

Amador County Board of Supervisors
ACTION MINUTES
REGULAR MEETING

DATE: Tuesday, January 22, 2019
TIME: 8:30 a.m.
LOCATION: County Administration Center, 810 Court Street, Jackson, California

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

Present on Roll Call:

Brian Oneto, District V-Chairman
Patrick Crew, District I-Vice-Chairman
Richard M. Forster, District II
Frank U. Axe, District IV
Jeff Brown, District III

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

Absent: None

NOTE: These minutes remain in *Draft* form until approved by Minute Order at the next regular meeting of the Board of Supervisors. Any packets prepared by County Staff are hereby incorporated into these minutes by reference as though set forth in full. Any staff report, recommended findings, mitigation measures, conditions, or recommendations which are referred to by Board members in their decisions which are contained in the staff reports are part of these minutes by reference only. Any written material, petitions, packets, or comments received at the hearing also become a part of these minutes by reference.

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.**

Conference with Labor Negotiators: Pursuant to Government Code Section 54957.6. County Negotiators: Greg Gillott, County Counsel, Chuck Iley, County Administrative Officer, Judy Dias, Human Resource Director, Greg Ramirez, IEDA. Employee Organizations: All Units

ACTION: Update given.

Conference with County Counsel-Anticipated Litigation-{Government Code 54956.9 (d) (2)}

Mario Ramona Bekeris, Claim No. 18-16

ACTION: Claim denied pursuant to the following motion.

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

Claim of Michael Harris, Claim No. 18-15

ACTION: Claim accepted pursuant to the following motion.

MOTION: It was moved by Supervisor Axe, seconded by Supervisor Crew and unanimously carried to accept the subject claim as presented.

Confidential Minutes: Review and possible approval of the January 8, 2019 Confidential Minutes.

ACTION: Approved pursuant to the following motion.

MOTION: It was moved by Supervisor Axe, seconded by Supervisor Forster and unanimously carried to approve January 8, 2019 2018 Confidential Minutes.

Conference with County Counsel: Initiation of Litigation-{Government Code 54956.9(D)(4)}

Buena Vista Rancheria

ACTION: Direction given to staff.

REGULAR SESSION: At 9:00 a.m., the Board convened into regular session. Chairman Oneto reported the above issues was reviewed in closed session:

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

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**.

Buena Vista Casino Concerns: Mr. Bill May, District II resident, addressed the Board and stated it is his understanding that Amador Water Agency has sold a million gallons of water to fill storage tanks at the proposed Casino at a value of approximately 40,000.00. Mr. May feels the Tribe is benefitting from the sale and should be responsible for the increased traffic impact on county roads that will result from the multiple trips from the staging area at Howard Park. Mr. May feels it should not be the burden of taxpayers. In addition, he expressed concern over the recent resignation of Mr. Greg Gillott as Counsel to Jackson Valley Fire Protection District.

Congressman McClintock's Office: Mr. Matt Reed, representing Congressman McClintock's Office, took this time to inform the Board and those present that he will be in Conference Room D at the County Administration Center today from 10:00-11:00 a.m. conducting "Office Hours". He advised he will be available to citizens needing assistance with issues relating, but not limited to Department of Veteran's Affairs, Social Security, Medicare, or other federal agencies.

Fire Service Recognition: Mr. Oral Custer, District II resident, addressed the Board and spoke briefly about the fires experienced in California this past season. He encouraged the Board to perhaps recognize firefighters, local and statewide in appreciation of their outstanding service.

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

ACTION: Direction given pursuant to the following motion.

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

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 Forster, seconded by Axe and carried to approve the Consent Agenda presented.

REGULAR AGENDA

River Pines: Discussion and possible action relative to various issues within the River Pines Development.

Ms. Cathy Landgraf, River Pines resident, addressed the Board and expressed concern on behalf of several River Pines residents regarding the health and safety of residents as well as numerous code enforcement violations occurring in River Pines. She outlined the following as some of the major concerns:

- Garbage and trash being piled on various properties
- Narrow roadways that represent a hazard if evacuation or emergency vehicle access is needed.
- Roadways and driveways cluttered with brush, tree limbs etc.
- Inadequate drainage for the roadways
- Lack of road maintenance.
- Vehicles parked in roadways.
- Serious drug manufacturing and trafficking.

Mr. Mike Israel, Community Development Director, stated staff is currently working on an ordinance and regulations with the intent to enable administrative penalties to property owners and residents who are currently in violation or causing unnecessary health and safety concerns. He stated staff hopes the penalties that would be imposed will be a disincentive to property owners not complying with the ordinance.

Undersheriff Redman spoke briefly regarding drug enforcement in the area. He encouraged residents to contact the Sheriff's Office if suspicious activity is witnessed as since River Pines is in a remote area, it is not a continually patrolled destination. He advised he will look into the possibility of a satellite station being instituted in the area. He also mentioned that parking concerns should be addressed by the California Highway Patrol.

Ms. Nel Raymond, River Pines resident, addressed the Board and stated although she feels the current Code Enforcement Officer is doing a good job, the tools and manpower are not sufficient to enforce current ordinances. She also encouraged the Board to research the possibility of implementing mandatory garbage collection in River Pines. She also took the time to read into the record a letter from River Pines resident Tracy Roll who urged the Board to take appropriate steps to mitigate all of the issues mentioned by Ms. Landgraf and work on a viable ordinance to establish penalties as well as provide code enforcement with the staff and tools necessary to mitigate issues and follow up on enforcement ordinances

Discussion ensued with the following action being taken.

ACTION: No action taken at this time.

Small Public Water Systems: Discussion and possible action relative to Local Primary Delegation.

Mr. Mike Israel, Community Development Director, summarized the staff report relative to this matter which is hereby incorporated into these minutes as though set forth in full. He stated staff is seeking direction from the Board whether to continue implementation of the program and recruit staff or to initiate termination of the delegation agreement and leave the position vacant at this time.

Discussion ensued with the following action being taken.

ACTION: Direction given to staff to research if the County can rejoin after relinquishment, and if so what conditions required, and bring back to a future meeting for further discussion and possible action.

General Services Administration: Discussion and possible action relative to an update and status report of various projects.

Mr. Jon Hopkins, General Services Director, addressed the Board and reviewed the status of various existing projects and unanticipated work during the October 2018-December 2018 reporting period. It should be noted a complete list of these projects is incorporated into the Board packet for today's date.

ACTION: Update only with the Board directing a written bi-monthly informal update should be adequate in the future with a semi-annual report being provided to the Board in open session.

Complete Count California: Discussion and possible action relative to opting in or out of funding for the Complete Count California program and approval of a resolution of opting in if appropriate.

Mr. Chuck Iley, County Administrative Officer, addressed the Board and stated he has received correspondence from the State of California, Complete Count Program, inquiring as to if Amador County wishes to participate in an optional agreement to conduct outreach related to the California Compete Count 2020 Census. In summary, he stated the California Legislature has appropriated \$90.3 million to fund activities related to the 2020 Census. The CCC, which is spearheading the state 2020 Census outreach strategy, is making \$26.5 million available to participating California counties to conduct outreach and assistance. He stated the intent of this project is to focus on people who are typically "undercounted", such as seniors, ethnic minorities or homeless individuals. He continued by stating what is being offered through this agreement is \$50,000.00 to accomplish a litany of tasks that must be completed in order to satisfy the terms of the contract. Mr. Iley stated staff has reviewed the agreement and the responsibilities associated with it and does not feel it can all be done between now and the completion of the Census in 2020. He noted if the County does opt to participate the Board should understand general fund monies

would need to be utilized to complete all of the tasks in a timely fashion. Mr. Iley stated staff is not recommending moving forward with this agreement, but it is ultimately a Board decision.

Discussion ensued with the following action being taken.

ACTION: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Forster, seconded by Supervisor Axe and unanimously carried to opt-out of participating in the Complete County California Program.

Sheriff's Office: Discussion and possible action relative to adoption of a Resolution for CalPERS Annuitant 180-day wait period exception G.C. section 7522.56 and 21224.

Undersheriff Gary Redman summarized this matter for the Board. He stated he is requesting an exception to the the 180 day wait period outlined in G.C. section 7522.56 as staffing levels have fallen below acceptable and reasonable levels within the Amador County Sheriff's Office dispatch center and can only be filled by persons with highly specialized skills. He stated with Board approval he is requesting Ms. Holly Durrett be appointed as an extra help retired annuitant to perform the duties of Public Safety Dispatcher/EMD for the Amador County Sheriff's Officer under Government Code section 21224, effective February 1, 2019.

Discussion ensued with the following action being taken.

ACTION: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Forster, seconded by Supervisor Crew and unanimously carried to adopt the following resolution for a 180-Day Wait Period Exception G. C. sections 7522.56 & 21224.

RESOLUTION NO. 19-009

Resolution for 180-Day Wait Period Exception G. C. sections 7522.56 & 21224.

Waste Management: Discussion and possible action relative to a resolution of support for a Statewide Commission on Recycling Markets.

Mr. Jim McHargue, Director of Solid Waste/Air Pollution Control Officer, addressed the Board and stated the proposed resolution is relative to what is known as the "National Sword" and will ultimately close off Chinese and Asian markets to California's scrap imports completely by 2020. He stated China initially stopped accepting all recycling commodities. They are now accepting some but have a very strict contamination limit. Typically recycling from the United States can have as much as 20% contamination, currently only .5% is accepted. Mr. McHargue stated this has really impacted the global recycling commodities market. He noted he feels the proposed resolution is a good initial approach to a difficult situation as something needs to be done as we now have a direct conflict between where we can send recycling and what the state is

requiring us to do. He continued by recommending contacting Rural County Representatives of California (RCRC) and Environmental Services Joint Powers Authority (ESJPA) staff that have been working on this issue and can provide valuable insight and recommended language to be included in the resolution. He stated he feels language needs to be included to address funding to assist with infrastructure and meeting mandates being imposed on local governments as well as streamlining the extremely difficult permitting process for recycling facilities.

ACTION: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Axe, seconded by Supervisor Brown and unanimously carried to authorize Supervisor Forster to work with Mr. Jim McHargue to develop additional language to be included in the resolution that will encourage the Governor to facilitate recycling of waste material and urge inclusion of funding for infrastructure and streamlining the permitting process; and bring back to the Board for adoption at a future meeting.

Minutes: Review and possible approval of the January 8, 2019 Board of Supervisors Meeting Minutes.

ACTION: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Forster seconded by Supervisor Axe and unanimously carried to approve the January 8, 2019 Board of Supervisors Meeting Minutes with minor corrections.

ADJOURNMENT: Until Tuesday, February 12, 2019, at 8:30 a.m.

January 22, 2019 CONSENT MINUTES:

- 6.a. Auditor: Approved Budget Increase using Asset Forfeiture Trust funds for Sheriff.
- 6.b. Surveying: Adopted Resolution issuing Six Compliance Certificates for Robert E. Hutchison, Trustee of the Robert E. Hutchison and Kathleen E. Hutchison Family Trust-2008. The property is located on the northerly side of Fiddletown Road, north of the junction with Burnt Wheel Farm Road, in the Fiddletown area.
- 6.c. Building Department: Adopted Resolution and authorized the Chairman to sign Agreement to Limit Use of Agricultural Structure for Lyndell & Nancy Sanford.
- 6.d. Building Department: Adopted Resolution and authorized the Chairperson to sign Agreement for a Limited Density Owner-Built Rural Dwelling / LD01023 BURT
- 6.e. Building Department: Adopted Resolution and authorize the Chairman to sign Agreement for a Limited Density Owner-Built Rural Dwelling / LD01008 PATE
- 6.f. Ag Department: Authorized the Board Chair to sign Agreement with CA Department of Food and Agriculture for reimbursement of the Bee Safe Program.
- 6.g. Behavioral Health: Approved Agreement with AEGIS Treatment Centers, LLC to provide certified Opioid Treatment Program services to eligible Amador County clients.
- 6.h. Sheriff: Approved Agreement transferring ownership of Sheriff K9 Vero from the Amador County Sheriff's Office to Ryan Davis, upon Vero's retirement.
- 6.i. Sheriff: Approved Contract with Amador-Tuolumne Community Action Agency (ATCAA) for positive parenting and anger reduction skills for inmates of the Amador County Detention Facility.
- 6.j. Historic Cemeteries Board: Accepted Resignation of Michael Borunda and approved appointment of Brigitte LaFauci to the subject Board for term of two years.
- 6.k. Planning Commission: Approved Appointment of Earl S. Curtis to the subject commission as the representative for District III.
- 6.l. General Services Administration: Approved Award of RFQ 18-17 to Indoor Environmental Services (IES) for Energy Solutions and Authorized the GSA Director, Energy Committee, and County Counsel to negotiate final terms and conditions and develop future contracts based upon guaranteed energy saving projects approved by the Board of Supervisors.
- 6.m. Public Works: Approved project plans and specifications Request to advertise ITB 18-25 Emergency Culvert Replacement Project on Jackson Valley Road P.M. 2.0 with Bids to be received on February 28, 2019.
- 6.n. Social Services: Authorized to Back-fill one Eligibility Worker I/II position to replace an employee who has resigned effective March 8, 2019. This is a Merit System position and their standards and guidelines must be followed.



Brian Oneto, Chairman, Board of Supervisors

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


