

**Amador County Board of Supervisors
ACTION MINUTES**

REGULAR MEETING

DATE: Tuesday, July 12, 2022
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:

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

Staff: Charles T. Iley, County Administrative Officer
Greg 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 Forster 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, Kim Holland, Budget Analyst and Lisa Gaebe, Human Resources Director
Employee Organization: All Units

ACTION: **Nothing to report.**

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

Amanda Owens v. County of Amador, Workers Compensation Claim No. 20192000643

ACTION: **Direction given to staff.**

Conference with County Counsel-Public Employee Discipline/Dismissal/Release-{Government Code 54957}

ACTION: **Direction given to staff.**

Confidential Minutes: Review and possible approval of the May 24, 2022 Confidential Minutes.

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

MOTION: **It was moved by Supervisor Oneto, seconded by Supervisor Crew and unanimously carried to approve the June 28, 2022 Confidential Minutes.**

PLEDGE OF ALLEGIANCE: Chairman Forster 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.**

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 Axe, seconded by Supervisor Brown and unanimously carried to approve the Regular Agenda as presented.

CONSENT AGENDA: Items listed on the consent agenda 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 Axe, seconded by Supervisor Oneto, and unanimously carried to approve the consent agenda as presented.

REGULAR AGENDA

Update by the Amador County Health Officer, Dr. Rita Kerr on the COVID-19 situation in Amador County.

ACTION: Presentation only.

Burke Ranch Firewise Committee: Presentation of appreciation for the work and support of Sergeant Jeffrey Bellotti, Amador County Sheriff's Office, and Kayla Dale and Aaron Watkins, Amador Fire Protection District.

ACTION: Presentation only.

Administrative Agency: Ratification of Emergency for the July 4th, 2022 Electra Fire.

ACTION: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Axe, seconded by Supervisor Brown and unanimously carried to adopt the following Resolution ratifying and extending the declaration of a Local Emergency in Amador County due to wildfire.

RESOLUTION NO. 22-096

Resolution ratifying and extending the Declaration of a local Emergency in Amador County due to wildfire.

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

Mr. Tad Mason, TSS Consultants, joined the meeting via ZOOM, summarized the item and then introduced Dr. Richard Harris to provide the presentation.

Dr. Richard Harris presented an informative Power Point outlining a summary of the program since the project began in 2017 as well as observations of new mortality and plans for remediation going forward. Dr. Harris also took this time to summarize project reimbursement data. (A complete copy of the Power Point presentation is hereby incorporated into these minutes as though set forth in full.)

ACTION: Presentation only.

General Services Administration: Discussion and possible action relative to the Community Economic Resilience Fund (CERF).

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, the Community Economic Resilience Fund (CERF) was created to promote a sustainable and equitable recovery from the economic distress of COVID-19 by supporting new plans and strategies to diversify local economies and develop sustainable industries that create high-quality, broadly accessible jobs for Californians. Mr. Hopkins stated the CERF Leadership Team was responsible for the development of geographic regions and boundaries that can administer the program's funding and work. The regions are defined in a way that promotes geographic equity and is consistent with existing economic development efforts as well as other definitions of regional economic markets. Mr. Hopkins continued by stating while the Amador region is inclusive of the Central Sierra Economic Development District (CSEDD) the CERF region also includes Inyo and Mono counties and is deemed as the Eastern Sierra Region.

At this time, Mr. Hopkins introduced Mr. Steve Frisch, Sierra Business Council, who joined the meeting via ZOOM and provided an informative presentation of the Community Economic Resilience Fund which is hereby incorporated into these minutes as though set forth in full.

ACTION: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Axe, seconded by Supervisor Crew and unanimously carried to approve the Chairman's signature on the Collective Partnership Agreement Letter for the Community Economic Resilience Fund-Eastern Sierra Region.

Waste Management: Discussion and possible action relative to the 2023 Proposed Solid Waste Rate Adjustment and Fuel Surcharge.

Mr. Jeff Gardner, Director of Solid Waste, 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 stated ACES Waste Services, Inc. entered into a new franchise agreement with Amador County effective June 23, 2020, with a term of fifteen (15) years. As provided in the Agreement, the Company has requested a Rate Review for purposes of setting rates effective January 1, 2023, per Section 12.5 of the Agreement following the procedures as set forth in Attachment G to the Agreement. Under the terms of the Agreement, the Company's target profit level was reduced from 87.5% operating ratio to a 90% operating ratio, which equates to a target profit level of 11.1% on allowable expenses. Mr. Gardner advised staff engaged R3 Consulting Group Inc. to work on the Annual Rate Adjustment application.

At this time, Mr. Gardner introduced Mr. William Schoen, R3 Consulting, who joined the meeting via ZOOM and provided a presentation of the final report and fielded questions from the Board.

Discussion ensued with the following action being taken.

ACTION: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Crew, seconded by Supervisor Axe, and carried to:

1. Approve the 2023 transfer station rate adjustments; and
2. Set the Proposition 218 hearing for the Solid Waste rate increase and Special Fuel Charge Adjustment for September 13, 2022; and
3. Direct staff to mail notices to affected customers/property owners with a postmark no later than July 15, 2022.

Ayes: Supervisors Crew, Axe, Forster and Brown

Noes: Supervisor Oneto

Absent: None

Minutes: Review and possible approval for the June 28, 2022 Regular Meeting Minutes.

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 June 28, 2022 Regular Meeting Minutes with minor corrections.

REGULAR SESSION-TIME CERTAIN 10:30 A.M.

Code Enforcement: (HOPPER) Discussion and possible action relative to adoption of the Administrative Hearing Board's Findings and Recommendation without further notice or hearing or setting aside the matter and scheduling a future de novo hearing before the Board of Supervisors. (APN 023-600-023; Case C22-4-Canterbury Rd. Pioneer, CA 95666)

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 grant an extension until December 31, 2022 to give Mr. Hopper the opportunity to clear the property, list for sale and vacate the premises. This matter will be heard again on a date certain of January 10, 2022 at 10:30 a.m.

Code Enforcement: (MASTERTON) Discussion and possible action relative to adoption of the Administrative Hearing Board's Findings and Recommendation without further notice or hearing or setting aside the matter and scheduling a future de novo hearing before the Board of Supervisors. (APN 015-290-010-000; Case C22-8-Old River Road, Fiddletown, CA 95689)

ACTION: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Axe, seconded by Supervisor Brown and carried to adopt the Hearing Board's Findings and Recommendations without further notice or hearing as follows.

Ayes: Supervisors Axe, Brown and Forster

Noes: Supervisor Crew and Oneto

Absent: None

Code Enforcement: (MOLINA) Discussion and possible action relative to adoption of the Administrative Hearing Board's Findings and Recommendation without further notice or hearing or setting aside the matter and scheduling a future de novo hearing before the Board of Supervisors. (APN 038-260-032; Case C22-7-Mierkey Rd. Pine Grove CA 95665)

ACTION: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Axe, seconded by Supervisor Oneto and unanimously carried to adopt the Hearing Board's Findings and Recommendations without further notice or hearing.

Code Enforcement: (ESPEN) Discussion and possible action relative to adoption of the Administrative Hearing Board's Findings and Recommendation without further notice or hearing or setting aside the matter and scheduling a future de novo hearing before the Board of Supervisors. (APN 014-240-066-000; CASE C22-25 Fiddletown Road, Fiddletown, CA 95629)

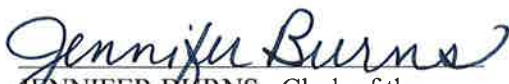
ACTION: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Oneto, seconded by Supervisor Axe and unanimously carried to uphold the Administrative Hearing Board's Findings and Recommendation without further notice or hearing.

ADJOURNMENT: Until Tuesday, July 12, 2022 at 8:30 a.m.


Richard M. Forster, Chairman, Board of Supervisors

ATTEST:


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

July 12, 2022 CONSENT MINUTES

7.a. General Services Administration: Approve the purchase of unbudgeted fixed assets

Suggested Action: Authorize the Purchasing Agent to facilitate the purchase of three additional vehicles to be utilized by Amador County Sheriff's Office and paid for with the Sheriff's Office budget Rural Crime Funds, with reimbursement from the City of Plymouth for the two Police Interceptors for Fiscal Year 22-23.

ACTION: Approved

7.b. Surveying Department-request to approve a Certificate of Compliance as requested by Matthew Fredrick and Jeralynn Fredrick, husband and wife as joint tenants as to Parcel One and Matthew Fredrick and Jeralynn Fredrick, husband and wife as community property as to Parcel Two. The properties involved are located between Sutter Creek Road and Ridge Road. Said properties recently completed a Boundary Line Adjustment as shown on Book 67 of Maps and Plats at Page 11. APN 040-030-100 and 040-030-101.

ACTION: Approved-Resolution No. 22-097

7.c. Surveying Department-request to approve a Certificate of Compliance as requested by Donald J. Swett and Christine M. Swett, Trustees of the Donald J. Swett and Christine M. Swett Family Trust - 2003. The properties involved are located off State Highway 49. Said properties recently completed a Boundary Line Adjustment as shown on Book 67 of Maps and Plats at Page 12. APN 044-200-122 and 044-200-124.

ACTION: Approved-Resolution No. 22-098

7.d. Mother Lode Regional Juvenile Detention Facility Contract Approval. This contract continues to provide juvenile detention services for Amador County at the existing facility located outside Sonora, in Tuolumne County.

ACTION: Approved

7.e. Budget Increase request to the Jail Medical budget for Jail Licensed Vocational Nurses Contract. This does not impact the General Fund - the funds will come from the CCP for the first year and from Health Realignment in subsequent years.

ACTION: Approved

7.f. MOU with CDFA for Agricultural Pest Inspections 2022 (European Grapevine Moth – Agreement #21-0595-002-SF)

ACTION: Approved

7.g. MOU with CDFA for Agricultural Organic Inspections 2022-23 (Organic Inspections – Agreement #22-0370-000-SA)

ACTION: Approved

7.h. 3rd Amendment to Contract for Buena Vista Landfill Operation, Monitoring, and Maintenance (OM&M) of the Landfill Gas and Leachate Collection Systems and Remote Monitoring and Control (RMC) of the Flare System.

ACTION: Approved

7.i. General Services Administration: RFP 22-10 Emergency Preparedness Program

Suggested Action: Recommendation:

- 1) Award RFP 22-10 to Preparative Consulting in an amount not to exceed \$232,000.00 for three (3) years;
- 2) Authorize Jeff Bellotti, OES Coordinator, and County Counsel to negotiate final terms and conditions and develop a contract based on the Sample Agreement, Preparative Consulting's proposal dated May 18, 2022, and RFP 22-10 and;
- 3) Approve the Board Chairman to execute the said agreement with Preparative Consulting for a three (3) year term contingent upon agreeable terms and conditions.

ACTION: Approved

7.j. Contract Renewal with The ARC of Amador/Calaveras Counties

ACTION: Approved

7.k. Mother Lode Job Training Agency Contract Approval. This contract will continue to provide equipment, supplies, and personnel to perform the duties associated with the Workforce Assistance Placement Program.

ACTION: Approved

7.l. Public Health - Request for budget increase and approval of new full time limited term Administrative Assistant II position.

ACTION: Approved

7.m. Public Works: Approval of an amendment to Amador County Code Chapter 10.12 to prohibit parking along Choctaw Court-County Road 366. (Reading waived on June 28, 2022)

ACTION: Approved

7.n. Resolution Auto Fraud Grant Request for Application 22/23

ACTION: Approved-Resolution No. 22-099