

**Amador County Board of Supervisors  
ACTION MINUTES**

**REGULAR MEETING**

**DATE:** Tuesday, May 26, 2020  
**TIME:** 9:00 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:**

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

**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 Crew advised the following items were heard in Closed Session.

**Conference with Labor Negotiators:** County Negotiators: Greg Gillott, County Counsel; Chuck Iley, County Administrative Officer, Lisa Gaebe, Human Resources Director

**ACTION:** Update given.

**Conference with County Counsel: Anticipate Litigation-**{Government Code 54956.9 (d) (2)}

Claim of Eric and Terra Donahoo

**ACTION:** Claim denied pursuant to the following motion.

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

Claim of Matt Dolezal

**ACTION:** Claim denied pursuant to the following motion.

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

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

One Case

**ACTION:** Nothing to report.

**Confidential Minutes:** Review and possible approval of the May 12, 2020 Confidential 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 May 12, 2020 Confidential Minutes.

**PLEDGE OF ALLEGIANCE:** Chairman Crew 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**.

**Mule Creek State Prison-Wastewater Issues:** Mr. Bill May, District II resident, addressed the Board and expressed gratitude to the Board for moving forward with filing a lawsuit against the California Department of Corrections and Rehabilitation (CDCR) as it relates to ongoing wastewater discharge at MCSP.

**Shake Ridge Road Concerns:** Ms. Edie McKewon, District V resident addressed the Board and expressed concern about the ongoing condition of Shake Ridge Road and inquired as to the status of repair as we are moving into fire season and she is extremely concerned about public health and safety and adequate and accessible access from Highway 88 to Shake Ridge for residents as well as emergency equipment. Chairman Crew advised this matter would be placed on the next agenda for discussion and an update by staff.

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

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

**MOTION:** It was moved by Supervisor Oneto, 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)

Supervisor Oneto requested the following item be removed from the Consent Agenda for today's date for discussion. He inquired as to why the contract was not sent out for a Request for Proposal (RFP).

**Item 6i-General Services Administration:** Dispense with the bidding/RFP procedures and approve an Addendum to Agreement for Auditing Services for three (3) years.

Mr. Greg Gillott, County Counsel, stated this item is an extension to the current agreement and an RFP is not necessarily required. He stated the practice is go out for bid every three years, but because the consultant was familiar with county operations and produced successful audits it was determined going out to RFP was not necessary at this time.

**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 Consent Agenda as presented.

**COVID-19 Update:** Update by the Amador County Health Officer, Dr. Rita Kerr, and the Amador County Sheriff, Martin Ryan, on the COVID-19 situation and the progress on the road to reopening Amador County.

Dr. Rita Kerr provided an informative update relative to the COVID-19 situation in Amador County.

Chairman Crew opened the discussion to the public at this time. The following individual wished to speak.

- Ms. Kathleen Mahan (joined via ZOOM)
- Mr. Bill May, District II resident

Ms. Melissa Cranfill, Behavioral Health Director, addressed the Board and advised she has not seen any significant increase in anxiety, depression or substance abuse data during the current COVID-19 situation.

**ACTION:** Presentation only.

**Greater Valley Conservation Corps (GVCC):** Presentation by Mr. Nicholas Mueller, Director of GVCC, relative to the subject entity, the hiring process, programs available and mission statement which is to inspire, educate, and serve local youth and communities by providing opportunities to practice a strong work ethic and environmental stewardship.

Mr. Nicholas Mueller, Director of GVCC, provided an informative Power Point presentation relative to this matter which is hereby incorporated into these minutes as though set forth in full.

**ACTION:** Presentation only.

**Amador Community College Foundation:** Discussion and possible action relative a request for funding during the 2020-2021 fiscal year.

Mr. Paul Molinelli Jr., provided an informative presentation regarding the ACCF which is hereby incorporated into these minutes as though set forth in full. Mr. Molinelli continued by noting he is aware the County is facing difficult economic times in the upcoming fiscal year but hoped the Board would consider augmenting ACCF with a sustained annual allocation of \$10,000.00.

Mr. Jake Guidi took this time to speak offering accolades to ACCF and Amador College Connect as he has had great success as a student enrolled in the program and strongly encouraged others to consider Amador College Connect to further their educational opportunities.

Discussion ensued with the following action being taken.

**ACTION:** Direction given to monitor the budget as it develops before a committing to a definite allocation for additional funding to the Amador Community College Foundation.

**Planning Department:** Discussion and possible action relative to recommendations by the Agricultural Advisory Committee and the Land Use Committee to adopt a Resolution of Intention to amend County Code Title 19 (Zoning) pertaining to brewery tasting rooms, agritourism, and use of secondary dwellings in the “AG,” Exclusive Agriculture (Williamson Act) district.

Mr. Chuck Beatty, Planning Director, addressed the Board and summarized the staff report relative to this matter which is hereby incorporated into these minutes as though set forth in full.

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 Oneto and unanimously carried to adopt the following Resolution of Intention to amend Title 19 (Zoning) of the Amador County Code to consider adopting regulations pertaining to brewery tasting rooms, agritourism, and use of secondary dwellings in the “AG,” Exclusive Agriculture Zoning District.

#### **RESOLUTION NO. 20-073**

Resolution of Intention to amend Title 19 (Zoning) of the Amador County Code to consider adopting regulations pertaining to brewery tasting rooms, agritourism, and use of secondary dwellings in the “AG,” Exclusive Agriculture Zoning District.

**Kit Carson Lodge:** Discussion and possible action relative to an appeal from Michael Riddle, owner of the Kit Carson Lodge.

Mr. Greg Gillott, County Counsel, summarized this item for the Board. In summary, the appellant in this matter, Mr. Michael Riddle, is requesting penalties related to late payment of a delinquent tax bill for the 3<sup>rd</sup> quarter of 2019 TOT taxes be withdrawn or reduced. Mr. Riddle alleges his taxes were inadvertently overlooked by his bookkeeper and he was not aware of the delinquency as he was out of the State.

Discussion ensued with the following action being taken.

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

**MOTION:** It was moved by Supervisor Oneto, seconded by Supervisor Brown and carried to reduce the delinquent penalty for unpaid 3rd quarter 2019 TOT taxes for Michael Riddle, Owner of Kit Carson Lodge, from \$13,000.00 to \$4,000.00 which will be due and payable no later than June 30, 2020. If the entire amount is not received by June 30, 2020 the reduction offer will be rescinded and the full balance of \$13,000.00 will be due.

**Ayes:** Supervisors Oneto, Brown, Axe and Forster

**Noes:** Supervisor Crew

**General Services Administration:** Discussion and possible action relative to Public Safety Power Shutoff (PSPS) allocation for emergency funds.

Mr. Mark Olivierria, Facilities and Project Manager, summarized this item for the Board.

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 move forward with staff recommendations as follows:

1. Deem the District Attorney's Office and Pioneer Veterans Hall as essential facilities during PSPS events and;
2. Authorize the General Services Director to proceed with bids for stand-by generation projects for the DA's Office and Pioneer Veterans Hall and;
3. Authorize GSA Director to award bids and pending they do not exceed the estimated costs provided and;
4. Issue contracts for the work and;
5. Accept final completion of the work and submit Notices of Completion upon the Director's review and approval and;
6. Authorize GSA and the Sheriff's Office to submit required reports and all documents required by CalOES

**Pine Grove Camp:** Discussion and possible action relative to the Chairman's signature on a letter of opposition to the proposed closure of the Pine Grove Youth Conservation Camp.

Mr. Jim Liptrap, Superintendent at Pine Grove Camp, addressed the Board and spoke about the benefits that the Pine Grove Camp provides to the Community and the State of California.

Chairman Crew opened the discussion to the public at this time and the following individual wished to speak.

- Ms. Laura Imperial, joined via ZOOM
- Mr. Mark Bonini, Chief Probation Officer

Discussion ensued with the following action being taken.

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

**MOTION:** It was moved by Supervisor Brown, seconded by Supervisor Axe and unanimously carried to authorize the Chairman's signature on a letter to the Governor, drafted by Supervisor Forster, strongly opposing the closure of the Division of Juvenile Justice that will lead to the closure of Pine Grove Youth Conservation Camp in Amador County.

**Minutes:** Review and possible approval of the April 28, 2020 Board of Supervisors Meeting Minutes.

Direction given pursuant to the following motion.

**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 May 12, 2020 Board of Supervisors Meeting Minutes with minor corrections.

**ADJOURNMENT:** Until Tuesday, June 9, 2020 at 8:30 a.m.

**May 26, 2020 Consent Minutes**

- 6.a. Adopted a Resolution in Support of mental health services for the students of Amador County.  
**Resolution 20-070**
- 6.b. District Attorney: Adopted a Resolution Approving The Workers' Compensation Insurance Fraud Program Application 20-21  
**Resolution 20-071**
- 6.c. Planning Department: Adopted a Resolution approving Amended California Land Conservation Act contract No. 27 for the Robert E. Hutchison and Kathleen E. Hutchison Family Trust - 2008. The legal description of land included in the contract is being amended to describe six compliance parcels discovered during a recent boundary line adjustment survey. There is no change to the acreage included in the contract.  
**Resolution 20-072**
- 6.d. Adopted a resolution accepting the Jackson Valley Road Hot Mix Asphalt Overlay Project (PM 1.10 to 4.84) as complete, Accepted Proposed Final Estimate with George Reed Inc., and authorized Chairman to sign Contract Change Order No. 1/Agreement/Release of Claims.  
**Resolution 20-074**
- 6.e. Authorized the Chairman to sign a letter of support for a Community Facilities grant application by Victory Village to the Department of Agriculture.
- 6.f. Approved of a Space Available Agreement with Nevada County Juvenile Hall.
- 6.g. Approved of a Space Available Agreement with Placer County Juvenile Detention Facility.
- 6.h. Behavioral Health: Approved of a CalMHSA Participation Agreement.
- 6.i. General Services Administration: Approved an Addendum with Smith and Newell for auditing services in an amount not to exceed Two Hundred Four Thousand Six Hundred Eighty-Two Dollars and No cents (\$204,682.00) for the next three (3) years
- 6.j. General Services Administration: Approved a Second Amendment with Nexus Youth & Family Services for Aggression Replacement Therapy (ART) and 180 You-Turn Program services for an additional year utilizing the same annual budget (\$19,279.00 for ART and \$34,378.00 for 180 You-Turn Program) and scope of work used in FY 18/19 and FY 19/20
- 6.k. General Services Administration: Approved the First Amendment to HGA's agreement to provide a Preliminary Architectural Report for the USDA Rural Development grant in an amount not to exceed \$6,000.00.
- 6.l. Approved of an Updated contract with The ARC of Amador/Calaveras Counties for recycling services, effective June 1, 2020 to May 31, 2022
- 6.m. General Services Administration: Approved Adjustment (increase) to Airport Budget FY 2019-20

**ADJOURNMENT: UNTIL TUESDAY, JUNE 9, 2020 AT 9:00 A.M. (CLOSED SESSION BEGINS AT 8:30 A.M.)**

  
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PATRICK CREW, Chairman, Board of Supervisors

ATTEST:

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

  
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