

**Amador County Board of Supervisors
ACTION MINUTES**

REGULAR MEETING

DATE: Tuesday, March 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:

Patrick Crew, District I, Chairman
Richard M. Forster, District II -Vice-Chairman
Frank U. Axe, District IV
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 approximately 9:20 a.m., the Board convened into regular session. Chairman Crew advised the following items were heard in Closed Session.

Conference with Real Property Negotiators: County Negotiators: Charles T. Iley, County Administrative Officer, Jon Hopkins, General Services Director
Property: APN 044-010-116-000 (.5+/-Acres) Portions of Airport Property
Negotiating Parties: FAA
Under Negotiation: Terms and Conditions to Consider Non-Aeronautical use for 20 years

ACTION: Direction given to staff.

ADDENDUM #1: Conference with Real Property Negotiators: County Negotiators: Charles T. Iley, County Administrative Officer, Jon Hopkins, General Services Director
Property: APN 012-070-039-000; APN 012-070-009-000; APN 012-070-010-000
Negotiating Parties: PG&E
Under Negotiation: Terms and Conditions

ACTION: Direction given to staff.

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)}

Conservatorship of Nancy Hatch
Amador County Superior Court Case No. 05-PR-0590

ACTION: Direction given to staff.

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

ADDENDUM #2: Claim of K. Ruiz, et al.

ACTION: Update given.

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

ACTION: It was moved by Supervisor Axe, seconded by Supervisor Oneto and unanimously carried to approve the February 23, 2021 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**.

Amador Resource Conservation District: Mr. Steve Cannon, ARCD Director, took this time to thank the Board for their consideration of the appointment of Ms. Emily Taylor who will fill the seat of Bob Long. The appointment is on the Consent Agenda for today's date and the ARCD strongly supports the appointment of Ms. Taylor and is encouraged by her dedication to agriculture in Amador County. In addition, Mr. Cannon provided a brief update of various programs and accomplishments the ARCD has been involved with in the last year. They are, but not limited to:

- Hazard Tree Removal Program
- Forest Health Program through from the National Association of Conservation Districts
- Hired two employees to assist in implementing the Environmental Quality Incentive Program.
- Chipping Service Program
- 3 Meadows-raising water level project
- Pollinator Garden
- Continue to support education for children by providing contribution to the Forestry Challenge, Farms of Amador and Farm Day for 3rd graders
- Scholarships for High School Seniors

Deputy Sheriff Wage Concerns: Mr. Greg Bixby, District V resident, addressed the Board and expressed concerns relative to the current wage discrepancy for Sheriff's Deputies in Amador County and encouraged the Board to take that into consideration as the Deputies are putting their safety in jeopardy for all citizens in the County and the wages they are receiving is making it difficult for them to make the decisions to remain in Amador County when surrounding counties are offering a substantial increase if employed by their Departments.

Environmentalism Issues: Mr. Eddie Oneto, District I resident, took this time to state that in the past timber from the forests that were brought to local wood processing plants resulted in 25% of funds being allocated to the State, 25% to the Counties and 50% to Federal entities. He feels that within the last 10-15 years environmentalism and the cease of timber processing has led to some of the budget issues the County is experiencing now.

Moment of Silence: Ms. Mary Pulskamp, District I resident, joined the meeting via ZOOM and requested the Board join her in a Moment of Silence for a local unhouse individual that recently lost his life in a tragic accident while crossing Highway 49 on March 4, 2021. She state Perry Lee Nichols was a longtime Amador County resident and a contributing member of the Community and will be greatly missed. The Board and those present paused for a moment of silence at this time.

Continued Tribute to Perry Nichols: Mr. Tyx Pulskamp, District I resident, took this time to sing a hymn in honor of Mr. Perry Lee Nichols and followed up with words of condolences to his family and friends.

Amador County Cheerleaders: Ms. Jenny Upchurch, joined the meeting via ZOOM and took this time to address the Board regarding a recent guideline from Dr. Kerr, Amador County Public Health Officer, stating cheer teams would not be allowed to attend football games. Ms. Upchurch stated Dr. Kerr is interpreting State guidelines to mean that cheer teams could perform at cheer competitions, but not football games and classifying cheerleaders as “spectators” at football games and claims that this guidance is coming from the California Department of Public Health. However, other counties and school districts throughout California are allowing their high school cheer teams to perform at sporting events. Ms. Upchurch stated these concerns have been shared with Dr. Kerr, the Amador County School Board, the California Department of Public Health and Governor Newsom, but have fallen on deaf ears. Ms. Upchurch stated she is hoping the Board can provide some direction or support on this matter.

Deputy Sheriff Wage Concerns: Ms. Nikki Oneto, District I resident, took this time to encourage the Board to do the right thing and take into consideration the current morale of the Amador County Deputy Sheriff’s as well as their current working conditions and make an investment in the future of Amador County residents by providing a fair and sustainable wage.

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 Crew advised the following Addendum’s were added to the Closed Session Agenda for today’s date:

ADDENDUM #1: Conference with Real Property Negotiators: County Negotiators: Charles T. Iley, County Administrative Officer, Jon Hopkins, General Services Director
Property: APN 012-070-039-000; APN 012-070-009-000; APN 012-070-010-000
Negotiating Parties: PG&E
Under Negotiation: Terms and Conditions

Conference with County Counsel: Anticipated Litigation-{Government Code 54956.9(d)(2)}
ADDENDUM #2: Claim of K. Ruiz, et al.

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 agenda with the addition of the Addendum’s as outline above.

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 Brown, seconded by Supervisor Oneto and unanimously carried to approve the Consent Agenda as presented.

REGULAR AGENDA

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.

Board of Supervisors: Discussion and possible action relative to the appointment of a Sheriff to replace the Sheriff Martin Ryan, who will retire effective April 3, 2021.

Sheriff Martin Ryan addressed the Board and summarized his letter regarding pending retirement which is hereby incorporated into these minutes as though set forth in full. Sheriff Ryan encouraged the Board to support the appointment of Undersheriff Gary Redman as the next Sheriff of Amador County upon his retirement on April 3, 2021.

Undersheriff Gary Redman addressed the Board and summarized his qualifications and accomplishments that he feels would make him a suitable candidate for appointment to the position of Amador County Sheriff.

Sergeant Ryan Gillaspie addressed the Board and summarized his qualification and accomplishment that he feels make him a suitable candidate for appointment to the position of Amador County Sheriff.

It should be noted resumes and letters of support for both Undersheriff Redman and Sgt. Gillaspie are hereby made part of the record for today's date.

At this time Chairman Crew opened the comment regarding this item to the public. The following individuals present at the Board meeting wished to speak.

Mr. Greg Bixby
Ms. Karen Bixby
Mr. Andre' Cherney
Ms. Nikki Oneto
Mr. Joe Dierks
Mr. Adam Stone
Mr. Rux Oneto
Ms. Kerri Travers
Mr. Lloyd Oneto
Ms. Lois McDonald
Mr. Vince DeStigner

Ms. Aimee Gillaspie
Mr. Eddie Oneto

The following individuals joined the meeting via ZOOM

Ms. Cindy Granbois
Ms. Katherine Evatt
Ms. Rusty Folena
Ms. Tammie Crabtree
Mr. Frank Halvorsen
Ms. Kitten Chapman
Mr. Jon Campbell
Ms. Wilma Garcia
Ms. Candace Watson

Lengthy 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 carried to appoint Undersheriff Gary Redman to the position of Amador County Sheriff effective April 3, 2021, upon the retirement of current Sheriff Martin Ryan.

Ayes: Supervisors Forster, Axe and Crew

Noes: Supervisors Oneto and Brown

PUBLIC HEARING ** 10:30 A.M.**

General Services Administration: Discussion and possible action relative to a Public Hearing regarding approval of the Amador County Comprehensive Economic Development Strategy 2021-2025.

Mr. Jon Hopkins, General Services Director, summarized the staff report relative to this matter. In summary he stated for consideration today is the final Comprehensive Economic Development Strategy for Amador County 2021-2025. The document before the Board today was researched and assembled by Chabin Concepts, Inc. and evolved, per EDA guidelines, from the analysis of statistical data, extensive stakeholder interviews, Community engagement and in collaboration with the Strategic Committee, which is comprised of city and county officials and local stakeholders that represent a wide range of economic interests. The final CEDS also included information and changes made by the Board on January 5, 2021 upon their preview of the draft CEDS. Additionally, the Amador County CEDS is comprehensive in scope, providing an economic analysis of all five cities as well as the unincorporated areas of the County.

Discussion ensued with the following action being taken.

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

MOTION #1 It was moved by Supervisor Axe, seconded by Supervisor Forster and unanimously carried to close the Public Hearing.

ACTION #2 Direction given pursuant to the following motion.

MOTION #2 It was moved by Supervisor Forster, seconded by Supervisor Axe and unanimously carried to approve the final Comprehensive Economic Development Strategy for Amador County 2021-2025 including the following Resolution; and authorize staff to submit the CEDS and all other required documents to EDA.

RESOLUTION NO. 21-037

Resolution to accept the Amador County Comprehensive Economic Development Strategy 2021-2025 and approve submittal to the Department of Commerce Economic Development Administration

Social Services: Discussion and possible action relative to a request from staff regarding Whole Person Care funding from the State.

Ms. Melissa Cranfill, Director of Behavioral Health, addressed the Board and summarized the memorandum relative to this matter which is hereby incorporated into these minutes as though set forth in full. In summary, staff was before the Board in January, 2020 and the Board approved accepting funding from the State Department of Health Care in the amount of \$431,035.49 to be expended within five years to implement Whole Person Care in Amador County. However, on November 10, 2020, staff requested the Board authorize the return of the WPC fund to the state. The decision was made for a variety of reasons, including the significant delay in program implementation and the impact the pandemic was having on the Departments and ultimately would have on the proposed project. Ms. Cranfill continued by stating upon informing the Department of Health Care Services of the decision not to pursue the project and to return the funds, staff was contacted by the State Department asking for reconsideration of a modified project that is more manageable and submit a revised letter of intent. Therefore, staff is requesting approval to accept Whole Person Care funds and pursue a project within the state's vision and supports efforts underway in the community to meet the growing need to help those experiencing homelessness or at risk of becoming homeless.

Chairman Crew opened the comment on this item to the public at this time. The following individuals wished to speak via ZOOM.

- Ms. John Murphy
- Ms. Kitten Chapman

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 Axe and unanimously carried to accept a maximum of \$431,035.49 from the California Department of Health Care Services to establish a pilot program for Whole Person Care and move forward with developing a Request for Proposals to seek a contractor who will provide a program serving those within Amador County who are experiencing homelessness or who are at risk of homelessness.

RESOLUTION NO. 21-042

Resolution establishing a Pilot Program for Whole Person Care funded by California Department of Health Care Services (DHCS)

Administrative Agency: Discussion and possible action relative to an update by the CAO and the Budget Director on the status of the current year budget and predictions going forward into 2021/2022.

Mr. Chuck Iley, County Administrative Officer, addressed the Board and provided an informative Power Point presentation regarding the status of the current budget and predictions going forward into 2021/2022. The presentation is hereby incorporated into these minutes as though set forth in full. Mr. Iley stated the next steps in the budget process are as follows:

- Budgets to be sent to Department Heads, with instruction for a status-quo submittal.

- Salary increases and other mandatory increases (A-87, GSA Cost Allocation and Worker’s Comp) have been incorporated in the base budget, but any programmatic increases must be accompanied by cost savings elsewhere.
- General Reserve is \$7.7M and Payroll Reserve is at 1.1M. The Board has authorized loans to Capital Improvement fund for the Jail Expansion project of \$3.41M to date.
- A more refined picture of the budget will be presented to the Board and the submittal discussed at the Budget Workshop in May.

CAO Iley provided the following schedule for the Budget process as it moves forward.

- March 12-Budgets go to Department
- March 17-Budget Orientation (Budget information for employees that are involved in this process but are new to it)
- April 2-Budget submittals due to Budget Director/CAO
- April 7-9-CAO/Department Head Meetings
- May 4-Proposed Budget Workshop
- June 8-Board Budget Hearing-Approval of Preliminary Budget

Discussion ensued with the following action being taken.

ACTION: Direction given to staff to continue with the proposed 2021/2022 proposed Budget process and the timeline outlined above.

City of Jackson: Discussion and possible action relative to a request from the City of Jackson for funding to assist in the City’s outreach program to the homeless.

Christopher Mynderup, City of Jackson Chief of Police, addressed the Board and summarized this matter for the Board. In summary, he noted homelessness has become one of our nation’s largest growing issues. The latest Point in Time (PIT) count conducted by ATCAA in 2019 showed Amador County with a homeless population of approximately 214. Comparatively, Tuolumne County’s homeless population was approximately 385, 186 for Calaveras County, 60 for Mariposa County, and 613 for El Dorado County. Chief Mynderup continued by noting there are two homeless shelters in the County, which are located in Jackson and run by ATCAA. Both shelters have limited bed space and usually cater to children, families, and military veterans. The homeless population encountered most frequently in Amador County are single adults. In November 2020, the City was informed that grant funding, through ATCAA, was available to assist with homeless related issues. The City of Jackson applied for funding to start an outreach program of its own and was awarded \$53,509. Chief Mynderup stated this funding will enable the City to hire a civilian outreach coordinator to conduct daily contacts with homeless individuals living in the City and would be accompanied by staff from the Police and Fire Departments as well as volunteers from additional social service agencies. However, he continued, in order to make this program successful it will take the buy-in from several key stakeholders in the County. Chief Mynderup stated meetings have been conducted with key stakeholders including but not limited to the fire department, Operation Care, ATCAA, and County Social and Behavioral services.

Chief Mynderup concluded by stating he wasn’t prepared to ask for any type of funding from the County today, but rather wanted to take this time to introduce the proposal to the Board.

Chairman Crew opened the discussion to the public at this time. The following individuals joined the meeting via ZOOM and expressed support for this proposal.

- Mr. John Murphy
- Ms. Cindy Granbois
- Ms. Mary Pulskamp

Discussion ensued with the following action being taken

ACTION: Consensus of the Board to work in tandem with the City of Jackson and other entities regarding implementation of the outreach program outlined by Chief Mynderup today, and to explore funding options and sources that may viable to assist as the program moves forward.

General Services Administration: Discussion and possible action regarding Community Development Block Grant Coronavirus (CDBG-CV) Funding and Program Income Activity Considerations.

Ms. Kim Holland, Senior Administrative Analyst, reviewed the memorandum relative to this matter which is hereby incorporated into these minutes as though set forth in full. In summary, she stated the California Department of housing and Community Development (HCD) has announced Coronavirus Aid, Relief and Economic Security (CARES) Notice of Funding Availability (NOFA) for local jurisdictions through a Community Development Block Grant (CDBG). Jurisdictions must apply for CDBG-CV funding; however, funding is by allocation rather than by competitive award. Allowable activities for CDBG-CV funds include public services, public facility improvements, public facility acquisition and economic development with the caveat that each activity applied for has a direct nexus to COVID-19 and that there will be no duplication of benefits with CDBG-CV funds. Ms. Holland pointed out that the total allocation available to Amador County, which includes CV1, CV2 and CV3 allocations, is \$506,954.00. Additionally, the County has \$77,558.22 in program income, from a previous CDBG grant program, that must be utilized or returned. The combined total of CDBG-CV funds and program income available is \$584,512.22. Ms. Holland stated three applications have been received, 1) Amador Tuolumne Community Action Foundation, 2) Amador College Connect, and the Interfaith Food Bank. As of today the first two applicants have withdrawn their applications because of criteria not being met through a vetting process. Therefore, the Interfaith Food Bank is the viable application at this time.

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 Brown and unanimously carried to authorize staff to complete the draft sub recipient agreement and complete all forms necessary for the application and approve the following resolution.

RESOLUTION NO. 21-039

Resolution approving an application for funding and the execution of a grant agreement and any amendments thereto from the 2020 Community Development Block Grant Program-Coronavirus Response Round 2 and 3 (CDBG-CV2 and CV3) NOFA dated December 18, 2020.

Building Department: Discussion and possible action relative to an amendment to the Building Department Fee Schedule to include a \$40.00 technology fee to be collected with each permit to maintain and upgrade software for the Building and Planning Departments.

Mr. Todd Barr, Chief Building Official, addressed the Board and summarized the memorandum relative to this item which is hereby incorporated into these minutes as though set forth in full. In summary, he stated in December 2020 the Building Department implemented new software updating old technology that was on the edge of collapse and had not been supported for

approximately 10 years. He stated a staff has made a significant investment of both time and money in the new technology and going forward there will be annual maintenance fees and upgrades to software that will be necessary. To protect the investment staff is recommending the collection of a Technology Fee of \$40.00 with each permit submittal to be deposited in a designated fund to be used specifically for software annual fees, upgrades and related upgraded hardware to keep the system functioning properly and efficiently.

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 Axe and unanimously carried to approve the following Resolution establishing a 7.5 percent fee to be charged per total cost of each Building Permit Fee to maintain and upgrade software.

RESOLUTION NO. 21-030

Resolution adopting a revised Building Department Fee Schedule.

Minutes: Review and possible approval of the February 23, 2021 Regular 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 February 23, 2021 Minutes with minor corrections.

ADJOURNMENT: Until Tuesday, March 9, 2021 at 8:30 a.m.

Patrick Crew, Chairman, Board of Supervisors

ATTEST:

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

MARCH 9, 2021 CONSENT MINUTES

7.a. Commission on Aging: Re-appointment Julia Mathis for terms of three years to expire on March 8, 2024, appointment of Michelle Tyer to fill the seat as alternate, replacing Nicole Tucker, and Caleb Heuser to fill the seat as primary, replacing Michelle Tyer, for terms of three years both in which are set to expire on March 8, 2024.

ACTION: Approved

7.b. Side Letter Agreement between the County of Amador and the Amador County Deputy District Attorneys Association.

ACTION: Approved-Resolution No. 21-031

7.c. Side Letter Agreement between the County of Amador and the Probation Officers Association.

ACTION: Approved-Resolution No. 21-032

7.d. Building Department: Agreement to Limit Use of Agricultural Structures for AG210214, AG210215 & AG210216 – LINDBERG.

ACTION: Approved-Resolution No. 21-033

7.e. Law Library Committee: Re-appointments of Laura Eeinstadter, John Allen, Gail S. Smyth and Michael T. McEnroe for the term January 1, 2021 through December 31, 2021; appointment of Kori Terapak for the term of January 1, 2021 through December 31, 2021 and the resignation of Andrea Sexton as of December 31, 2020.

ACTION: Approved

7.f. Amador Resource Conservation District Committee: Appointment of Emily Taylor to serve the term from March 9, 2021 through November 8, 2024.

ACTION: Approved

7.g. Building Department: Agreement to limit use of Agricultural Structure for AG210259 – SOWELL.

ACTION: Approved-Resolution No. 21-034

7.h. Building Department: Agreement to Limit Use of Agricultural Structure for AG210218 – MCDEVITT.

ACTION: Approved-Resolution No. 21-035

7.i. Public Health - Request to approve epidemiology subcontract with Public Knowledge LLC.

ACTION: Approved

7.j. Approval of MOU for reimbursement from UC IPM for providing trapping for an invasive pest of trees.

ACTION: Approved

7.k. Sheriff's Office Association Agreement.

ACTION: Approved-Resolution No. 21-038

7.l. 20-27 – 2020/2021 Road Repair Project at Camanche Road Contract Closure

Suggested Action: Approve proposed Final Estimate and authorize Chairman to sign Contract Change Order No. 2; Adopt resolution accepting the 2020/2021 Road Repair Project at Camanche Road as complete; Authorize Chairman to sign Agreement and Release of Claims.

ACTION: Approved-Resolution No. 21-040

7.m. Adoption of a Resolution approving the Tax Transfer relative to the White Annexation to the City of Jackson (Project #330); and Adoption of a Resolution initiating annexation and approving the tax transfer relative to the reorganization of unincorporated parcels and portions of parcels surrounded by the City of Jackson (Project #331); and approval of an Agreement for Annexation to the City of Jackson for said Projects.

ACTION: Approved-Resolution No. 21-036 and Resolution No. 21-041