the language which the deaf
can hear and the blind can see~ Mark Twain

 winmail.dat
20K

AGENDA TRANSMITTAL FORM

To: Board of Supervisors

Date: 07/19/2017

From: Richard M. Forster, Chairman
(Department Head - please type)

Phone Ext. x470

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

Meeting Date Requested:
07/25/2017

Department Head Signature _____

Agenda Title: Countywide Pedestrian and Bicycle Plan

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

Discussion and possible action relative to a presentation by Ms. Allison Platt, Transportation Planner, regarding the subject Plan.

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 _____

Comments: _____

Committee Recommendation: _____

Request Reviewed by:

Chairman RMA

Counsel GC

Auditor JOR

GSA Director Hop

CAO _____

Risk Management _____

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

FOR CLERK USE ONLY

Meeting Date 7/25/17 Time _____ Item # 8

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

Ayes: _____ Resolution _____ Ordinance _____ Other: _____

Noes _____ Resolution _____ Ordinance _____

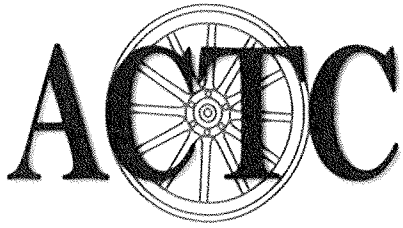
Absent: _____ Comments: _____

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



July 17, 2017

TO: Board of Supervisors, Amador County

FROM: Allison Platt, Transportation Planner

SUBJECT: Amador Countywide Pedestrian and Bicycle Plan

The ACTC Pedestrian and Bicycle Plan Committee has been meeting regularly since September, 2016 to develop an update to the 2006 Amador Countywide Pedestrian and Bicycle Plan. The committee led public outreach efforts including the development of a community outreach survey, a school principal survey, stakeholder interviews, and a public comment map which were all available on the developed website: walkbikeamador.com

After receiving comments from the public and reviewing existing planning documents including the 2006 Countywide Pedestrian and Bicycle Plan, the committee and ACTC staff developed the 2017 Amador Countywide Pedestrian and Bicycle Plan Draft. This document is available to view online at walkbikeamador.com/draft-plan. Members of the public are able to provide feedback by using the comment box on the website or emailing Allison Platt (allison@actc-amador.org) directly. Members of the public may also vote for the top 3 projects they wish to see implemented on the website.

The primary purpose of this plan is to (1) position any project that a local jurisdiction would like to pursue to be competitive and eligible for grant funding, (2) position a jurisdiction to negotiate with a developer on future pedestrian and bicycle improvements, (3) develop a list of projects to be included in the 2020 update of the Regional Transportation Plan (RTP), and (4) identify and map existing pedestrian and bicycle resources within Amador County for use by visitors and residents.

The plan identifies a total of 117 projects. Fifty five (55) of these projects are located in unincorporated areas of Amador County. These projects are listed and mapped by community location in the following order: (1) Pioneer, (2) Pine Grove & Volcano, (3) Martell, (4) Shenandoah Valley, Fiddletown, and River Pines, (5) Camanche, (6) Drytown, and (7) Interregional Connectors and Trails. I have enclosed Appendix B-D of the plan which includes the entire project list for Amador County including the five (5) incorporated cities as well as identified bicycle parking locations, and project rankings and methodology. The ACTC would like to solicit any feedback to the proposed project list, bicycle parking locations, and Draft Plan from the Board of Supervisors at this time.

AGENDA TRANSMITTAL FORM

To: Board of Supervisors

Date: July 18, 2017

From: Susan Grijalva
(Department Head - please type)

Phone Ext. 380

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

Meeting Date Requested:

07/25/17

Department Head Signature Susan Grijalva

Agenda Title: The Reed Leasing Group, LLC - Review of Parcel Map 2864 for compliance with "AG," Exclusive Agricultural zone district criteria

Summary: (Provide detailed summary of the purpose of this item; attach additional page if necessary)
Review of Tentative Parcel Map #2864 for compliance with County Code Section 19.24.036, "AG," Exclusive Agricultural zone district agricultural income and improvements criteria. County Code requires that the Board of Supervisors must make a determination, after recommendation by the Agricultural Advisory Committee, that each parcel proposed by a Parcel Map satisfies the minimum agricultural income and improvements criteria prior to approval of the land division.

See attached Agricultural Advisory Committee Staff Report and Minutes.

Recommendation/Requested Action:

Find the parcels will meet the minimum "AG" district criteria subject to a condition on the Parcel Map that the criteria be met prior to

Fiscal Impacts (attach budget transfer form if appropriate)

Staffing Impacts recording of the map.

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 Agricultural Advisory Committee

Comments: Resolution and Contracts to be approved by BOS following completion of above conditions.

Committee Recommendation:
Approval subject to the recommended condition.

Request Reviewed by:

Chairman RMA

Counsel GO

Auditor JOR

GSA Director Hop

CAO _____

Risk Management _____

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

Planning, Assessor

FOR CLERK USE ONLY

Meeting Date 7/25/17 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 _____
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 ...

STAFF REPORT TO: AMADOR COUNTY BOARD OF SUPERVISORS
FOR MEETING OF: JULY 25, 2017

REVIEW OF REQUEST TO ESTABLISH SEPARATE WILLIAMSON ACT CONTRACTS IN CONJUNCTION WITH A REQUEST FOR A PARCEL MAP TO CREATE TWO LEGAL PARCELS FROM A 241-ACRE PARCEL BIFURCATED BY HIGHWAY 88 (APNS 005-240-001 AND 005-190-005), SUBMITTED BY THE REED LEASING GROUP, LLC.

BACKGROUND: This application is a request to create two separate agricultural contracts from an agricultural preserve per the requirements of the California Land Conservation Act. The 241-acre parcel is bifurcated by Highway 88, with 111 acres located north of the highway, and 130 acres to the south of the highway. While the north and south portions of the parcel have been assigned separate Assessor's Parcel Numbers, it officially remains a single parcel of record. The agricultural income and improvements for the parcel, as provided by the applicant, are included in the attached information.

STAFF ANALYSIS: County Code requires that the Board of Supervisors find that divisions of land subject to a Williamson Act contract meet the minimum agricultural income and improvements criteria prior to a Parcel Map or Subdivision Map being approved. The Board of Supervisors must review the application to determine if the proposed parcels meet both of the following criteria as required by County Code Section 19.24.036(D)3 for agricultural preserves at least 100 acres in size but less than 160 acres:

- 1) the ability to produce an annual gross income from agricultural of \$5,867 or more, and
- 2) has in place a minimum of \$29,335 worth of agricultural improvements.

Per the application materials, the potential annual income from 11 head of cattle on the 111-acre parcel would be \$9,324, and the existing agricultural improvements (fences) have a value of \$11,182; proposed agricultural improvements (well, corral, and pole barn) would have an additional value of \$29,500.

Potential agricultural income from 13 head of cattle on the 130-acre parcel would be \$10,920, and the existing agricultural improvements (fences and pond) have a value of \$21,528; proposed agricultural improvements (well, corral, pole barn) would have an additional value if \$29,500.

AGRICULTURAL ADVISORY COMMITTEE ACTION: The Agricultural Advisory Committee, during their regular meeting of July 12, 2017, recommended that the Board of Supervisors find proposed Tentative Parcel Map #2864 meets the "AG" zone agricultural income and improvements criteria for parcels over 100 acres but less than 160 acres subject to the condition that the minimum agricultural improvements, which are to be verified by the County Assessor, must be constructed on each parcel prior to the recordation of the Parcel Map.

REQUESTED BOARD OF SUPERVISORS ACTION: The Board of Supervisors is being requested to find that proposed Tentative Parcel Map #2864 meets the minimum agricultural

income and improvements criteria for parcels over 100 acres but less than 160 acres subject to the condition that the minimum agricultural improvements, which are to be verified by the County Assessor, must be constructed on each parcel prior to the recordation of the Parcel Map.

DRAFT
MINUTES
AMADOR COUNTY AGRICULTURAL ADVISORY COMMITTEE
MEETING OF WEDNESDAY, JULY 12, 2017

The meeting of the Amador County Agricultural Advisory Committee was called to order at 5:30 p.m. in Conference Room C at the County Administration Center, 810 Court Street, Jackson, California, by Chair John Allen.

The following members were present:

John Allen, District 4 (Chair)
David Bassett, District 1
Dan Port, District 2
Keith Des Voignes, Planning Commission
Rich Pember, Assessor's Office

Also in attendance:

Scott Oneto, Farm Advisor
Susan Grijalva, Planning Department
John Kirkpatrick
Brian Kirkpatrick
Jeff Welch, Reed Leasing Group, LLC
Robin Peters, Cal-State Engineering (rep. for Reed Leasing Group, LLC)

- A. **CORRESPONDENCE:** None.
- B. **PUBLIC MATTERS AND PERSONS WISHING TO ADDRESS THE COMMITTEE REGARDING NON-AGENDA ITEMS:** None.
- C. **APPROVAL OF MINUTES:** It was moved by David Bassett, seconded by Rich Pember, and carried to approve the January 11, 2017 minutes as presented.

AGENDA ITEMS

- ITEM 1. Review of a request for inclusion into a California Land Conservation Act contract and preserve for 230± acres located between Stoney Creek Road and Highway 88 (APNs 044-010-047, 044-180-001, and 004-180-026), submitted by John & Maxine Kirkpatrick.**

Chair John Allen reviewed the application submitted by the Kirkpatricks.

Rich Pember noted the property is 3 separate parcels; an 80 acre, a 5 acre and a 145± acre parcel that are contiguous to each other and to another parcel owned by the Kirkpatricks that is currently under contract.

There was discussion as to whether if the 3 parcels were put in a single contract with a joint management agreement would that prevent the smaller, non-qualifying parcels from being sold in the future.

Susan Grijalva explained that in the past multiple, small/non-qualifying parcels had been placed in a single contract but that it had since been determined being in a single contract did not prevent the sale of the parcels which could result in non-qualifying parcels under different ownerships being in the Williamson Act without being used for agriculture, which is the purpose of the program.

Rich Pember stated that none of the 3 parcels alone meet the AG zone district agricultural income or improvement criteria but together they would qualify.

After further discussion, it was moved by David Bassett, seconded by Dan Port, and carried to recommend approval of a Williamson Act contract for APNs 044-010-047, 044-180-001, and 004-180-026 subject to the condition the 3 parcels are legally merged into a single parcel.

ITEM 2. Review of request to establish separate Williamson Act contracts in conjunction with a request for a Parcel Map to create two legal parcels from a 241-acre parcel bifurcated by Highway 88 (APNs 005-240-001 and 005-190-005), submitted by The Reed Leasing Group, LLC.

Chair John Allen presented the proposal to the Committee. He noted the proposed parcels are approximately 111 acres (north of Highway 88) and 130 acres (south of Highway 88) in size.

David Bassett questioned the carrying capacity of the property on the north side of Hwy 88 as it is more heavily wooded and appears to be rockier soil than the south side. There was discussion relative to how the agricultural income is established for cattle grazing. John Allen felt the north side is “borderline” for meeting the agricultural income criteria.

There was discussion about whether the Parcel Map could be conditioned to require the necessary agricultural improvements be in place prior to the map being recorded. Susan Grijalva stated that would have to be the case since without the agricultural improvements that are proposed in the application, the parcels wouldn’t meet the AG zone district criteria and the map could not be approved.

David Bassett moved to deny the request because the parcel on the north side of the highway does not meet the agricultural income criteria. The motion died for the lack of a second.

It was moved by Dan Port, seconded by Rich Pember and carried 4-1 to recommend the Board of Supervisors find proposed Tentative Parcel Map 2864

meets the AG zone district agricultural income and improvement criteria for parcels over 100 acres in size but less than 160 acres subject to the condition that the minimum agricultural improvements, which are to be verified by the County Assessor, must be constructed on each parcel prior to the recordation of the Parcel Map.

There being no further business, the meeting was adjourned at 6:10 p.m.

John Allen, Jr., Chairman

Susan C. Grijalva, Planning Director

AGENDA

AGRICULTURAL ADVISORY COMMITTEE

WEDNESDAY, JULY 12, 2017

5:30 PM

Conference Room C
Second Floor, County Administration Center
810 Court Street, Jackson, California

In compliance with the Americans with Disabilities Act, if you are a disabled person and you need a disability-related modification or accommodation to participate in this meeting, please contact the Planning Department at (209) 223 6380 or (209) 257-5002 (fax). Requests must be made as early as possible and at least one-full business day before the start of the meeting.

- A. Correspondence.**
- B. Public matters and persons wishing to address the Committee regarding non-agenda items.**
- C. Approval of minutes: January 11, 2017.**
- D. AGENDA ITEMS:**
 - ITEM 1.** Review of a request for inclusion into a California Land Conservation Act contract and preserve for 230+/- acres located between Stoney Creek Road and Highway 88 (APNs 044-010-047, 044-180-001, and 044-180-026), submitted by John & Maxine Kirkpatrick.
 - ITEM 2.** Review of request to establish separate Williamson Act contracts in conjunction with a request for a Parcel Map to create two legal parcels from a 241-acre parcel bifurcated by Highway 88 (APNs 005-240-001 and 005-190-005), submitted by The Reed Leasing Group, LLC.

**STAFF REPORT TO: AMADOR COUNTY AGRICULTURAL ADVISORY
COMMITTEE
FOR MEETING OF: JULY 12, 2017**

**ITEM #2 REVIEW OF REQUEST TO ESTABLISH SEPARATE WILLIAMSON
ACT CONTRACTS IN CONJUNCTION WITH A REQUEST FOR A
PARCEL MAP TO CREATE TWO LEGAL PARCELS FROM A 241-
ACRE PARCEL BIFURCATED BY HIGHWAY 88 (APNS 005-240-001
AND 005-190-005), SUBMITTED BY THE REED LEASING GROUP, LLC.
(CONTRACT #4)**

This application is a request to create two separate agricultural contracts from an agricultural preserve per the requirements of the California Land Conservation Act. The parcel is bifurcated by Highway 88. While the north and south portions of the parcel have been assigned separate Assessor's Parcel Numbers, it officially remains a single parcel of record. The agricultural income and improvements for the parcel, as provided by the applicant, are included in the attached information.

The Committee must review the application to determine if the proposed contracts meet both of the following criteria as required by County Code Section 19.24.036(D)3 for agricultural preserves at least 100 acres in size but less than 160 acres:

- 1) the ability to produce an annual gross income from agricultural of \$5,867 or more,
and
- 2) has in place a minimum of \$29,335 worth of agricultural improvements.

Per the application materials, the potential annual income from 11 head of cattle on the 111-acre parcel would be \$9,324, and the existing agricultural improvements (fences) have a value of \$11,182; proposed agricultural improvements (well, corral, and pole barn) would have an additional value of \$29,500.

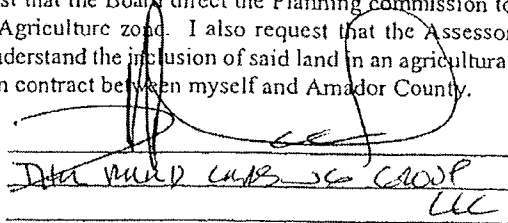
Potential agricultural income from 13 head of cattle on the 130-acre parcel would be \$10,920, and the existing agricultural improvements (fences and pond) have a value of \$21,528; proposed agricultural improvements (well, corral, pole barn) would have an additional value if \$29,500.

The Committee's recommendation(s) will be forwarded to the Board of Supervisors for their consideration when determining whether each of the proposed parcels meets the requirements of the "AG" zone district for parcels over 100 acres but less than 160 acres in size.

REQUEST TO FORM AGRICULTURAL PRESERVE

I hereby request the Board of Supervisors of Amador County to establish my property, described below, in an agricultural preserve in accordance with the provisions of the California Land Conservation Act of 1965. In the event that the Board elects to establish such a preserve, I also request that the Board direct the Planning Commission to initiate hearings to rezone said land to an "AG," Exclusive Agriculture zone. I also request that the Assessor consolidate the tax parcels on said land wherever possible. I understand the inclusion of said land in an agricultural preserve is conditioned on the execution of a land conservation contract between myself and Amador County.

Item A Signature(s) of all owner(s), owner(s) of interest, and lien holder(s) as shown on the attached title report.


Dana M. D. L. L. S. S. C. C. O. O. P. U. C. C.
LLC

Item B Attach current title report.

Item C Attach legal description of all property included in this request.

Item D Attach Assessor's parcel map(s) of property. Outline exactly that property included in this request. Show on map(s) how property is used and summarize on the table below. List uses and acreages within request only. Attach additional sheets if necessary.

Assessor's Parcel No.	Acres	Agricultural Uses		Compatible Uses	
		Description	Acres	Description	Acres
005-190-005	111 ±	Calf Production	111 ±		
Total Acres in request.	111 ±				

Are there uses on the property which are not listed on either the agricultural or compatible use lists? _____
 If so, explain below.

Item E

AGRICULTURAL PRODUCTION FROM THE LAND

Use	Crop	Production	Comments
Dry Pasture		11 Animal Units	See Attachment
Irrigated Pasture		Animal Units	
Field Crops		Tons Per Acre	
		Tons Per Acre	
Row Crops		Tons Per Acre	
		Tons Per Acre	
Orchard		Tons Per Acre	
Other			

Item F

OTHER INCOME FROM THE LAND

Hunting	Fishing	Mineral	Other
Per Year	Per Year	Per Year	Per Year
\$	\$	\$	\$

Item G

LEASES

			Acres
1. Portion of subject property which is owner operated.			
2. Portion(s) leased or rented to others. Provide Name & Address of lessee(s).	Use	Cash Rent Per Acre	
3. Portion(s) share cropped to others. Provide Name & Address of lessee(s)	Crop	% to Owner	
If operating expenses are shared by owner, explain:			

Item H

IMPROVEMENT AND INCOME STATEMENT

1. PERMANENT AGRICULTURAL IMPROVEMENTS

Type of Improvement	Estimated Value
Barn(s)	
Corral(s)	
Fences	
Wells	
Water Systems	
Other (specify)	
TOTAL	See Attachment

2. ESTIMATED INCOME

Use	Estimated Annual Income
TOTAL	See Attachment

I certify that the information presented in this application is true and correct to the best of my knowledge.

NAME: Jeff Welch - Compliance Specialist
Land Permitting

ADDRESS: 928 12th St Ste 700

CITY: Modesto, CA 95354

PHONE: (209) 521-9771

Jeff Welch
Signature of person who prepared application.

06/27/2017
Date

Additional persons to be notified concerning action on this request:

NAME: Robin Peters

ADDRESS: 427 Broadway

CITY: Jackson, CA 95642

PHONE: 209-223-1441

NAME: _____

ADDRESS: _____

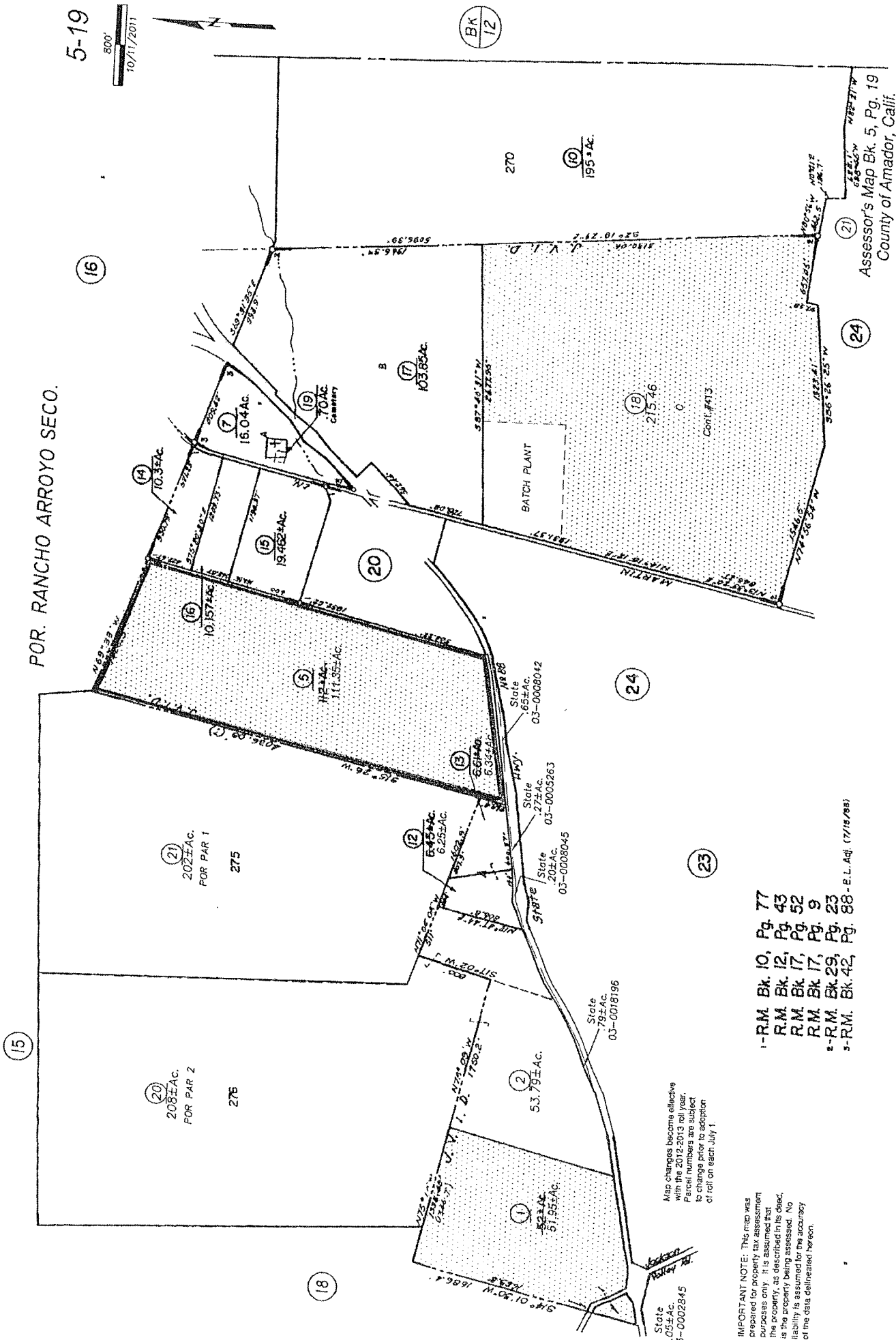
CITY: _____

PHONE: _____

Parcel 1 (north)									
June, 2017									
<u>Annual agricultural income estimate:</u>									
Acreage:	111								
Description:	calf production for sale								
Density:	one cow per 10 acres of pasture								
Calf production:	one calf per cow per year								
Calf weight on sale (lbs):	600								
Unit value:	\$140 per 100 lbs.								
									(ref: June 2017 Turlock Livestock Auction records)
Income calculation:	(111 ac./10 ac per cow) * (1 calf per cow) * (600 lbs per calf) * (\$140/100 lbs) =								\$9,324 per year gross
<u>Existing permanent agricultural improvements</u>									
Item	Qty	Units	Estimated Unit value	Estimated Preliminary Value	Neighbor Reduction	Good	Depreciation (50%)	Estimated Value	Estimated Value
Barbed wire fencing - older - good neighbor	9,070	LF	\$2.25	\$20,408	-10,204		-5,102	\$5,102	\$5,102
Barbed wire fencing - older	0	LF	\$2.25	\$0				\$0	\$0
Barbed wire fencing - newer - good neighbor	0	LF	\$4.00	\$0				\$0	\$0
Barbed wire fencing - newer	1,520	LF	\$4.00	\$6,080				\$6,080	\$6,080
									Estimated value of existing permanent agricultural improvements: \$11,182
<u>Proposed permanent agricultural improvements</u>									
Item	Qty	Units	Estimated Unit value	Estimated Preliminary Value	Neighbor Reduction	Good	Depreciation (50%)	Estimated Value	Estimated Value
Agricultural well with pump, pressure tank, etc.	1	LS	\$12,000.00					\$12,000	\$12,000
Power drop for well	1	LS	\$7,500.00					\$7,500	\$7,500
Corral, chute, etc.	1	LS	\$2,500.00					\$2,500	\$2,500
Hay storage pole barn with site prep	1	LS	\$7,500.00					\$7,500	\$7,500
									Estimated value of proposed permanent agricultural improvements: \$29,500
									Estimated value of all permanent agricultural improvements: \$40,682

POR. RANCHO ARROYO SECO.

5-19
800'
10/11/2011



Map changes become effective with the 2012, 2013, and 2014. Parcel numbers are subject to change prior to adoption of roll on each July 1.

IMPORTANT NOTE: This map was prepared for property tax assessment purposes only. It is assumed that the property, as described in the assessment, is the property being assessed. No liability is assumed for the accuracy of the data delineated herein.

- 1- R.M. Bk. 10, Pg. 77
- 1- R.M. Bk. 12, Pg. 43
- 1- R.M. Bk. 17, Pg. 52
- 1- R.M. Bk. 17, Pg. 9
- 2- R.M. Bk. 29, Pg. 23
- 3- R.M. Bk. 42, Pg. 88 - B.L. Adj. (7/15/08)

Assessor's Map Bk. 5, Pg. 19
County of Amador, Calif.

PRELIMINARY LEGAL DESCRIPTION

All that certain real property situated in the County of Amador, State of California, more particularly described as follows:

Parcel 1 as said parcel is shown on that certain Parcel Map filed for record in the official records of Amador County on *****, 2017, in Book *** of Maps and Plats, at Page ***.

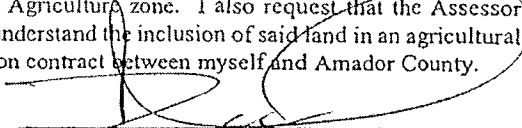
APN: ***-***-***-***

Note: The final legal description will be inserted upon parcel map recordation.

REQUEST TO FORM AGRICULTURAL PRESERVE

I hereby request the Board of Supervisors of Amador County to establish my property, described below, in an agricultural preserve in accordance with the provisions of the California Land Conservation Act of 1965. In the event that the Board elects to establish such a preserve, I also request that the Board direct the Planning commission to initiate hearings to rezone said land to an "AG," Exclusive Agriculture zone. I also request that the Assessor consolidate the tax parcels on said land wherever possible. I understand the inclusion of said land in an agricultural preserve is conditioned on the execution of a land conservation contract between myself and Amador County.

Item A Signature(s) of all owner(s), owner(s) of interest, and lien holder(s) as shown on the attached title report.


Dale Paul Lambert Group LLC.

Item B Attach current title report.

Item C Attach legal description of all property included in this request.

Item D Attach Assessor's parcel map(s) of property. Outline exactly that property included in this request. Show on map(s) how property is used and summarize on the table below. List uses and acreages within request only. Attach additional sheets if necessary.

Assessor's Parcel No.	Acres	Agricultural Uses		Compatible Uses	
		Description	Acres	Description	Acres
005-240-001	130 ±	Calf Production	130±		
Total Acres in request.	130 ±				

Are there uses on the property which are not listed on either the agricultural or compatible use lists? NO
 If so, explain below.

Item E

AGRICULTURAL PRODUCTION FROM THE LAND

Use	Crop	Production	Comments
Dry Pasture		13 Animal Units	See Attachment
Irrigated Pasture		Animal Units	
Field Crops		Tons Per Acre	
		Tons Per Acre	
Row Crops		Tons Per Acre	
		Tons Per Acre	
Orchard		Tons Per Acre	
Other			

Item F

OTHER INCOME FROM THE LAND

Hunting	Fishing	Mineral	Other
Per Year	Per Year	Per Year	Per Year
\$	\$	\$	\$

Item G

LEASES

			Acres
1. Portion of subject property which is owner operated.			
2. Portion(s) leased or rented to others. Provide Name & Address of lessee(s).	Use	Cash Rent Per Acre	
3. Portion(s) share cropped to others. Provide Name & Address of lessee(s)	Crop	% to Owner	
If operating expenses are shared by owner, explain:			

Item H

IMPROVEMENT AND INCOME STATEMENT

1.

PERMANENT AGRICULTURAL IMPROVEMENTS

Type of Improvement	Estimated Value
Barn(s)	
Corral(s)	
Fences	
Wells	
Water Systems	
Other (specify)	
TOTAL	See Attachment

2.

ESTIMATED INCOME

Use	Estimated Annual Income
TOTAL	See Attachment

I certify that the information presented in this application is true and correct to the best of my knowledge.

NAME: Jeff Welch - Compliance Specialist
hand Permitting
ADDRESS: 928 12th St Ste 700
CITY: Modesto CA 95354
PHONE: (209) 521-9771

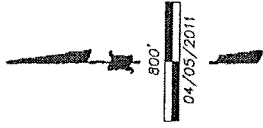
Jeff Welch
Signature of person who prepared application.
06/27/2017
Date

Additional persons to be notified concerning action on this request:

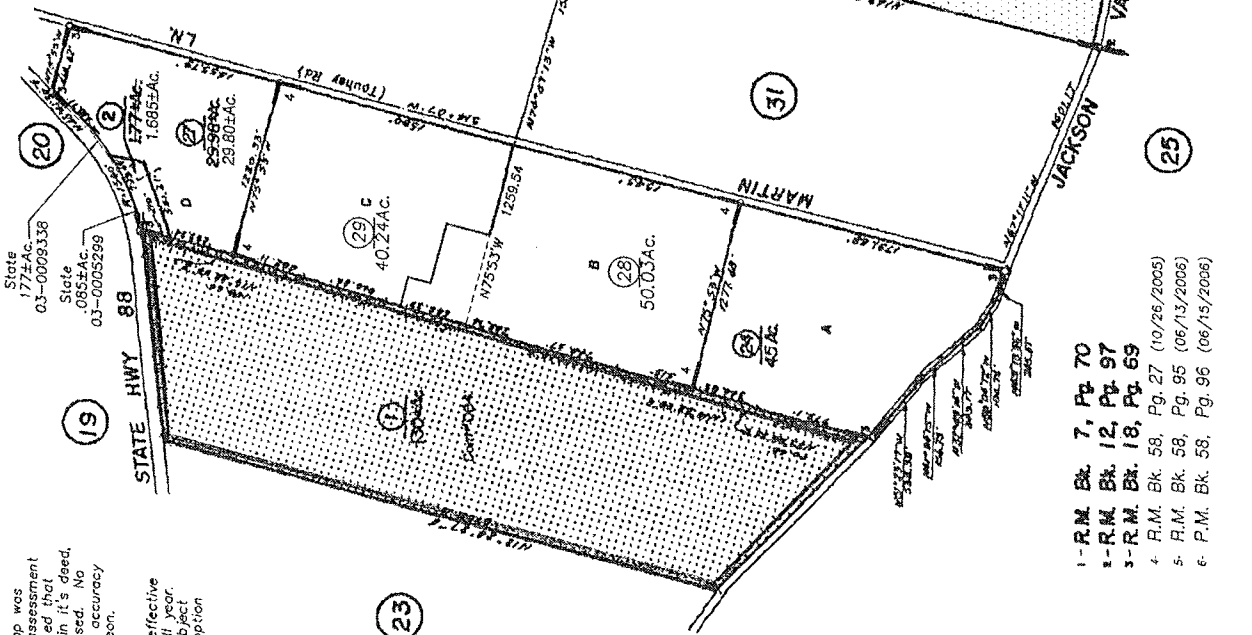
NAME: Robin Peters
ADDRESS: 427 Broadway
CITY: Jackson, CA 95642
PHONE: 209-223-1441

NAME: _____
ADDRESS: _____
CITY: _____
PHONE: _____

Parcel 2 (south)									
June, 2017									
Annual agricultural income estimate:									
Acreage: 130									
Description: calf production for sale									
Density: one cow per 10 acres of pasture									
Calf production: one calf per cow per year									
Calf weight on sale (lbs): 600									
Unit value: \$140 per 100 lbs. (ref. June 2017 Turlock Livestock Auction records)									
Income calculation: (130 ac./10 ac per cow) * (1 calf per cow) * (600 lbs per calf) * (\$140/100 lbs) = \$10,920 per year gross									
Existing permanent agricultural improvements valuation									
Item	Qty	Units	Unit value	Preliminary Value	Neighbor Reduction	Depreciation (50%)	Value		
Barbed wire fencing - older - good neighbor	8,675	LF	\$2.25	\$19,519	-9,759	-4,880	\$4,880		
Barbed wire fencing - older	2,955	LF	\$2.25	\$6,649			\$6,649		
Barbed wire fencing - newer - good neighbor	0	LF	\$4.00	\$0			\$0		
Barbed wire fencing - newer	0	LF	\$4.00	\$0			\$0		
Large stock pond with earthen impoundment	1	LS	\$10,000.00	\$10,000			\$10,000		
Total value of existing permanent agricultural improvements: \$21,528									
Proposed permanent agricultural improvements									
Item	Qty	Units	Unit value	Preliminary Value	Neighbor Reduction	Depreciation (50%)	Value	Estimated Unit value	Estimated Value
Agricultural well with pump, pressure tank, etc.	1	LS						\$12,000.00	\$12,000
Power drop for well	1	LS						\$7,500.00	\$7,500
Corral, chute, etc.	1	LS						\$2,500.00	\$2,500
Hay storage pole barn with site prep	1	LS						\$7,500.00	\$7,500
Estimated value of proposed permanent agricultural improvements: \$29,500									
Estimated value of all permanent agricultural improvements: \$51,028									



POR. RANCHO ARROYO SECO



IMPORTANT NOTE: This map was prepared for property tax assessment purposes only. It is assumed that the property, as described in it's deed, is the property being assessed. No liability is assumed for the accuracy of the data delineated herein.

Map changes become effective with the 2011-2012 roll year. Parcel numbers are subject to change prior to adoption or roll on each July 1.

- 1- R.M. Bk. 7, Pg. 70
- 2- R.M. Bk. 12, Pg. 97
- 3- R.M. Bk. 18, Pg. 69
- 4- R.M. Bk. 58, Pg. 27 (10/26/2005)
- 5- R.M. Bk. 58, Pg. 95 (06/13/2008)
- 6- P.M. Bk. 58, Pg. 96 (06/15/2008)

P.B. 12

29

Assessor's Map Bk. 5, Pg. 24
County of Amador, Calif.

PRELIMINARY LEGAL DESCRIPTION

All that certain real property situated in the County of Amador, State of California, more particularly described as follows:

Parcel 2 as said parcel is shown on that certain Parcel Map filed for record in the official records of Amador County on *****, 2017, in Book *** of Maps and Plats, at Page ***.

APN: ***-***-***-***

Note: The final legal description will be inserted upon parcel map recordation.

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: <u>07/25/2017</u>
--

To: Board of Supervisors

Date: 07/19/2017

From: Richard M. Forster, Chairman
 (Department Head - please type)

Phone Ext. x470

Department Head Signature _____

Agenda Title: Assembly Bill 524

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

Discussion and possible action relative to approval of the Chairman's signature on a letter of support for the subject legislation as it relates to allocation of citation dollars to Cal Fire for SRA grants and to counties that are dealing with the tree mortality issue.

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 BMS Counsel GC

Auditor JOR GSA Director Hop

CAO _____ Risk Management _____

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

FOR CLERK USE ONLY

Meeting Date _____ Time _____ Item # _____

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 _____
Completed by _____	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

Save

Print Form



Richard M. Forster

District 2 Supervisor

County Administration Center

810 Court Street

Jackson, California 95642

(209) 223-6470

(209) 257-0619 (FAX)

E-Mail: rforster@amadorgov.org

DATE: July 17, 2017
TO: Board of Supervisors
RE: Assembly Bill 524

On May 18, 2017, the Amador County Board of Supervisors took a Support if Amended stance on AB 524 sponsored by Assemblyman Bigelow. The Board believed the citation dollars from PG&E should be allocated to Amador and Calaveras Counties as these two counties were directly affected by the Butte fire. Unfortunately, it appears very unlikely that the amendments proposed by Amador County will be accepted.

Recent correspondence with Assemblyman Bigelow's field staff and Chief of Staff make it clear that our opposition to the bill as drafted would kill it. More distressing, opposition would definitely hinder our ability to receive funding from either Cal Fire for SRA grants or money allocated to affected counties with the tree mortality issue.

ACTION: I have written a personal support letter for the legislation as is and ask the Board of Supervisors to authorize a letter of support for AB 524 under the Chairman's signature.



Richard M. Forster

District 2 Supervisor

County Administration Center

810 Court Street

Jackson, California 95642

(209) 223-6470

(209) 257-0619 (FAX)

E-Mail: rforster@amadorgov.org

July 17, 2017

The Honorable Frank Bigelow
Member, California State Assembly
State Capitol, Room 4158
Sacramento, CA 95814

RE: Assembly Bill 524

Dear Assemblyman Bigelow,

The Amador County Board of Supervisors previously sent a letter of support for your Senate Bill 265 if amended. It appears unlikely that legislators will adopt the requested amendments.

As the Board understood the bill, AB 524 will allocate citation dollars from PG & E to Cal Fire for SRA grants and to the tree mortality issue at large. The Board of Supervisors was looking for amendments to AB 524 that would allocate the citation dollars to the counties that were directly affected by the Butte fire.

Thank you for recognizing that counties affected by the tree mortality issue are in need of additional assistance. The tree mortality crisis is a California problem and all citizens of the state and those that visit counties are subject to peril if the affected trees are not timely removed.

While I cannot represent the Amador County Board of Supervisors without their concurrence and the Board will not meet before the bill is heard again in committee, I can make my own independent decision as to the merits of the bill. I support AB 524 which allocates citation dollars to Cal Fire for SRA grants and to counties that are dealing with the tree mortality issue. Our Board will be asked to take formal action in support of AB 524 at our next meeting.

Sincerely,

Richard M. Forster
Supervisor, District 2
Amador County Board of Supervisors

c: California Utilities and Energy Committee

OFFICE OF

BOARD OF SUPERVISORS

810 COURT STREET * JACKSON, CA 95642 (209) 223-6470 * FAX (209) 257-0619



May 18, 2017

Assemblymember Frank Bigelow
P.O. Box 942849
Sacramento, CA 94249-0005

Re: SUPPORT IF AMENDED - AB 524

Dear Honorable Assemblyman Bigelow:

The Amador County Board of Supervisors supports AB 524 in concept. Amador agrees with the intent of the bill, but we have amendments to offer for your consideration.

The Butte fire was a horrific event that devastated the region, especially our neighbors in Calaveras County. At the same time, more needs to be done to prevent catastrophic wildfires like the Butte fire from happening which involves forest maintenance and restoration efforts. There exists a real need for both fire relief and fire prevention efforts in the region.

We believe that the citation dollars should be allocated to Amador and Calaveras Counties for both fire relief and fire prevention purposes. The fire relief portion should be allocated according to the number of acres burned in each county, whereas the fire prevention portion should be allocated equally. The respective fire relief and fire prevention percentages remain to be determined and should be worked out between representatives from the two counties and your office.

The Amador Board of Supervisors overwhelmingly supports passage of AB 524 with these changes.

Sincerely,

A handwritten signature in cursive script, appearing to read "Richard M. Forster".

Richard Forster

Chairman

Amador County Board of Supervisors

cc: California State Association of Counties
Rural County Representatives of California

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: <u>07/25/2017</u>
--

To: Board of Supervisors

Date: 07/14/2017

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

Phone Ext. x470

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 June 27, 2017 and July 11, 2017 Board of Supervisor Meeting Minutes.

Recommendation/Requested Action: _____

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

Is a 4/5ths vote required? Yes No

Committee Review? 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 [Signature] Counsel [Signature]
 Auditor [Signature] GSA Director [Signature]
 CAO _____ Risk Management _____

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

FOR CLERK USE ONLY

Meeting Date _____ Time _____ Item # _____

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

Amador County Board of Supervisors
ACTION MINUTES
REGULAR MEETING

DATE: Tuesday, June 27, 2017
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:

Richard M. Forster, District II-Chairman
Lynn A. Morgan, District III-Vice-Chairman
Patrick Crew, District I
Frank U. Axe, District IV
Brian Oneto, Supervisor, District V

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 Forster 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 convened into regular session. Chairman Forster reported the following issues were reviewed in closed session:

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

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 Forster requested the following item be added to the agenda for today's date as a Blue Slip. He advised he is seeking approval from the Board to add this matter to the agenda and find that it meets the requirements for a Blue Slip.

Senate Bill 649: Discussion and possible action relative to the Chairman's signature on a letter of opposition regarding the subject legislation as it relates to Small Cell By-Right Permitting & Leasing.

ACTION#1: Direction given pursuant to the following motion.

MOTION#1: It was moved by Supervisor Axe, seconded by Supervisor Morgan and unanimously carried to find the above matter qualifies to be added to the agenda as a Blue Slip because it was brought to the attention of the Chairman less than 72 hours before this meeting and requires immediate Board action. This matter will be heard as Item #16 on today's agenda.

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

MOTION#2: It was moved by Supervisor Crew, seconded by Supervisor Oneto 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.**

Road Condition Update: Ms. Brenda Walker, District IV resident, addressed the Board and expressed concern relative to when the conditions of Amador County roads will be addressed at a Board Meeting. She indicated she was under the impression the matter would be discussed today, but noticed it was not on the agenda. She stated she lives in the Sierra Vista subdivision upcountry and is very concerned about the conditions of the roads. She requested to be notified via email by Mr. Chuck Iley, County Administrative Officer, as to when she can expect this matter to be addressed. Supervisor Axe advised he will share Ms. Walker's email address with

Mr. Iley and ensure that she will be notified when this matter will be heard. It is expected to be on the agenda for July 25, 2017.

Strategic Planning: The following individuals took this time to commend the Board for holding the Strategic Planning Workshop on April 4, 2017. Comments and suggestions included, but were not limited to, scheduling workshops or public forums to continue exploring and working towards the goals established by the Board, publicly share the conclusions of the Strategic Planning Session and utilize public talents to facilitate action on some of the items suggested. (i.e., Tourism, Fire/Forest Management and Support of Broadband Internet):

- Ms. Lynne Nightengale, speaking on behalf of the Amador County Democratic Central Committee
- Ms. Caryl Callsen, District III resident
- Ms. Rebecca, Brown, District V resident

Amador Commission on Aging: Mr. Skip Schaufel, Amador Commission on Aging Chairman and Ms. Virginia Manner, presented the annual report to the Board at this time.

Plymouth Veterans Park: Supervisor Oneto took this time to advise he attended the re-dedication of the Veterans Park by the Plymouth Foothill Rotary Club. He commended the efforts of the Rotary Club in maintaining this park and encouraged everyone to stop by if they are in the area.

Italian Picnic Parade: Supervisor Oneto took this time to express concern and resentment relative to a response to a comment on a Facebook page by Supervisor Morgan. In summary he explained a comment was made on a Facebook page relative to Supervisor Morgan not being invited to attend the Italian Picnic Parade and participate in the float with Supervisors Oneto, Forster and Axe. (Supervisor Crew was unable to attend due to recent knee surgery). Supervisor Morgan commented that she was not invited to attend, when in fact Supervisor Oneto pointed out she was invited and responded to the invitation via email by stating she was unable to attend due to a scheduling conflict. Supervisor Oneto requested Supervisor Morgan remove or clarify her Facebook post to reflect what actually occurred. Supervisor Morgan apologized and stated it was an oversight on her part as she did not recall receiving or responding to the initial invitation to the parade via email.

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 possible action, and made a part of the regular agenda at the request of a Board member(s)

ACTION #1: Direction given pursuant to the following motion.

MOTION #1: It was moved by Supervisor Crew, seconded by Supervisor Morgan and unanimously carried to approve the Consent Agenda as presented.

REGULAR AGENDA

Central Sierra Economic Development District: Discussion and possible action relative to becoming a member of the subject District.

Mr. Larry Cope, outgoing Director of the Central Sierra Economic Development District, addressed the Board and provided a summary of the history of the CSEDD and fielded questions from the Board. Mr. Dave Taney, Executive Director for Motherlode Job Training and

Motherlode Workforce Development Board also addressed the Board and provided explanation of what role the Motherlode Job Training Agency will play in the CSEDD.

Discussion ensued with the following action being taken.

ACTION: Direction given to pursuant to the following motion.

MOTION: It was moved by Supervisor Axe, seconded by Supervisor Morgan and carried to direct staff to prepare appropriate documents and a revised Joint Powers Agreement to reflect Amador County joining the Central Sierra Economic Development District.

Ayes: Supervisors Axe, Morgan, Forster and Crew
Noes: Supervisor Oneto

2017-2018 Recommended Budget: Discussion and possible action relative to adoption of the 2017-18 fiscal year Recommended Budget.

Mr. Chuck Iley, County Administrative Officer, provided a brief summary of the Recommended Budget.

The following action was taken.

ACTION: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Morgan, seconded by Supervisor Crew and unanimously carried to approve the 2017-2018 Recommended Budget as presented.

Partnership Award: Presentation of a Partnership Award to the Amador Fire Safe Council by CalFire representatives.

Mr. Tom Tinsley, Cal Fire, presented the Partnership Award to members of the Amador Fire Safe Council.

ACTION: Presentation only.

Jackson Valley Irrigation District: Update by Mr. Steven Frederick, JVID General Manager, relative to the JVID Treated Water Project, Phase 2.

Mr. Steven Frederick, JVID General Manager, addressed the Board and provided an update relative to the Treated Water Project, Phase 2. Mr. Frederick stated JVID has received approximately 9.6 million dollars from the State Water Board which will allow JVID to install approximately 20 miles of pipeline that will facilitate connection for all residents to receive treated water. He advised JVID will have three years to utilize the grant and he is hopeful construction will begin soon.

ACTION: Presentation only.

Fire Fees: Discussion and possible action relative to Measure M and Community Facility District Fees.

Chairman Forster stated he requested this matter be placed on the agenda per a request by Mr. Ray Brusatori regarding his concern of overlapping collection of fire fees as the relate to Measure M and the Community Facilities Fee.

Mr. Ray Brusatori, District IV resident addressed the Board and explained that in 2006 the Board of Supervisors approved a four lot subdivision for him and one of the conditions was that he join a Community Facilities District. Mr. Brusatori is nearing completion of his subdivision and when looking into the requirements of the CFD with as set out in the terms and conditions of his map, he came to realize the new owners of each lot will be faced with a \$650.00 per year fee as opposed to other residents of the County only being charged a 38.00 per year fire fee. Mr. Brusatori continued by stating he feels this is an unfair requirement as anyone that applies for a building permit today is faced with fees such as parks and recreation, school impact fee, traffic fee, etc. that is equal to everyone else in the County, whereas the future owners of his subdivided lots will be faced with a fee that is not being spread across the board. He feels an impact fee should be adopted for fire so that everyone applying for a building permit and building a new home would be charged the same fee. Mr. Brusatori continued by stating if an impact fee was created then he feels the amount of the CFD that some property owners are now paying should be lessened so that it reflects a more balanced distribution and burden on the citizens. He stated he feels the County would by far exceed the revenue it is now receiving by establishing this one time fee. In addition he stated Measure M was passed in 2008 which is used primarily for staffing of fire personnel and he feels that is duplicative of what the CFD was originally established to do.

Chief Dave Bellerive addressed the Board and stated that although he understands Mr. Brusatori's perspective, his issue is that the impact fee would only be a one-time fee whereas the CFD is an ongoing fee and was established for large subdivisions and lot splits so that sustainable fire safety is ensured the future.

Mr. John Plasse, District I resident, addressed the Board and stated he addressed this issue near end of term as County Supervisor, although at that time his focus was more pertinent to the fee being charged year round when some properties are only accessible to emergency vehicles for a limited number of months each year, he agrees with the perspective of Mr. Brusatori. Mr. Plasse suggested the Board look into the legality of the Community Facilities District.

Lengthy discussion ensued with the following action being taken.

ACTION: Direction given to refer this matter to the Ad Hoc Committee (Supervisors Morgan and Oneto) currently assigned to researching the CFD issue regarding properties that are inaccessible for several months of the year and direct them to look in the equitability of the fee as well as adding an impact fee for all new construction, raising the existing fire fee per parcel as well as relinquishing the CFD concept in its entirety and bring back to the Administrative Committee with their findings and or recommendations for referral to the full Board.

Public Meeting Notification Policies: Discussion and possible action relative to the subject matter.

Mr. Bill May, District II resident, addressed the Board and expressed his concern regarding the notification process for recent Planning Commission Meeting. Mr. May stated had written a letter to the Planning Commission and expressed interest in a particular item that has been ongoing. He attended the meeting on June 13, 2017 as the matter was agendized for discussion, however when the item was called on the agenda it was announced that it would be held over for two months at the request of the applicant. Mr. May stated he then asked Planning staff why he was not notified in advance that the matter would be held over, as he had clearly made it knows that he intended to be present at the meeting. Mr. May also noted that the item was rescheduled for August 8, 2017, but will not be re-noticed, therefore, if he had not attended the meeting he would have never known about the rescheduling. Mr. May stated he would like a policy set in place whereby interested parties will be notified if items are pulled or rescheduled.

Ms. Susan Grijalva, Planning Director, addressed the Board and clarified that it was not the applicant that requested a continuance it was a procedural error that Planning staff only discovered hours before the June 13th meeting. She stated there was just not ample time or available staff to notify everyone personally that may have had an interest in the meeting.

ACTION: Direction given to staff to place this matter on a future Administrative Committee Agenda, date undecided at this time.

2017-2018 Grand Jury Final Report: Discussion and possible action relative to presentation of the 2017-2018 Grand Jury Final Report by Ms. Bobbi Laughton, Grand Jury Foreperson.

Mr. Jim Shock addressed the Board and stated he is speaking on behalf of Ms. Bobbie Laughton, Grand Jury Foreperson and advised copies of the report have been delivered to required recipients.

Chairman Forster asked for public comment at this time. The following individuals wished to speak.

- Mr. Jim Foley, Health and Human Services Director
- Ms. Rachel Miller, Counsel representing Nexus
- Ms. Kathleen Harmon, Amador Community Foundation

Supervisor Oneto stated an email was received from Ms. Cathy Vanderford who was unable to attend the meeting today.

He read the email into the record for today's date and it is included in the Board packet for today's date as though set forth in full.

ACTION: Direction given to staff to prepare a draft response and submit to the Administrative Committee for review within the required timeline.

County Service Area 3: Discussion and possible action regarding disposition of CSA #3 cash accounts.

Mr. Greg Gillott, County Counsel summarized a memorandum relative to this matter which is hereby incorporated into these minutes as though set forth in full. He stated CSA 3 was initially formed on March 31, 1970 as a dependent special district of the County. It was established in connection with approval of development projects in the Lake Camanche area. At some point after establishment, the County accepted and operated water and wastewater systems within the CSA. In 1996, the County issued Improvement Bonds in order to finance certain infrastructure improvements within the CSA, and the properties within the CSA were assessed annually to repay those bonds. Mr. Gillott stated recently AWA staff has inquired of the Auditor's Office as to the disposition of certain cash accounts associated with CSA 3 based on their assumption that the funds would be transferred to AWA on the premise that the funds should go toward supporting the water/wastewater system now controlled and operated by AWA. As of May 2017, account 101488 contained approximately \$431,134 and account 101489 contained approximately \$202,594.

Discussion ensued with the following action being taken.

Mr. Joe Lowe, former Auditor/Controller, addressed the Board and stated it is his recollection that the funds from account 101448 should be returned to the Amador Water Agency to be used to support the water/wastewater system now controlled and operated by AWA in CSA3 and the funds from account 101489 should be returned to the Water Supply Fund.

ACTION: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Oneto, seconded by Supervisor Morgan and unanimously carried to refund funds from account 101448 to the Amador Water Agency to be used to support the water/wastewater system now controlled and operated by AWA in CSA 3 (approximate balance as of May was 431,134), and refund the remaining funds in account 101489 (approximate balance as of May was 202,594) to the Water Supply Fund, and direct County Counsel to draft an amended agreement with AWA and bring back to the Board for approval at a future meeting.

2017 Refuse Rate Adjustments-ACES Waste Services, Inc.: Discussion and possible action relative to setting a public hearing for August 22, 2017 and authorizing staff to mail the Proposition 218 notices to all affected customers; and appoint an ad hoc committee to consider prioritization of Buena Vista Transfer Station facility improvements; and consideration of the list of special fees submitted by ACES.

Mr. Jim McHargue, APCO/Director of Solid Waste, addressed the Board and reviewed the staff report relative to this matter which is hereby incorporated into these minutes as though set forth in full. He stated on June 8, 2017, the Amador County Board of Supervisor's Public Works Committee met to consider the 2017 refuse rate adjustment request submitted by ACES Waste Service, Inc. The Committee recommended the county-recommended adjustments to the full Board of Supervisors. In addition, the Committee recommends the Board appoint an ad hoc committee to discuss Buena Vista Transfer Station facility improvements and consider a list of special fees requested by ACES in a letter submitted on June 8, 2017. The county-recommended refuse rate adjustments to be effective September 1, 2017 are:

Franchise Area 1-1.90%
Franchise Area 2-0.85%
Franchise Area 3 3.56%
Pine Grove Transfer Station 3.55%
Buena Vista Transfer Station 4.24%

He stated because the Franchise Area 2 rate adjustment is less than 1%, ACES has agreed to hold over the adjustment to next year, 2018, therefore, Franchise Area 2 will not have a rate adjustment.

Discussion ensued with the following action being taken.

ACTION: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Axe, seconded by Supervisor Oneto and unanimously carried to set the public hearing relative to this matter for August 22, 2017 and authorize staff to mail the Proposition 218 notices to all affected customers; and appoint Supervisors Crew and Oneto to serve on an ad hoc committee to consider prioritization of Buena Vista Transfer Station facility improvements, and consideration of the list of special fees outlined in the June 8, 2017 letter submitted by ACES.

Minutes: Review and possible approval of the June 13, 2017 Board of Supervisors Meeting Minutes.

ACTION: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Oneto, seconded by Supervisor Crew and unanimously carried to approve the June 13, 2017 Board of Supervisors Meeting Minutes with minor corrections.

Senate Bill 649: BLUE SLIP: Discussion and possible action relative to approval of the Chairman's signature on a letter of opposition regarding Senate Bill 549 as it relates to Small Cell By-Right Permitting and Leasing.

ACTION: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Oneto, seconded by Supervisor Morgan and unanimously carried to approve the Chairman's signature on an opposition letter regarding Senate Bill 649.

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 12:50 a.m., the Board convened into closed session.**

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

ACTION: Update given.

Conference with Real Property Negotiators: APN 0021-300-045-000 (Terms & Conditions) Negotiating Parties: Richard Illgen; County Negotiators: Charles T. Iley, County Administrative Officer and Jon Hopkins, General Services Director.

ACTION: Direction given to staff.

Conference with County Counsel - Existing Litigation {Government Code 54956.9(d)(1)}: County of Amador v. Department of the Interior, et al: In the United States Court of Appeal, District of Columbia Circuit, Case No. 16-5082

ACTION: Nothing to report.

County of Amador v. The United States Department of the Interior; In the United States Court of Appeal, Ninth Circuit, Case No. 15-17253

ACTION: Update given.

Foothill Conservancy v. County of Amador; In the Superior Court of California, Amador County, Case No. 16CV9876

ACTION: Nothing to report.

Conference with County Counsel – Anticipated Litigation {Government Code 54956.9(d)(2)}
Buena Vista Rancheria

ACTION: Nothing to report.

Confidential Minutes: Review and approval of the confidential minutes for June 13, 2017.

ACTION: Approved pursuant to the following motion.

MOTION: It was moved by Supervisor Morgan, seconded by Supervisor Axe and unanimously carried to approve the confidential minutes for June 13, 2017 with a minor correction.

ADJOURNMENT: Until Tuesday, July 11, 2017, at 8:30 a.m.

**AMADOR COUNTY
BOARD OF SUPERVISORS**

CONSENT MINUTES

June 27, 2017

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. **Probation:** Approval of a request for a budget increase of \$694,344.41 to CCP Distribution Budget Revenue line #2390-4516720 and increase CCP Distribution Expenditures - #2390-4516720 by same amount.
- B. **Probation:** Approval of a budget transfer of \$7,300.00 from Budget line #2350-52700 Minor Equipment to Budget line #2350-56200 Fixed Assets-Equipment to allow for the purchase of gear lockers and combination locks.

2. TAX MATTERS None

3. RESOLUTIONS

- A. **Board of Supervisors:** Approval of a resolution declaring a Local State of Emergency in Amador County due to Pervasive Tree Mortality. (Original resolution adopted on February 23, 2016 and updated on September 13, 2016 and February 28, 2017.) **(Resolution #17-067)**
- B. **Public Works:** Approval of a resolution to approve the 2016/2017 Regional Surface Transportation Program (RSTP) State Match and Exchange Funds agreement and authorize the Chairman to sign said agreement. **(Resolution #17-068)**
- C. **Sheriff's Office:** Approval of a resolution honoring Sergeant Jeff Milbourne upon his retirement after 26 years of service to the County. **(Resolution #17-069)**
- D. **Surveyor:** Approval of a resolution issuing Certificates of Compliance to Darlene M. Bingham, Trustee of the Darlene M. Bingham Trust dated December 10, 1999. **(Resolution #17-070)**

4. AGREEMENTS

- A. **Assessor's Office:** Approval of an agreement with Norman Dowler LLP as special counsel for the Leask/Howard/Unimin properties for the FY 2017-18.
- B. **Assessor's Office:** Approval of an agreement with Harold W. Bertholf Inc. for mineral

appraisals for Leask Howard assessment appeals for FY 2017-18.

- C. **Behavioral Health:** Approval of the first amendment to agreement Willow Glen Care Center to provide mental health residential treatment services to mentally disabled adults and mentally disabled elderly clients of Amador County for the FY 2017-18.
- D. **Public Health:** Approval of an agreement with the CA Department of Public Health for implementing the Naloxone Distribution Grant with a resolution authorizing the Director of Health and Human Services to execute said grant. **(Resolution #17-071)**
- E. **Public Health:** Approval of an agreement with the CA Department of Public Health for the Emergency Preparedness Program with a resolution authorizing Chairman to sign said agreement. **(Resolution #17-072)**
- F. **Sheriff's Office:** Approval of an agreement with the Calaveras County Sheriff's Office Allowing the housing of Amador County inmates in Calaveras County when deemed necessary by the Sheriff of Amador County, funded by AB118 revenue.
- G. **Sheriff's Office:** Approval of an amendment to the agreement with the County of Los Angeles that allows the Los Angeles County Sheriff's Transportation Unit to transport Amador County inmates statewide. This amendment modifies the existing billing rate.

5. **ORDINANCES** **None**

6. **MISCELLANEOUS APPOINTMENTS** **None**

7. **MISCELLANEOUS**

- A. **Human Resources:** Approval of the revision of the Senior Administrative Analyst Job Specification.
- B. **Public Works:** Approval of the Shenandoah Road / Fiddletown Road Intersection Improvement Project plans and specifications and authorize advertisement of the project to receive bids on August 3, 2017.

Richard M. Forster, Chairman, Board of Supervisors

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

Amador County Board of Supervisors
ACTION MINUTES
REGULAR MEETING

DATE: Tuesday, July 11, 2017
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:

Richard M. Forster, District II-Chairman
Lynn A. Morgan, District III-Vice-Chairman
Patrick Crew, District I
Frank U. Axe, District IV
Brian Oneto, Supervisor, District V

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 Forster 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 convened into regular session. Chairman Forster 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, Judy Dias, Human Resources Director and Darrell P. Murray, IEDA. Employee Organization: All Units

ACTION: Nothing to report.

Conference with County Counsel - Existing Litigation {Government Code 54956.9(d)(1)}: County of Amador v. Department of the Interior, et al: In the United States Court of Appeal, District of Columbia Circuit, Case No. 16-5082

ACTION: Nothing to report.

County of Amador v. The United States Department of the Interior; In the United States Court of Appeal, Ninth Circuit, Case No. 15-17253

ACTION: Update given.

Foothill Conservancy v. County of Amador; In the Superior Court of California, Amador County, Case No. 16CV9876

ACTION: Nothing to report.

Devi Prasad (Decedent), et al v California Department of Transportation, County of Amador, Garcia, et al; In the Superior Court of California, Amador County, Case No. 17CV10162

ACTION: Claim denied pursuant to the following motion.

MOTION: It was moved by Supervisor Oneto, seconded by Supervisor Crew and unanimously carried to deny the subject claim due to liabilities and damages of the County being disputed.

Conference with County Counsel – Anticipated Litigation {Government Code 54956.9(d) (2)}
Buena Vista Rancheria

ACTION: Nothing to report.

Claim of Joseph Borges

ACTION: Claim denied pursuant to the following motion.

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

Confidential Minutes: Review and approval of the confidential minutes for June 27, 2017.

ACTION: Confidential minutes for June 27, 2017 will be held over for approval at a future meeting.

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#1: Direction given pursuant to the following motion.

MOTION#1: It was moved by Supervisor Crew, 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.**

River Pine Clean Up Day: Supervisor Oneto took this time to commend Ms. Michelle Gallaher, Amador County Code Enforcement Officer, for her efforts in organizing and facilitating the Clean Up Day in River Pines on July 8, 2017. He stated Ms. Gallaher as well as residents of River Pines but in a lot of effort in removing a lot of trash and waste from River Pines and the community was very involved and thankful.

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 possible action, and made a part of the regular agenda at the request of a Board member(s)

ACTION #1: Direction given pursuant to the following motion.

MOTION #1: It was moved by Supervisor Oneto, seconded by Supervisor Crew and unanimously carried to approve the Consent Agenda as presented.

REGULAR AGENDA

Department of Transportation and Public Works: Discussion and possible action relative to a review of SB1 funded Road Maintenance Projects and direction to staff to facilitate any changes or revisions to the project list based on public comment; direction to staff to proceed

with submitting the 2017/18 Road Maintenance and Rehabilitation Account list of projects to the state for approval; and direct staff to prepare construction documents to facilitate implementation of the projects upon approval by the State.

Mr. Aaron Brusatori, Community Development Director, summarized the staff report relative to this matter as incorporated in full in the Board packet for today's date. Amador County Transportation and Public Works inventories road maintenance needs on an annual basis. The identified pavement maintenance needs exceed the resources of both time and money every year. This is reflected in the 2015 Pavement Management Program Update. SB1 provides new revenues for road maintenance projects and requires that projects funded by the new revenue need to be budgeted, approved by the Board of Supervisors and then submitted to the state for approval. For fiscal year 17/18, budgeted revenues from SB1 are \$537,901 from the Road Maintenance and Rehabilitation Account and \$106,726 from the Loan Repayment portion of SB1 according to estimates provided by CSAC (2017/18 State Budget Bulletin June 15, 2017). The SB1 revenues are expected to increase to \$2.38M by fiscal year 19/20 according to CSAC projections. The SB1 revenues are estimated to be available to Amador County starting in February 2018, with the work items to be performed in the spring of 2018. For FY 17/18 Transportation and Public Works has compiled a list of projects for completion using the SB1 revenues identified above (\$644,627). The identified projects consist of dig-outs, restriping, culvert replacements and crack filling. The dig-outs represent the majority of the value of the proposed projects and are an implementation of the recommendations of the 2015 Pavement Maintenance Program Update. The culverts on the list are failing or have failed. The identified projects are proposed to be performed by contractors as our crews are fully utilized in the performance of routine items such as ditching, brushing, gravel road grading, potholing and responding to service requests.

Chairman Forster invited the public to speak relative to this matter. The following individuals wished to speak:

Mr. Ross Anderson, District IV resident, took this time to advocate for repairs and maintenance for Sutter Creek Volcano Road, he also commended the road crew for their effort when staffing and funding is minimal. He also suggested the possibility of grants to further compensate for funding shortages.

Mr. Tom Baine, District V, took this time to advocate for repairs and ongoing maintenance to Quartz Mtn. Road East, He stated the road is very dangerous, currently has no speed limit and drivers often drive on the wrong side of the road to avoid potholes.

Ms. Deanna Baine, District V, also spoke in favor of repair and maintenance to Quartz Mtn. Road East, she stated it is currently in a very dangerous condition and she fears a serious accident will occur if something is not done. She also questioned as to when Shakeridge Road will be reopened and if any of the SB1 funds will be utilized for repair of that road.

Mr. Aaron Brusatori responded to Ms. Baines question by stating Shakeridge is slated to reopen sometime in September and costs for repair are being covered by FEMA so none of the SB1 money will be utilized for this project.

Ms. Brenda Walker, District IV resident, took this time to express concern relative to road conditions in the Sierra Vista subdivision. She stated she has reviewed the Pavement Management Report and Pavement Condition Index online and is saddened to see that her subdivision is not very high on the priority list. She noted it has been 52 years since the roads in the subdivision have been adopted by the County and roads have not seen any significant repair or major maintenance in that time. She continued by stating although she understands the serious condition of the roads in the County and lack of funds to repair them is a huge obstacle, she requested the Board consider smaller projects that need remediation as well. Ms. Walker also took this time to advise the Board of a serious need for pothole repair at the Pine Grove Fire Station.

Mr. Gary Reinoehl, District V resident, took this time to commend the road crew and Mr. Aaron Brusatori, Community Facilities Director for their efforts and echoed what other have said about the condition of the roads in the County and questioned what the real needs of the County are and what the next steps to get to full funding that will facilitate remediation of the needs of the roads on an ongoing basis.

Mr. Ron Cole, District IV resident, took this time to express his concern regarding the condition of Quartz Mtn. Road and New Chicago Road. He stated the winter months are especially precarious and at times drivers can only safely travel 2-3 mph due to road conditions. He expressed some disappointment in the response time of road crews when an issue is reported.

Ms. Kathy Vicini, District II resident, took this time to advocate for repairs, striping and maintenance for Willow Creek Road. She stated no significant repair has occurred on this road in several years. She expressed concern regarding potholes that are becoming more and more significant and as this road is used as a major thoroughfare for traffic heading to and from Mule Creek State Prison, Cal Fire and Red Hawk Casino as well as residents commuting to the Folsom, and El Dorado Hills area, she is concerned that a major incident is forthcoming.

Discussion ensued with Supervisor Oneto stating restoring, repairing and maintaining the roads to an acceptable standard comes down to a matter of money and he feels alternative funding solutions will need to be sought. He would like to consider possibly suggesting a four day work week in the future as a possible remedy to some of the funding needs as it could save up to one million dollars per year that could be used for County roads.

Supervisor Morgan wanted to openly disagree with Supervisor Oneto as she does not feel taking money out of employees pocket is the right way to solve the issue.

Supervisor Axe stated he feels the Board may need to begin actively looking at a .5 cent sales tax to go specifically to roads as a viable solution to an ongoing problem.

Further discussion ensued with the following action being taken.

ACTION: Direction given to Mr. Aaron Brusatori, Community Development Director, to take into consideration comments and suggestions made today with focus being on, but not limited to, culvert replacements, dig outs and striping on Meadow, Willow Creek Road and Tabeau Road, possibly put off striping on Shenandoah Road and shift emphasis to repairing potholes on Shenandoah School Road, Steiner Road and a major pothole in the area of the intersection Shenandoah School Road/Steiner Road. Direction was also given to Mr. Brusatori to contact the resident on Amador Creek Road regarding his concerns as well as consider the concerns raised by residents on Quartz Mountain and New Chicago Roads, and bring back a comprehensive report and recommendation to the Board on August 8, 2017.

Assembly Bill 1066: Discussion and possible action relative to approval of the Chairman's signature on a letter to Assembly member Aquiar-Curry expressing appreciation of her amendments to Assembly Bill 1066 as it relates to public works to include tree removal for the purposes of payment of prevailing wage.

Discussion ensued with the following action being taken.

ACTION: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Axe, seconded by Supervisor Morgan and unanimously carried to approve the Chairman's signature on a letter to Assembly member Aquiar-Curry expressing appreciation of her amendments to Assembly Bill 1066 as it relates to public works to include tree removal for the purposes of payment of prevailing wage.

Minutes: Review and possible approval of the June 27, 2017 Board of Supervisors Meeting Minutes.

ACTION: Approval of the July 27, 2017 Board of Supervisors Meeting Minutes will be held over to a future meeting.

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

PUBLIC HEARING

Surveying Department-Vincent and Amada Lee: Discussion and possible action relative to a public hearing to consider a request for a Certificate of Merger and abandonment of a 10' wide public utility easement. The subject property is located on the southerly side of Frederic Drive, approximately 500 feet westerly of the junction with Petersen Ranch Drive, in the Pine Grove area. Assessor Parcel No. 38-690-015.

Mr. Steve Zanetta, Surveyor, summarized the staff report relative to this matter which is

hereby incorporate into these minutes as though set forth in full.

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

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

MOTION #1: It was moved by Supervisor Axe, seconded by Supervisor Morgan 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 Crew and unanimously carried to approve the request for a Certificate of Merger and abandonment of a 10' wide public utility easement. The subject property is located on the southerly side of Frederic Drive, approximately 500 feet westerly of the junction with Petersen Ranch Drive, in the Pine Grove area. Assessor Parcel No. 38-690-015.

RESOLUTION NO. 17-077

Resolution issuing Certificate of Merger to Vincent H. Lee and Amanda Lee

RESOLUTION NO. 17-078

Resolution approving abandonment of a Public Utility Easement for Vincent H. Lee and Amanda Lee

Surveying Department-Mike and Karen Nottnagel: Discussion and possible action relative to a public hearing to consider a request for a Certificate of Merger and abandonment of a 10' wide public utility easement. The property is located on the northeasterly side of Cheyenne Drive, approximately 300 feet northerly of the junction with Snowbird Road, in the Lake Camanche Village area. Assessor Parcel No.'s 03-082-013 and 03-082-022.

Mr. Steve Zanetta, Surveyor, summarized the staff report relative to this matter which is hereby incorporated into these minutes as though set forth in full.

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

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

MOTION #1: It was moved by Supervisor Oneto, seconded by Supervisor Crew 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 Morgan and unanimously carried to approve a request for a Certificate of Merger and abandonment of a 10'wide public utility easement. The property is located on the northeasterly side of Cheyenne Drive, approximately 300 feet northerly of the junction with Snowbird Road, in the Lake Camanche Village area. Assessor Parcel No.'s 03-082-013 and 03-082-022.

RESOLUTION NO. 17-079

Resolution issuing Certificate of Merger to Mike Nottnagel (AKA Mike Charles Nottnagel) and Karen Nottnagel (AKA Karen Elizabeth Nottnagel)

RESOLUITON NO. 17-080

Resolution approving abandonment of a Public Utility Easement for Mike Nottnagel (AKA Mike Charles Nottnagel) and Karen Nottnagel (AKA Karen Elizabeth Nottnagel)

ADJOURNMENT: Until Tuesday, July 25, 2017, at 8:30 a.m.

**AMADOR COUNTY
BOARD OF SUPERVISORS**

CONSENT MINUTES

July 11, 2017

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. **Assessor's Office:** Approval of roll corrections which exceed 50% of the original value or a decrease of \$150,000.00 or more for disaster relief fire damage.

2. **TAX MATTERS** **None**

3. **RESOLUTIONS**

- A. **District Attorney:** Approval of a resolution approving the Automobile Insurance Fraud Program application for FY 2017-2018. **(Resolution #17-073)**
- B. **District Attorney:** Approval of a resolution approving the Worker's Compensation Insurance Fraud Program application for FY 2017-2018. **(Resolution #17-074)**
- C. **General Services Administration:** Adoption of a resolution approving the declaration of personal property as surplus and sale thereof. **(Resolution #17-075)**
- D. **General Services Administration:** Adoption of a resolution accepting the work completed for the ITB 17-07 Pine Grove Town Hall Exterior Painting Project. **(Resolution #17-076)**

4. **AGREEMENTS**

- A. **Behavioral Health:** Approval of an agreement with Ever Well Health Systems, LLC to provide a psychiatric residential facility for Conserved clients.
- B. **Behavioral Health:** Approval of the 1st Amendment with Davis Guest Home and Amador County Behavioral Health for fiscal year 2017-2018.
- C. **Public Health:** Approval of the annual agreement with Mountain Valley Emergency Medical Services Agency for FY 2017-2018 to provide Local EMS services for Amador County.

D. **Public Health:** Approval of First 5 Amador Baby Welcome Wagon Home Visiting Grant.

5. **ORDINANCES** **None**

6. **MISCELLANEOUS APPOINTMENTS**

A. **Emergency Medical Care Committee:** Approval of the following appointments to the Emergency Medical Care Committee (EMCC) for the remainder of the three-year term ending December 31, 2017:

Kevin Bohall – CDF regular member

Janice Zellers, Emergency Department Manager regular member

Diana Evensen – Public Health alternate member

7. **MISCELLANEOUS**

A. **Human Resources:** Approval of the re-classification of the following SEIU positions in the 2017/2018 budget:

Finance Technician to Accountant I

Finance and Admin Supervisor to Fiscal Officer

Ag & Standards Inspector I to Ag & Standards Inspector II

Ag & Standards Inspector II to Ag & Standards Inspector III

Richard M. Forster, Chairman, Board of Supervisors

ATTEST:

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