

**Amador County Board of Supervisors
ACTION MINUTES**

REGULAR MEETING

DATE: Tuesday, April 13, 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
Patrick Crew, District I
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 9:00 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, Greg Rameriz, IEDA and Lisa Gaebe, Human Resources Director

ACTION: Update given.

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

Claim of Robert Brant, Claim No. 21-07

ACTION: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Forster, seconded by Supervisor Oneto and unanimously carried to deny Claim Nos. 21-07 due to liabilities and damages of the County being disputed.

Confidential Minutes: Review and possible approval of the March 23, 2021 Confidential Minutes.

ACTION: It was moved by Supervisor Forster, seconded by Supervisor Brown and unanimously carried to approve the March 23, 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**.

Sheriff Appointment: Mr. Greg Bixby, District V resident, addressed the Board at this time and shared comments as to what he felt was a manipulated situation when appointing the new Amador County Sheriff on March 23, 2021. Mr. Bixby stated the Board had an opportunity to do the right thing and allow the citizens of Amador County to be involved in the selection process. Mr. Bixby stated in his opinion Supervisor's Brown and Oneto acted in honorable fashion when they voted against the hasty appointment and instead indicated their willingness to include the citizens in the decision making process especially during a time when so many other rights are being stifled for individuals in this County.

Matt Dolezal v. Forster, et al (Case No. 20-CV-11921): Mr. Bill May, District II resident, addressed the Board and inquired as to if the Board had received his email relative to how the subject case will be funded and if tax payer dollars will be utilized in any way to defend this matter.

Comments regarding CalFire: Mr. Doug Grandbois, representing CalFire Employees as CalFire Local 2881 Union Officer, took this time to take exception to comments made by Sutter Creek Fire Chief Dominic Moreno at the March 23, 2021 Board Meeting. Mr. Granbois pointed out that he feels Chief Moreno's comments were defamatory as well as inflammatory and were in not way a true representation of the facts. Mr. Granbois stated the comments included, but were not limited to use of volunteer programs and seeking contracts with the State.

Constitutional Rights and Grievances: Ms. Karen Bixby, District V, took this time to echo the statements made earlier by Mr. Greg Bixby regarding the action taken by Supervisors Brown and Oneto relating to the appointment of the new Amador County Sheriff. In addition, she advised that she is part of a County Committee that represents a statewide Constitutional Movement that is also statewide. The Committee strives to defend and protect Constitutional rights of all citizens. Ms. Bixby noted the Committee meets every Tuesday at County courthouses across the State to read and address grievances. She continued by stating the Committee is now addressing Chapter II of the grievances and is currently addressing the 51st grievance. She then took this time to read a portion of the grievance until such time her three minute time allowance elapsed. At that time Ms. Nikki Oneto, District I, continued where Ms. Bixby left off and completed the recitation. In addition. Ms. Oneto strongly urged the Board to return constitutional rights to all.

National Crime Victim's Rights Week: Ms. Amy Drake, Director, Amador County District Attorney's Office Victim Assistance Bureau, addressed the Board and stated April 18-24 is considered National Crime Victim's Rights Week. Amador County Victim's Witness Bureau is partnering with Operation Care to bring awareness and support to crime victims. Ms. Drake also noted a walk to show support will take place on April 20, 2021 at 12:00 noon if anyone is inclined to join please meet at Petkovich Park in Jackson.

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)

Chairman Axe advised the following item has been added to the Consent Agenda for today's date:

Waste Management: Budget Transfer Request to Replace PLC Controller for Flare at Buena Vista Landfill.

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 Consent Agenda as amended.

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.**

Amador County Senior Center: Discussion and possible action relative to a request for funding by the Amador Senior Center.

Mr. Chris Kalton, Amador Senior Center, Executive Director, addressed the Board and summarized his memorandum which is hereby incorporated into these minutes as though set forth in full. In summary, he stated Amador Senior Center launched a brand new hot meal delivery program for seniors at the beginning of the pandemic. Mr. Kalton stated the Center noticed a need for seniors to have a freshly prepared hot meal, welfare check and social connection. The newly launched program delivers meals that are freshly prepared each day and never frozen. He continued by stating the program is completely self-funded and no revenue will be generated from Area 12 Agency on Aging as the contract window is currently closed. Therefore, Amador Senior Center is requesting funding support in the amount of \$5,000.

Discussion ensued with the following action being taken.

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

MOTION: **I was moved by Supervisor Brown, seconded by Supervisor Forster and unanimously carried to approve the request for funding in the amount of \$5,000 to the Senior Center for fiscal year 2021-2022.**

Old Abe Cannon Historical Plaque: Presentation by Mr. Benjamin Peterson, Troop 888, regarding the progress of his Eagle Scout project and proposed wording for the historical plaque.

Mr. Benjamin Peterson, Troop 888, addressed the Board and summarized his report 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 Axe, seconded by Supervisor Oneto and unanimously carried to approve the wording as presented but with grammatical corrections. Supervisors Axe and Oneto agreed to contribute \$350.00 each out of their discretionary account to assist Mr. Peterson in achieving his \$5,000 funding goal.**

Veteran's Services: Discussion and possible action relative to a letter of support to California Legislature supporting an increase in local assistance funding in the State budget for County Veterans Service Officers (CVSO) from \$5.6 million per year to \$11 million per year.

Discussion ensued with the following motion.

ACTION: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Crew, seconded by Supervisor Forster and unanimously carried to authorize the Chairman's signature on a letter of support to the California Legislature supporting an increase in local assistance funding in the State budget for County Veterans Service Officers (CVSO) from \$5.6 million per year to \$11 million per year.

Administrative Agency: Discussion and possible action relative to input to the state on the new proposed State Minimum Fire Safe Regulations by the California Department of Forestry and Fire Protection.

ACTION:

Airport Land Use Commission: Discussion and possible action relative to appointment of two members of the Board of Supervisors to serve on the Airport Land Use Commission (ALUC).

Mr. Chuck Beatty, Planning Director, addressed the Board and stated per Public Resources Code Section 21670(b), the ALUC must include two members representing the county, appointed by the Board of Supervisors. Traditionally the county representative have been members of the Board. According to the ALUC bylaws members serve four-year staggered terms which don't correspond to the terms of the elected officials that serve on the Commission. The term recently held by Supervisor Axe expired in 2018, and the term currently held by Supervisor Crew will expire May 1, 2021. Mr. Beatty stated he is requesting that the Board appoint two ALUC members, one to complete the remainder of the May 2018-May 2022 term, and one to fill the May 2021-May 2025 term.

ACTION: Direction given pursuant to the following motion.

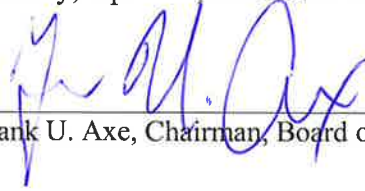
MOTION: It was moved by Supervisor Oneto, seconded by Supervisor Crew and unanimously carried to appoint

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 Oneto, seconded by Supervisor Forster and unanimously carried to approve the March 23, 2021 Minutes as presented.

ADJOURNMENT: Until Tuesday, April 27, 2021 at 8:30 a.m.



Frank U. Axe, Chairman, Board of Supervisors

ATTEST:



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

APRIL 13, 2021 CONSENT MINUTES

5.a. Behavioral Health agreement with Crestwood Behavioral Health Inc., FY 21-22, 22-23 & 23-24.

ACTION: Approved

5.b. Budget transfer request from Contingencies to the Energy Conservation Program Department (new) for PG&E Energy loan repayments in the amount of \$24,817.

ACTION: Approved

5. c. Behavioral Health Agreement with California Psychiatric Transitions (CPT) FY 21-22, 2nd amendment to agreement.

ACTION: Approved

5.d. HHS Departments agreement with Paperless Knowledge, Fiscal years 21-22, 22-23, 23-24, 24-25, 25-26.

ACTION: Approved

5. e. Behavioral Health Agreement with Operation Care.

ACTION: Approved

5. f. Revisions to Public Works Standard Detail PW-11, Trench Restoration Detail.

ACTION: Approved

5.g. Ione Township #2 Cemetery Board - Accept Resignation of Judy Allen and Appoint Stephanie Ward to Fill the Seat of Judy Allen's Remaining Term through May 31, 2022.

ACTION: Approved

5.h. Resolution Authorizing Application For A Grant From The CalRecycle Local Government Waste Tire Amnesty Grant Program.

ACTION: Approved-Resolution No. 21-049

5.i. General Services Administration: Dispense with the Formal Bid Process for Sheriff's Office Radio & Equipment Replacement Project.

Suggested Action: 1) Dispense with the bidding procedures and authorize the utilization of H-GAC Cooperative Purchasing Program under H-GAC's Agreement 18-00196-EC07-20 with Motorola Solutions-Delta Wireless and; 2) Authorize the Purchasing Director to issue a Purchase Order(s) for Motorola portable radios to Delta Wireless, Inc. in an amount not to exceed \$240,000.00.

ACTION: Approved

5.j. Surveying Department-Parcel Map #2872 for Robert Dean Foyil and Michael Ray Foyil Living Trust. Said parcel map is being filed administratively, without a Tentative Map (no conditions) pursuant to Amador County C.E.Q.A. ordinance, Appendix B. C5: State Map in

Section 66499.35c. The property is located at the intersection of Aqueduct Road and State Route 88. Assessor's Parcel No. 038-170-010-000.

ACTION: Approved

5. k. Annexation of Territory to Community Facilities District No. 2006-1 (Fire Protection Services), County of Amador, State of California (Annexation #13).

ACTION: Approved Resolution No. 21-050

5.l. Approval to Update Discovery Fee Schedule for District Attorney.

ACTION: Approved

5.m. Megabyte Property Tax System Annual Support Agreement July 01, 2021 - June 30, 2022. (The contract was routed for pre-approval to County Counsel, CAO, IT, GSA, Risk Management, Auditor & Tax Collector).

ACTION: Approved

5.n. General Services Administration: Conveyance of County Properties APN: 023-020-072 and APN 021-390-017 (a.k.a Lockwood Fire Protection District Station 1 and Station 2)

Suggested Action: 1) Approve the conveyance of both properties with the noted requirements in the deeds and; 2) Approve both resolutions and 3) Authorize the GSA Director, County Counsel and Clerk/Recorder to complete all other necessary documents and authorize the Chairman to sign final documents upon receiving a Certificate of Acceptance from Lockwood Fire Protection District.

ACTION: Approved-Resolution No. 21-051 & Resolution No. 21-052

5.o. General Services Administration: Community Development Block Grant Coronavirus (CDBG-CV) Subrecipient Agreement, Duplication of Benefits Policy and Amended Resolution

Suggested Action: 1) Approve of Duplication of Benefits Policy and; 2) Approve the Subrecipient Agreement with the Interfaith Council of Amador, d.b.a. the Interfaith Food Bank; and 3) Approve the amended Resolution authorizing the application for CDBG-CV funding.

ACTION: Approved-Resolution No. 21-053

5.p. Resolution opting out of participation in Assisted Outpatient Treatment (AOT), relative to AB 1976.

ACTION: Approved-Resolution No. 21-048

5.q. Adoption of a Resolution Honoring Danielle DeFazio and Recognizing her Heroic Life Saving Actions.

ACTION: Approved-Resolution No. 21-054

5.r. Deputy Agricultural Commissioner/Sealer of Weights and Measures Job Description.

ACTION: Approved

5.s. Management Resolution

Suggested Action: Adopt the resolution approving the changes to the salaries and fringe benefits for Management employees which include an increase in pay to the Health Officer classification, adding longevity language and modifying the Classification and Wage Plan listed as Appendix A to include salaries as hourly.

ACTION: Approved-Resolution No. 21-055

5.t. Local Area Formation Commission (LAFCO) Project 335: Resolution approving the AB-8 Property Tax Redistribution for the Kuffel Annexation to Pine Grove Community Services District.

ACTION: Approved-Resolution No. 21-056

5.u. Mid-Management Resolution.

ACTION: Approved-Resolution No. 21-057

5.v. Confidential Employees Resolution.

ACTION: Approved-Resolution No. 21-058

5.w. Consolidated wage plan.

ACTION: Approved

5.x. Building Department: The Linstead's have submitted an application for an Agricultural Exemption (AG210441) and have provided all necessary documents including a signed and notarized "AGREEMENT TO LIMIT USES OF AGRICULTURE STRUCTURE" (attached) for recording as required by County Code Section 15.04.040. Subject is located at 23200 Upton Rd, Plymouth, being APN 014-020-014-000.

ACTION: Approved-Resolution No. 21-059

Waste Management: Approval of a Budget Transfer Request to Replace PLC Controller for Flare at Buena Vista Landfill.