

**Amador County Board of Supervisors
ACTION MINUTES**

REGULAR MEETING

DATE: Tuesday, February 9, 2021
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:

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

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 Axe advised the following items were heard in Closed Session.

Conference with Labor Negotiators: Pursuant to Government Code Section 54957.6: County Negotiators Greg Gillott, County Counsel, Chuck Iley, County Administrative Officer, Lisa Gaebe, Human Resources Director

ACTION: Direction given to staff.

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

Buena Vista Rancheria of Me-Wuk Indians v. Amador County, et al.
U.S. District Court, Eastern District of California Case No. 2:20-CV-01383-MCE-AC

ACTION: No update.

Confidential Minutes: Review and possible approval of the December 15, 2020 Confidential Minutes.

ACTION: It was moved by Supervisor Axe, seconded by Supervisor Brown and unanimously carried to approve the January 5, 2021 Confidential Minutes.

PLEDGE OF ALLEGIANCE: Chairman Axe 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**.

2021 Challenge of Champions Rodeo: Mr. John Plasse, District I resident, took this time to advocate for the Challenge of Champions Statewide High School Rodeo Competition tentatively scheduled for March 2021. Mr. Plasse stated he has been advised that the event may be cancelled due to concerns surrounding the COVID-19 pandemic. He urged the Board to speak with the Health Officer and ask for her support of allowing this event to take place.

COVID-19-Comments: Chris Strong, District II resident, addressed the Board and expressed frustration regarding the ongoing COVID-19 pandemic and the affects it is having on the Community. In summary, Mr. Strong stated his concerns include the elderly or sick not being allowed to have family members or loved ones with them during difficult times, children being required to wear masks at school and the effect on local businesses and economy.

Ms. Carole Norman, District IV resident, pointed out the number of deaths being reported due to COVID-19 and encouraged residents to continue to follow the guidelines to keep the Community safe

Ms. Kathleen Gary, District IV resident, took this time to disagree with Mr. Strong and state the she has lost a close friend and family member to COVID-19 and feels residents need to continue to take this matter seriously and continue to follow all guidelines set forth to keep the Community safe.

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 Oneto, 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: Direction given pursuant to the following motion.

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

REGULAR AGENDA

Board of Supervisors: Letter of apology to the Board from Frank Axe and discussion and possible action regarding his behavior.

Supervisor Axe took this time to read his letter of apology which is hereby incorporated into these minutes as though set forth in full.

Supervisors Forster, Oneto, Crew, and Brown expressed their opinions and suggestions regarding this matter.

At this time, the following individuals present in the Board room wished to speak relative to this matter:

Ms. Cynthia Grandbois, District I
Mr. Wayne Garibaldi, District I resident
Ms. Virginia Manner, District III resident
Ms. Sherry Curtis, District III resident
Mr. Mark Bennett, District IV resident
Mr. John Plasse, District I resident
Ms. Debbie Dunn, District IV resident

The following individuals joined the meeting via ZOOM

Ms. Susan Ross, District IV resident
Mr. David Nicholson, District I resident
Ms. Rebecca Brown, District V (on behalf of Jan Houghton)
Ms. Rebecca Brown, District V (speaking personally)

Ms. Lynn Morgan, District III resident
Mr. Michael Kirkley, District IV
Ms. Caryl, Callsen, District III
Ms. Kathleen Gary, District IV
Ms. Katherine Evatt, District V resident
Mr. Tom Infusino, District III resident
Mr. Gary Reinoehl, District V resident
Ms. Carole Norman, District IV resident
Mr. John Heissenbuttel, District V resident
Ms. Belva Pummer, (District V resident

Further lengthy discussion ensued with Supervisor Brown suggesting removal of Supervisor Axe as Chairman for a period of sixty days and appointing Supervisor Crew to the Chairman seat in the interim.

Supervisors Crew and Oneto advised they would be agreeable to the suggestion made by Supervisor Brown.

Supervisor Forster stated he feels that a formal censure is adequate and does not agree with the removal of the duties of Chairman for sixty days.

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

MOTION #1: It was moved by Supervisor Brown to remove Supervisor Axe from the seat of Chairman for a period of two months and formally reinstate him when that time period elapses.

**Ayes: Supervisors Brown, Oneto and Crew
Noes: Supervisor Forster
Abstain: Supervisor Axe**

Discussion ensued with County Counsel pointing out that since the appointment of an alternate Chairperson is not on the agenda today the previous motion would need to be reconsidered to allow Supervisor Crew the opportunity to Chair the meeting going forward.

The following action resulted.

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

MOTION #2: It was moved by Supervisor Brown, seconded by Supervisor Oneto and carried to reconsider Motion #1 above.

**Ayes: Supervisors Brown, Oneto and Crew
Noes: Supervisor Forster
Abstain: Supervisor Axe**

The following action resulted.

ACTION #3: Direction given pursuant to the following motion.

MOTION #3: It was moved by Supervisor Brown, seconded by Supervisor Oneto and carried to remove Supervisor Axe from the seat of Chairman for a period of two months. Formally reinstate him when that time period elapses and appoint Supervisor Crew to serve as Chairman in the interim.

**Ayes: Supervisors Brown, Oneto and Crew
Noes: Supervisor Forster
Abstain: Supervisor Axe**

Chairman Axe passed the gavel to Supervisor Crew at this time and he served as Chairman for the remainder of the meeting.

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

Dr. Rita Kerr, Amador County Public Health Officer, joined the meeting via ZOOM and took this time to provide an update of the current status of the COVID-19 situation including vaccine supply in Amador County. It should be noted that updates and current statistics can be found at www.amadorgov.org/services/covid-19.

ACTION: Presentation only.

Tree Mortality: Update on Tree Mortality mitigation activities by Tad Mason, TSS Consultants, Dr. Richard Harris, and Ed Struffenegger

Dr. Richard Harris summarized a Power Point relative to this matter which is hereby incorporated into these minutes as though set forth in full.

ACTION: Presentation only.

PG&E Update: Presentation by Ms. Sarah Rasheed, PG&E, regarding an update on PSPS activities and infrastructure improvements.

Ms. Sarah Rasheed, PG&E Government Relations Representative, took this time to introduce Mr. Michael Webb, Senior Public Safety Specialist and summarized an informative Power Point presentation regarding the Community Wildfire Safety Program which is hereby incorporated into these minutes as though set forth in full.

ACTION: Presentation only.

Board of Supervisors: Discussion and possible action relative to the Board of Supervisor response to the findings and recommendations listed in the 2020 Grand Jury report concerning Amador County Fire Protection Services.

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 unanimously carried to approve the response to the findings and recommendations listed in the 2020 Grand Jury Report as presented and direction to staff to forward to the appropriate entities.

Administrative Agency: Discussion and possible action relative to consideration of a request for \$7,603.00 from the Amador Upcountry Rotary Club to be taken from park impact fees to fully fund construction of the dog park at Pioneer Park.

Supervisor Brown stated the Upcountry Rotary Club has proposed designing a dog park at Pioneer Park. They have received private funding in the amount of approximately \$6,000. The Amador County Recreation Agency is donating fencing from previous projects as well as equipment. It is anticipated that \$7,603.00 is still needed to finalize the project. Supervisor Brown indicated after the Board takes action today he would like this matter to be heard and approved by the ACRA Board.

ACTION: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Brown, seconded by Supervisor Axe and unanimously carried to request allocation of \$7,603.00 from Park Impact Fees to help fully fund the dog park in Pioneer Park with the approval of the ACRA Board.

Assembly Bill No. 332: Discussion and possible action relative to formal support for the subject legislation as it relates to treated wood waste management standards.

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 Brown and unanimously carried to approve the Chairman's signature on a letter of support for Assembly Bill No. 332.

General Services Administration: Discussion and possible action regarding minimum requirements for proposals and award of public contracts.

Mr. Jon Hopkins, General Services 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. In summary, he provided an overview of the minimum requirements for insurance, bonds, licensing, etc. for proposals the County may receive and ultimately award a public contract. It is important to understand that there are various rules and laws that govern specific types of procurements and typically, they are categorized into four macro areas; ie. Professional Services, Public Work, Goods and Supplies and Services. Mr. Hopkins continued by reviewing some minimum requirements for submitting a bid, RFP or RFQ for each of the aforementioned categories.

Discussion ensued with the following action being taken.

ACTION: No action taken. Information only.

General Services Administration: Discussion and possible action relative to a budget increase request to facilitate the payments to SitelogIQ for the solar energy and HVAC system payments in the amount of \$3,000,000, and reimbursement revenue from California Energy Commission in the amount of \$3,000,000 to fund the loan.

ACTION: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Axe, seconded by Supervisor Forster and unanimously carried to approve the budget increase in the amount of \$3,000,000 and reimbursement revenue from California Energy Commission in the amount of \$3,000,000 to fund the loan.

General Services Administration: Discussion and possible action relative to a request to surplus Public Works 480i-200E Reclaimer/Stabilizer (Asphalt Zipper).

Mr. Jon Hopkins, General Services 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. Mr. Richard Vela, Public Works Director also addressed the Board and provided his insight as to this matter and recommended that the asphalt zipper be sold, with the proceeds from the sale to go toward the necessary replacement of existing vehicles/equipment.

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:

1. Declare the 480ii-200E Reclaimer/Stabilizer as surplus property and;
2. Set a minimum reserve determined by information gathered by the General Services Director and upon consensus of the Administrative Committee; and
3. Authorize the sale of the 480i-200E Reclaimer/Stabilizer I accordance with Government Code Section 25504 at public auction utilizing Public Surplus (if no bidders are acceptable at auction); and
4. If not sold through Public Surplus authorize the sale to Asphalt Zipper in an amount of 60% of its original sale price not including taxes.
5. Adopt the following Resolution with minimum reserve figures inserted following direction from the General Services Director and the Administrative Committee.

RESOLUTION NO. 21-018


Resolution declaring 480I-200E Reclaimer/Stabilizer as surplus Property

ADJOURNMENT: Until Tuesday, February 23, 2021 at 8:30 a.m.



Patrick Crew, Chairman, Board of Supervisors

ATTEST:


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

FEBRUARY 09, 2021 CONSENT MINUTES

5.a. Amador County Transportation Commission: Approval of the reappointment of Mr. John Plasse to the Citizen at Large seat on the subject Commission for a four year term expiring in March 2025.

ACTION: Approved

5.b. Assessor: Secured Roll Correction - approval of roll correction with values being decreased 50% or more.

ACTION: Approved

5.c. Probation Department Amended Fee Schedule adding Live Scan Fingerprinting Fees.

ACTION: Approved Resolution No. 21-019

5.d. Public Health - Immunization Grant Amendment 17-10308 A02.

ACTION: Approved Resolution No. 21-020

5.e. General Services Administration: Tree Mortality Coordinator Eighth Contract Amendment Suggested Action: 1) Approve the Eighth Amendment with TSS Consultants Inc. for Tree Mortality Coordinator (TMC) services in an amount not-to-exceed \$590,000.00.

ACTION: Approved

5.f. General Services Administration: Registered Professional Forester Eighth Contract Amendment Suggested Action: 1) Approve the Eighth Amendment with Ed Struffenegger, Registered Professional Forester for tree mortality RPF services in an amount not-to-exceed \$600,000.00.

ACTION: Approved

5.g. General Services Administration: Dispense with the Formal Bid/RFP Procedures for the Preservation of Vital Certificates and Indexes. Suggested Action: 1) Dispense with the formal bidding procedures and; 2) Based upon the Sample Professional Services Agreement attached, authorize the Recorder to develop final terms and conditions based upon Kofile's quote for the Preservation of Vital Certificates and Indexes in the amount not to exceed \$70,585.54 and; 3) Approve the Board Chair to execute said agreement based upon County Counsel and Recorder's approval.

ACTION: Approved

5.h. General Services Administration: Jail Expansion Professional Fee Increases and added Design Fees for ADA path of Travel. Suggested Action: 1) Approve the First Amendment with Vanir Construction Management, Inc. in the amount not-to-exceed \$170,339.00 for Construction Management Services and; 2) Approve the Fourth Amendment with Nacht and Lewis in an amount not-to-exceed \$98,600.00 for Architectural and Engineering services and, \$68,450.00 for design services for the ADA path of travel for the Jail Expansion Project.

ACTION: Approved

5.i. Mental Health Board/Behavioral Health Advisory Board: Re-appointment of Dr. Arnold Zeiderman to a three year term to expire February 8, 2024.

ACTION: Approved

5.j. General Services Administration: Dispense with the Formal Bidding Procedures for Body Cameras for the Sheriff's Office. Suggested Action: 1) Dispense with the formal bidding procedures and; 2) Authorize the Purchasing Agent to issue a Purchasing Order in the amount not-to-exceed \$71,000.00 for the purchase of 18 body cameras for the Sheriff's Office from Watch Guard.

ACTION: Approved

5.k. Resolution of appreciation for acknowledgement of the service, dedication and work of Richard Reinoehl.

ACTION: Approved Resolution No. 21-021

5.l. Assessor: Secured Roll Correction - approval of roll correction values being decreased over \$150,000 or with values being decrease 50% or more: APN 026-290-012-000 Rumberger.

ACTION: Approved

5.m. Assessor: Secured Roll Correction - approval of roll correction values being decreased over \$150,000 or with values being decrease 50% or more. Mabrey APN 003-651-010-000 & Riverland APN 990-041-615-000, 991-041-615-000 & 995-026-406-000.

ACTION: Approved

5.n. Assessor: Secured Roll Correction - approval of roll correction values being decreased over \$150,000 or with values being decrease 50% or more: APN 014-020-041-000 Baartman.

ACTION: Approved

5.o. First 5 Amador: Discussion and possible action relative to approval of the Chairman's signature on a letter regarding the reauthorization of the Small Population County Funding Augmentation.

ACTION: Approved

5.p. LAFCO Project #330(White) APN 020-032-005 and 020-032-006 (One legal parcel divided by city limits) AND #331 (City Island Clean Up) included parcels or portions of parcels of 020-020-020-, 020-070-028-501, 020-090-004, 020-140-014, 020-140-017, 020-140-040, 020-140-044, 020-400-027, 044-086-001: Adoption of Resolutions approving the AB-8 Property Tax Redistribution for WHITE Annexation to City of Jackson (LAFCO Project #330) AND City Island Clean Up Annexation to the City of Jackson (LAFCO Project #331)

ACTION: Approved Resolution No. 21-022