

**Amador County Board of Supervisors
ACTION MINUTES**

REGULAR MEETING

DATE: Tuesday, April 9, 2024
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:

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

Staff: Charles T. Iley, County Administrative Officer
Gregory Gillott, County Counsel
Heather Peek, Deputy 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.**

CONFERENCE WITH LABOR NEGOTIATORS: Pursuant to Government Code Section 54957.6.

County Negotiators: Greg Gillott, County Counsel, Chuck Iley, County Administrative Officer, Greg Ramirez, IEDA and Lisa Gaebe, Human Resources Director
Employee Organization: All Units
Suggested Action: Discussion and possible action.

ACTION: Update given.

CONFERENCE WITH COUNTY COUNSEL: ANTICIPATED LITIGATION -
{Government Code 54956.9(d) (2)}

Claim of Daronta Lewis, Amador County Claim No. 24-04.
Suggested Action: Discussion and possible action.

ACTION: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Forster, seconded by Supervisor Crew, and carried to deny the subject Claim due to liabilities and damages by the County being disputed.

Confidential Minutes: Review and possible approval of the March 26, 2024 Confidential Minutes.

ACTION: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Crew, seconded by Supervisor Brown and carried unanimously, to approve the March 26, 2024 Confidential Minutes with minor edits.

PLEDGE OF ALLEGIANCE: Chairman Oneto 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**.

The following individual wished to speak:

- Michelle Gallaher, Code Enforcement

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 Oneto advised the following item has been added to the Regular Agenda as item 4.k for today's date:

Senate Bill 1249: Discussion and possible action relative to the Chairman's signature on a letter of opposition to the subject Bill as it relates to circumventing federal due process protections for existing AAAs under the Older Americans Act of 1965 and the Code of Federal Regulations.

ACTION: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Crew, seconded by Supervisor Axe and carried unanimously to approve the agenda as amended.

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 Forster and carried unanimously to approve the consent agenda as presented.

REGULAR AGENDA

Child Abuse Prevention Council: Discussion and possible action relative to adoption and presentation of the Resolution proclaiming the month of April as Amador County Child Abuse Prevention Month.

ACTION: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Crew, seconded by Supervisor Axe and carried unanimously to adopt the following Resolution proclaiming the month of April as Amador County Child Abuse Prevention Month. Chairman Oneto subsequently presented the Resolution to Ms. Nina Machado, Executive Director-First 5 Amador.

Administrative Agency: Discussion and possible action relative to a presentation by the Public Works Director regarding the PG&E work currently underway on Shake Ridge Road and the associated repairs that are planned after that work is completed.

Mr. Rich Vela, Public Works Director, addressed the board and provided an update on the current work that PG&E has done on Shake Ridge Road and repair work after completion.

ACTION: Informational only.

Administrative Agency: Amador County Wine Heritage District: Discussion and possible action relative to introduction of an Ordinance regarding the potential formation of the ACWHD and the levy of assessments on wineries.

Mr. John Di Stasio, Amador Vintners Association President, addressed the board and provided background on the proposal to request establishing a wine heritage district to aid in marketing for the wine region in Amador County.

Discussion ensued and the following individuals wished to speak:

The following individuals wished to speak:

- Susan Feist, Feist Wines
- Robert Morse, Il Gioiello Winery
- Sherry Curtis, District III resident
- Gary Dorall, District III resident (Statement read by Sherry Curtis)
- Lorenzo Musila, Andis Wines
- Mark Gamache, SLO 2 20 Winery
- Holger Hornsrich, Amador Vintners Association
- Jane O'Riordan, Terre Rouge and Easton Wines
- Megan Van Hook, Amador Vintners Association
- Jann Bartolo, Dianda Vineyards and Tasting Room
- Kathleen Mahan, Helwig Winery
- Earl Curtis, District III resident
- Jason Cazadd, Cazadd Cellars
- Tracy Berkner, Visit Amador
- Russ Parker, District II resident
- Jeff Runquist, Jeff Runquist Wines
- Spencer Jones, Iron Hub Winery
- Steve Havill, Bella Grace Winery
- Jennifer Housler, Cooper Vineyards
- Bob Andre, Driven Cellars
- Marianne Rittenhouse, Rubidoux Ridge Vineyard

Chairman Oneto opened the Public Meeting at this time. There were no public comments.

Lengthy discussion ensued with the following action being taken.

ACTION #1: Public Meeting closed pursuant to the following motion.

MOTION #1: It was moved by Supervisor Axe, seconded by Supervisor Crew and carried unanimously to close the public meeting.

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

MOTION #2: It was moved by Supervisor Crew, seconded by Supervisor Axe and carried 3-2, to introduce and waive the reading of the ordinance and schedule for possible adoption at the May 14, 2024 meeting as a public hearing.

Ayes: Supervisors Oneto, Crew and Axe

Noes: Supervisors Forster and Brown

Abstain: None

General Services Administration: APN 044-540-100-000 (Health and Human Services Building)

Mr. Jon Hopkins, General Services Director, addressed the board regarding developing a property committee for the future of Health and Human Services building lease options as well as, exploring an RFP to build a new smaller building at a different location.

ACTION: Direction given to staff.

Public Health: Presentation regarding Water Safety by Marcy Harlan, Public Health.

ACTION: This item was not heard and has been moved to the May 28, 2024 meeting.

Administrative Agency: Discussion and Possible Action Relative to Amending Section 19.30.020 Regarding Noncommercial Kennel Regulations.

Mr. Glenn Spitzer, Deputy County Counsel, addressed the board summarizing this proposed ordinance amends Section 19.30.020 regarding noncommercial kennel regulations and the amendment also changes a reference from an outdated code and replaces it with the current code.

ACTION: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Axe, seconded by Supervisor Brown and carried unanimously to waive the reading of the ordinance and schedule for adoption on the April 23, 2024 consent agenda.

Administrative Agency: Discussion and Possible Action Relative to Amending Section 3.20.120 Regarding Requirements for Recording Documents.

Mr. Glenn Spitzer, Deputy County Counsel, addressed the board summarizing this proposed ordinance amends Section 3.20.120 (Requirements for recording documents) to conform to the amendments of Revenue and Taxation Code sections 11932 and 11933 pursuant to Assembly Bill No. 1888.

ACTION: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Axe, seconded by Supervisor Brown and carried unanimously to waive the reading of the ordinance and schedule for adoption on the April 23, 2024 consent agenda.

Administrative Agency: Discussion and Possible Action Relative to Amending Chapter 19.64 Regarding Appeals on Staff Issued Use Permits.

Mr. Glenn Spitzer, Deputy County Counsel, addressed the board and summarizing this proposed ordinance amends Chapter 19.64 (Appeals) in order to clarify and standardize the process for the issuance and appeal of staff level use permits. Mr. Spitzer also noted the process outlined in the amended Section 19.64.010 is consistent with the process outlined in other sections of the code for staff level use permits.

ACTION: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Axe, seconded by Supervisor Brown and carried unanimously to waive the reading of the ordinance and schedule for adoption on the April 23, 2024 consent agenda.

Administrative Agency: Discussion and Possible Action Relative to Amending Chapter 2.94 Regarding Administration of the Technical Advisory Committee.

Mr. Glenn Spitzer, Deputy County Counsel, addressed the board, summarizing this proposed ordinance amends Chapter 2.94 (Technical Advisory Committee) as follows:

- Codify an appeal process for challenging the County's application completion determination as required by Government Code section 65943(c).

Upon submission of an application, the County is required to determine whether an application is complete. When the application is deemed complete, the County has strict timelines to perform environmental review and to approve or disapprove the project. Amended Government Code section 65943(c) requires agencies to provide an appeal process on the determination whether to deem an application complete.

- Add the Amador Fire Protection District chief as a voting member of TAC. This is consistent with practice. In order to maintain the limit of five voting members, the amendment makes the director of solid waste an alternative voting member to assist in achieving a quorum when other voting members are unavailable.

Clarify the role of TAC (which is to make technical recommendations, deem applications complete, and make CEQA recommendations).

ACTION: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Axe, seconded by Supervisor Brown and carried unanimously to waive the reading of the ordinance and schedule for adoption on the April 23, 2024 consent agenda.

Administrative Agency: Senate Bill 1249: Discussion and possible action relative to the Chairman's signature on a letter of opposition to the subject Bill as it relates to circumventing federal due process protections for existing AAAs under the Older Americans Act of 1965 and the Code of Federal Regulations.

Supervisor Axe provided background on Senate Bill 1249 and requested a letter of opposition.

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 Crew and carried unanimously to approve the Chairman on the letter of opposition to Senate Bill 1249.

Minutes: Review and possible approval of the March 26, 2024 Board of Supervisors Meeting Minutes and March 26, 2024 Board of Supervisors Meeting Minutes.

ACTION: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Forster, seconded by Supervisor Axe and carried unanimously to approve the March 26, 2024 Board of Supervisors Meeting Minutes with minor edits.

ADJOURNMENT: Until Tuesday, April 23, 2024 at 8:30 a.m.



Brian Oneto, Chairman, Board of Supervisors

ATTEST:



HEATHER PEEK,
Deputy Clerk of the Board of Supervisors

April 9, 2024 CONSENT MINUTES

5.a. Resolution authorizing the District Attorney to apply for a grant investigating Workers' Compensation Fraud.

ACTION: Approved-Resolution No. 24-050

5.b. Behavioral Health 2nd Amendment to Agreement with Sutter Center for Psychiatry fy 24-27.

ACTION: Approved

5.c. General Services Administration: RFQ 23-05 Biological Investigation & Monitoring to Support Construction Project Work at the Buena Vista Landfill.

ACTION: Approved

5.d. General Services Administration: PG&E - PSPS Community Resource Center.

ACTION: Approved

5.e. Building Department: Agreement to Limit Use of Agricultural Structure for AG244972-Haeseker.

ACTION: Approved-Resolution No. 24-051

5.f. Building Department: Agreement to Limit Use of Agricultural Structure for AG244965-Plasse.

ACTION: Approved-Resolution No. 24-052

5.g. General Services Administration: Fifth Amendment for Aggression Replacement Therapy (ART) and 180 You-Turn Programs.

ACTION: Approved

5.h. Amador County Sheriff's Office Association Canine Program Side Letter of Agreement.

ACTION: Approved-Resolution No. 24-053

5.i. Building Department: Agreement to Limit Use of Agricultural Structure for AG245007 – Adams.

ACTION: Approved-Resolution No. 24-054

5.j. Surveying Department-request to adopt the resolution approving a one-year extension for completing the process of recording deeds in relation to approved Boundary Line Adjustment 2021-10 for Kobias D. Coon, Lorelei J. Arellano, and Janine Morrison. The properties are along Tabeaud Road. Assessor's Parcel No.'s 036-360-010 and 036-370-001.

ACTION: Approved-Resolution No. 24-055

5.k. Drytown County Water District: The Political Reform Act (Government Code Sections 87200 et seq.) requires all local agencies to adopt a conflict-of-interest code, which is not effective until it has been approved by the code-reviewing body. The County Board of Supervisors is the code-reviewing body for all Amador County local agencies, including Drytown County Water District. The code must include a list of positions for which economic interest disclosures must be filed. Government Code section 87306 further provides that changed circumstance, including the creation of new positions, require amendment to the conflict-of-interest code which then must be approved by the code-reviewing body.

ACTION: Approved