

Amador County Board of Supervisors ACTION MINUTES

REGULAR MEETING

DATE: Tuesday, October 8, 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: Direction given to staff.

PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE [GOVERNMENT CODE 54957]

Public Employee Discipline/Dismissal/Release. {Government Code 54957}

Suggested Action: Discussion and possible action.

ACTION: Direction given to staff.

CONFERENCE WITH REAL PROPERTY NEGOTIATORS: County Negotiators: Charles T. Iley, County Administrative Officer; Glenn Spitzer, Deputy County Counsel

PROPERTY: Lease of 10877 Conductor Blvd., Sutter Creek, CA., 95685

AGENCY NEGOTIATORS: Glenn Spitzer and Pat Crew

NEGOTIATING PARTIES: Mike Amin; Mark Cunningham; Matt Patel; The Ridge Limited Partnership, a California limited partnership; and SLOG, LLC, a California limited partnership (collectively, "Owners")

UNDER NEGOTIATION: Lease terms.

Suggested Action: Discussion and possible action.

ACTION: Direction given to staff.

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

Lori Stein - Workers Compensation Claim No.: 20182001230.

Suggested Action: Discussion and possible action.

ACTION: Direction given to staff.

Confidential Minutes: Review and possible approval of the September 24, 2024 Confidential 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 September 24, 2024 Confidential Minutes.

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 individuals wished to speak:

- Ms. Lois McDonald, District I resident
- Mr. Oral Custer, District II resident
- Ms. Georgia Fox, District IV resident
- Ms. Terry Saldate, District IV resident

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 Crew and carried unanimously to approve the 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).

Chairman Oneto announced that the item noted below was a duplicate item that was approved at a previous meeting and would be pulled from today's consent agenda.

8.a. Behavioral Health Agreement with Nexus Youth & Family to provide Substance Abuse Prevention. RFP 24-15 award.

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 consent agenda as amended.

Chairman Oneto recused himself from item 8.r. due to a conflict of interest.

8.r. Assessor Roll Corrections - approval of roll correction values being decreased over \$150,000.

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 item noted above.

REGULAR AGENDA

Agriculture: Presentation of 2023 Crop Report by Eric Mayberry, Agriculture Commissioner

ACTION: Presentation only.

Waste Management: Discussion and possible action relative to Board Authorization of Assignment of Franchise Agreement to Delta Container Services. Inc.

At this time, Mr. Gregory Gillott, County Counsel, excused himself due to a conflict of interest and Mr. Glenn Spitzer, Deputy County Counsel, stepped in for this item.

Mr. Jeffry Gardner, Waste Management Director, addressed the Board and summarized the staff report relative to this matter.

Discussion ensued and the following individuals wished to speak:

- Paul Molinelli, Sr., Aces Waste Services
- Paul Molinelli, Jr., Aces Waste Services
- Manny Guvea, Aces Waste Services

ACTION: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Crew, seconded by Supervisor Forster and carried unanimously, to assign the franchise agreement to Delta Container Services, adopt a resolution approving the assignment of the solid waste franchise agreement, approve the execution of the amendment to the operating transportation and disposal agreement and assignment, approve the execution of the second amendment to the franchise agreement and consent and assignment, and authorize staff to finalize a restated and amended lease.

RESOLUTION NO. 24-130

Approving the Assignment of the Solid Waste Franchise Agreement with Delta Container Service Inc. a California Corp.

At this time, Mr. Gregory Gillott, County Counsel, returned to the meeting.

General Services Administration: RFP 24-21 Space to Lease for Health and Human Services.

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.

ACTION: Direction given to staff.

General Services Administration: Amador Resource Conservation District (RCD) Additional Space Request and Discussion regarding Alternative Space for Non-County Entities Located at GSA.

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.

Lengthy discussion ensued and the following individuals wished to speak:

- Ms. Amanda Watson, RCD and Fire Safe Council
- Mr. Scott Oneto, UCCE
- Ms. Anne Heissenbuttel, UCCE Master Gardener
- Mr. John Heissenbuttel, Board Director, Amador Fire Safe Council
- Mr. Frank Leschinsky, Board Director, Amador Fire Safe Council

ACTION: Direction given to staff.

Board of Supervisors: Discussion and possible action relative to appointment of a Primary and Alternate delegate to the 2024-2025 CSAC Board of Directors.

ACTION: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Forster, seconded by Supervisor Axe and carried unanimously to approve Supervisor Jeff Brown as a primary delegate and choose an alternate delegate to the 2024-2025 CSAC Board of Directors at a later date.

Minutes: Review and possible approval of the September 24, 2024 Board of Supervisors Meeting Minutes.

ACTION: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Forster, seconded by Supervisor Crew and carried unanimously to approve the September 24, 2024 Board of Supervisors Meeting Minutes with a minor edit.

PUBLIC HEARING 10:30 A.M.

Surveying Department: Public Hearing and adoption of the Resolutions of Approval for a pedestrian and equestrian trail abandonment and the public utility easement within it for a Certificate of Merger for Michael and Valerie McKenney. The properties involved in said abandonment and Merger are Lots 89 and Lots 92 of Lake Camanche Village Subdivision Unit 1 as recorded in Book 3 of Subdivision Maps at Page 8 through 23. Assessor's Parcel No.'s 003-310-007 and 003-310-008. Merging the lots will allow the applicants to explore future landscaping and make plans.

Mr. Roger Pitto, County Surveyor, addressed the Board and summarized the staff report relative to this matter.

Chairman Oneto opened the Public Hearing at this time. The following individuals wished to speak:

- Ms. Deborah Cortino, District II resident
- Mr. Michael McKenney, District II resident and property owner

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 Crew and unanimously carried to close the Public Hearing.

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

MOTION #2: It was moved by Supervisor Axe, seconded by Supervisor Brown and unanimously carried to adopt the resolution of approval and issue the certificate.

RESOLUTION NO. 24-131

Approving Abandonment of a Public Utility Easement Pedestrian and Equestrian Trail for Michael and Valerie McKenney.

Planning Department: Consideration of the Planning Commission's recommendation to approve Zone Change (ZC-24;6-3). The zone changes affect 142 parcels in Supervisorial District 1 which are currently zoned X, Special Use District, which is inconsistent with the land use designations adopted with the 2016 General Plan Land Use Element update. The Commission's recommendation is to rezone the affected parcels to the R1A, Single-family Residential and Agricultural district.

Ms. Nicole Sheppard, Planner, summarized the staff report relative to this matter which is hereby incorporated into these minutes as though set forth in full.

Chairman Oneto opened the Public Hearing at this time. The following individuals wished to speak:

- Mr. Brian Rottweiler, District II resident
- Mr. Jason Cazadd, District II resident

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 Forster, seconded by Supervisor Axe 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 declare the adequacy of the CEQA categorical exemption.

ACTION #3: Public Hearing closed pursuant to the following motion.

MOTION #3: It was moved by Supervisor Forster, seconded by Supervisor Axe and unanimously carried to approve the ordinance amending the sectional zoning of the affected parcels, including the findings noted below; (excluding those owners who choose to be excluded)

Findings

1. A review of the proposal was conducted by staff who, through their own research, found that the zone change will not have a significant effect on the environment.
2. There are no project-specific significant effects which are peculiar to the project or its sites.
3. There is no substantial new information which was not known at the time of the General Plan Environmental Impact Report certification that supports findings of new or more severe impacts than those addressed in the General Plan.
4. There are no identified significant impacts caused by this project, and therefore no corresponding feasible mitigation measures identified in the General Plan Environmental Impact Report.
5. The proposal is consistent with the General Plan. The proposed Zone Change is consistent with the goals, objectives, and policies of the Land Use Element of General Plan and the Agricultural General and Agricultural Transition land use designations.
6. Based on the record as a whole, the actions of the Board of Supervisors represent the Board's own independent judgement and analysis.

ORDINANCE NO. 1856

Amending Sectional Zoning District Maps G-93, K-98, N-207, and 0-53 Pursuant to Section 19.20.020 of the Amador County Code by Rezoning Certain Real Property from the X, Special Use District to the R1A, Single-Family Residential and Agricultural Zoning District.

ADJOURNMENT: Until Tuesday, October 22, 2024 at 8:30 a.m.



Brian Oneto, Chairman, Board of Supervisors

ATTEST:



HEATHER PEEK,
Deputy Clerk of the Board of Supervisors

October 8, 2024 CONSENT MINUTES

8.a. Behavioral Health Agreement with Nexus Youth & Family to provide Substance Abuse Prevention. RFP 24-15 award.

ACTION: ~~This item was pulled from the agenda.~~

8.b. Treasurer/Tax Collector: Resolution Authorizing Sale of Tax-Defaulted Property at Public Auction. To make any sale of tax-defaulted property, the Tax Collector must transmit a notice to the Board of Supervisors (Section 3698, R&T Code). On receipt of such notice, the Board of Supervisors must, by Resolution, either approve or disapprove the proposed sale (Section 3699, R&T Code).

ACTION: Approved-Resolution No. 24-132

8.c. Assessor Roll Corrections - approval of P19 base year value transfer being decreased over \$150,000.

ACTION: Approved

8.d. Mineral Appraisal Agreement Amendment - Harold W Bertholf INC.

ACTION: Approved

8.e. Peace Officer of the Year: Approval of a Resolution Honoring John FooSum as Peace Officer of the Year for 2024.

ACTION: Approved-Resolution No. 24-133

8.f. Commission on Aging: Approval of the re-appointment of Chris Kalton, Member at Large for a four-year term. (October 8, 2024-October 7, 2028).

ACTION: Approved

8.g. District Attorney, request to transfer funds from DA CCP account to department 2120 revenue.

ACTION: Approved

8.h. Building Department-Limited Density Owner-Built Rural Dwelling / LD245610 - Donahue Suggested Action: Adopt the resolution and authorize the Chairperson to sign the "Agreement".

ACTION: Approved

8.i. Auditor: Resolution Establishing the 2024-25 Fiscal Year Appropriations Limit

ACTION: Approved-Resolution No. 24-135

8.j. Environmental Health: Request to transfer funds from CUPA Trust fund to minor equipment for purchase of new laptop to be used by the CUPA Program.

ACTION: Approved

8.k. Request to convert a vacant Legal Assistant position to an Investigative Assistant position and create a Senior District Attorney Investigator classification in the District Attorney's Office Investigations Bureau.

ACTION: Approved

8.l. Social Services: Request to add one Housing Services Social Worker I/II position.

ACTION: Approved

8.m. Request to reclassify Administrative Assistant II to a Community Development Technician I in the Transportation and Public Works Department.

ACTION: Approved

8.n. Addition of a Behavioral Health Program Manager - Clinical Services position in the Behavioral Health Department.

ACTION: Approved

8.o. Addition of a Services Support Assistant III (IMS) position in the Social Services Department as a promotional opportunity.

ACTION: Approved

8.p. Consolidated Salary Schedule.

ACTION: Approved

8.q. Resolution Regarding Salaries and Fringe Benefits for Management Employees and establishment of Community Development Director position.

ACTION: Approved-Resolution No. 24-136

8.r. Assessor Roll Corrections - approval of roll correction values being decreased over \$150,000.

ACTION: Approved

8.s. Request to reclassify an Outreach Specialist to a Public Health Program Coordinator in the Public Health Department.

ACTION: Approved