

Amador County Board of Supervisors ACTION MINUTES

REGULAR MEETING

DATE: Tuesday, August 13, 2019
TIME: 8:30 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
Richard M. Forster, District II
Frank U. Axe, District IV
Jeff Brown, District III

Staff: Charles T. Iley, County Administrative Officer
Gregory Gillott, County Counsel
Jennifer Burns, Clerk of the Board

Absent: Richard M. Forster, District II (**Absent from 8:00-8:30 only-because of a early morning meeting commitment**).

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.**

It should be noted that Supervisor Forster was absent for the Closed Session portion of this meeting due to a conflicting meeting. He joined the meeting at 9:00 a.m. and was present for the remainder of items heard.

REGULAR SESSION: At 9:00 a.m., the Board convened into regular session. Vice-Chairman Crew reported the above issue was reviewed in closed session. The following matters were heard.

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

One Case

ACTION: Direction given to staff.

Claim of Jacob Belisle

ACTION: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Axe, seconded by Supervisor Crew and unanimously carried to deny the subject claim due to liabilities and damages by the County are disputed.

Ayes: Supervisors Axe, Crew, Oneto and Brown

Noes: None

Absent: Supervisor Forster

Claim of Patrick Lee Ong

ACTION: Direction given pursuant to the following motion.

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

Ayes: Supervisors Axe, Crew, Oneto and Brown

Noes: None

Absent: Supervisor Forster

Claim of Thomas J. Schmitz, et. al

ACTION: Direction given pursuant to the following motion.

MOTION: It was moved by Supervisor Axe, seconded by Supervisor Crew and unanimously carried to deny the subject claim due to liabilities and damages of the County being disputed.

Ayes: Supervisor Axe, Crew, Oneto and Brown

Noes: None

Absent: Supervisor Forster

Conference with County Counsel: Initiation of Litigation- {Government Code 54956.9 (d)(4)}

Buena Vista Ranchera

ACTION: Update given.

Conference with Real Property Negotiators: County Negotiators: Charles T. Iley, County Administrative Officer, Jon Hopkins, General Services Director

Detert Park Water Line Replacement (APN 020-070-041-000)

ACTION: Direction given to staff.

Conference with Labor Negotiators: Pursuant to Government Code Section 54957.6

ACTION: Update given.

Confidential Minutes: Review and possible approval of the July 23, 2019 Confidential Minutes.

ACTION: Approved pursuant to the following motion.

MOTION: It was moved by Supervisor Axe, seconded by Supervisor Crew and unanimously carried to approve the July 23, 2019 Confidential Minutes as presented.

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**.

Moment of Silence: Chairman Oneto took this time to request those present join in a Moment of Silence in remembrance of long time County employee Julie Brown, Legal Secretary to County Counsel, who passed away on Friday August 9, 2019.

Miscellaneous Comments: Mr. Bill May, District II resident, took this time to express his opinion regarding the proposed sales tax increase being discussed at the Ad Hoc Committee level. Mr.

May feels since citizens are currently being taxed approximately 61.2 percent per gallon of gas he does not feel an increase will be well received. In addition, he commented regarding the placement of the signage at Highway 88 and Buena Vista Road and speculated it will be not be completed until sometime in October, contrary to the information he received from staff indicating it may be done in 3-4 weeks from now.

Community Input Meeting: Ms. Kim Grady, Clerk-Recorder and Mr. Mark Hammergran, Chief Deputy Registrar of Voters, took this time to advise the Board that part of the Voters Choice Act concerning Vote Centers, a community input meeting must be held. Ms. Grady advised the meeting is scheduled for Thursday, August 15th at 2:00 p.m. in the Board of Supervisors Chambers at the County Administration Center.

Recycling Commendation: Mr. Jim McHargue, Director of Solid Waste/Air Pollution Control Officer, took this time to recognize Caden Winther, as well as approximately 15 other members of the wrestling team, for their efforts that went above and beyond expectation when collecting garbage and recycling during the Amador County Fair. Mr. McHargue stated that the team was present all four days and were often at the Fair collecting trash until 2:00 a.m. and also assisted in the cleanup of the grounds when the Fair concluded its four day run.

River Pines Clean-Up Day: Ms. Michelle Gallaher, Code Enforcement Officer, took this time to present stats from the second annual River Pines Cleanup Day. She advised in total 2.8 tons of waste/trash was collected. The items ranged from vehicles, trash, metal, appliances, car batteries, e-waste, green waste, tires and paint. Ms. Gallaher expressed gratitude to the many volunteers including, but not limited to, Lowes, Sierra Yard and Equipment, River Pines Public Utility District, ACES, Got Metal, Amador County Sheriff's Office, CalFire, Sweet Pea Septic. Ms. Gallaher also wanted to extend her thanks to the residents of River Pines for taking advantage of the event and being proactive in cleaning up waste and debris.

Dog Flu Update: Ms. Kelly Reason, Animal Control Director, took this time to report briefly about the severe epidemic of dog flu that swept through the region recently. Ms. Reason stated the vaccine for the flu is cost prohibitive for many people so she has worked in conjunction with Allison Pillsbury from Acorn Hills Animal Center and with donations from the Jackson Rancheria have been able to reduce the cost of the vaccine to \$20.00 per dog. Ms. Reason advised two clinics have been held to date and approximately 110 dogs have been vaccinated. Two more clinics are scheduled and after that the situation will be evaluated and determination will be made if additional clinics will be required.

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 agenda as amended 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)

Supervisor Brown took this time to comment on Item 7o (Commission on Aging) and Item 7q (Commission on Aging) by stating Ms. Lynne Standard-Nigtendagle and Ms. Emma Darknell, who are being reappointed to the Commissions have been outstanding volunteers and have devoted countless hours, time and effort over the years. Supervisor Brown wished to publicly extend his gratitude to these individuals.

ACTION #1: Direction given pursuant to the following motion.

MOTION #1: It was moved by Supervisor Forster, seconded by Supervisor Crew and unanimously carried to approve the Consent Agenda as presented.

REGULAR AGENDA

Child Support Awareness Month: Resolution proclaiming August 2019 as “Child Support Awareness Month”, in Amador County.

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 proclaiming August 2019 as “Child Support Awareness Month”, in Amador County. Chairman Oneto then presented the Resolution to Ms. Julie Prado Executive Director and Ms. Leanne Pratt, Deputy Director of Central Sierra Child Support Agency.

RESOLUTION NO. 19-087

Resolution proclaiming August 2019 as “Child Support Awareness Month” in Amador County.

Interfaith Food Bank: Presentation by Ms. Beth Stanton, Interfaith Food Bank Executive Director, regarding an overview of the current and ongoing operations of the Interfaith Food Bank.

Ms. Beth Stanton, Interfaith Food Bank Executive Director, addressed the Board and provided an informative update regarding current and ongoing operations of the Interfaith Food Bank. She stated the Food Bank serves approximately 850 families per year, 30 % of those served are over the age of 60. Ms. Stanton indicated the Interfaith Thrift Store is responsible for funding salaries of the Food Bank employees as well as funding the Senior Program. She continued by pointing out a few of the fundraisers that benefit the Food Bank each year which include, Taste of Amador and the Empty Bowls Event. Some programs that she is particularly proud of include Project Thanks which distributes Thanksgiving Meals to those in need, Feeding Amador Students Together (FAST), a relatively new program which will provide students and local schools with appealing foods that they can prepare themselves to be taken home on Friday’s which will hopefully ensure a nutritious meal over the weekend for children in need. Ms. Stanton also indicated a group of citizens in the Fiddletown area are planning to open a “Food Pantry” to make food available to families in need in that area of the County. Ms. Stanton also expressed gratitude to the Board for providing the facility for Food Bank Operations.

ACTION: Presentation only.

Amador County Historical Society: Presentation of the 2019-2019 Annual Report by Ms. Judy Jebian, Museum Director.

Ms. Judy Jebian, Museum Director, summarized the 2018-2019 Annual Report which is hereby incorporated into these minutes as though set forth in full.

ACTION: Presentation only.

Tri-County Wildlife Care and A-PAL Humane Society: Discussion and possible action relative to a request from Tri-County Wildlife Care and A-PAL Humane Society regarding the potential of obtaining a use permit for a proposed project that would include construction and installation of a large raptor enclosure and a joint facility to house operations including wildlife intake, baby Songbird nursery and shelter and community cats.

Ms. Susan Manning, A-PAL Humane Society President, addressed the Board and explained some statistics and history of the A-PAL Humane Society as well as Tri-County Wildlife and how the entities have proved to be successful working partners with the County, specifically Animal Control. Ms. Manning stated recently they opened a 17 day escrow for property located at 12351 Trade Center Drive where they are planning to construct and install a large raptor enclosure to rescue and rehabilitate birds of prey and eventually build a joint facility to house operations to include wildlife intake, baby “Songbird nursery to shelter and community cats. Ms. Manning continued by stating the Planning Department has advised a Use Permit will be needed for this type of project and the process for obtaining the permit could take up to 90 days. She expressed some concern regarding this as the escrow period is only 17 days and asked if the process could be shortened in any way to better accommodate the timeline. Ms. Manning pointed out that the Planning Department advised the Use Permit requirement was triggered as plans include an outdoor enclosure and operations that could require a CEQA review. However, Ms. Manning pointed out that Jackson Creek Veterinary, which neighbors the subject property, was not required to obtain a Use Permit and they clearly conduct outdoor activities such as immunization clinics and treating infectious wildlife. Ms. Manning also mentioned the proposed fees are approximately \$3,000.00 and she inquired as to a fee waiver for all or part of the fees. The Board indicated they would be willing to consider some sort of fee waiver in the future, but are unable to comment at this time as this specific issue is not agendized for today’s date.

Mr. Chuck Beatty, Planning Director, addressed the Board and advised this type of permit typically has a 90 day process period to facilitate the project being reviewed by the Technical Advisory Committee and to be brought before the Planning Commission with the reasonable amount of time for advertising and public notice as well as staff review. He stated at a minimum the process could come to fruition with 45-60 days. He did point out that if the building to be constructed was deemed to be of primary use for operations, a Use Permit would likely not be required.

Ms. Sandy Green, Tri-County Wildlife President, addressed the Board and stated perhaps the strategy in this case would be to obtain a building permit for the facility first, as most operations will be conducted inside, and consider construction of the outdoor cages at a later time, thereby not triggering the need for a Use Permit and further allowing the close of escrow to take place in a timely manner.

ACTION: None. Discussion only.

Amador County Recreation Agency: Discussion and possible action relative to a request for additional Park Impact Fees collected in the High Country/Pioneer Park Service Area in the amount of \$24,600.00 to cover the cost of safety netting between the playground and upper ball field at Mollie Joyce Park.

Ms. Carolyn Fregulia, ACRA Executive Director, addressed the Board and summarized her memorandum relative to this item 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 Brown, and unanimously carried to approve the release of Park Impact Fees to Amador County Recreation Agency in the amount of \$24,600.00 to cover the purchase and installation of sports netting, and an additional \$5,013.22 to cover administration costs and any unexpected expenses incurred during construction and installation of the sports netting and/or playground.

2018-2019 Grand Jury Report: Discussion and possible action relative to a draft response to the Grand Jury's 2018-2019 Report.

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 Crew and unanimously carried to approve the response to the 2018-2019 Grand Jury Report with additional input based on today's discussion.

Minutes: Discussion and possible action relative to approval of the July 23, 2019 Board of Supervisors Meeting Minutes.

Discussion ensued with the following action being taken.

ACTION: Minutes approved pursuant to the following motion.

MOTION: It was moved by Supervisor Axe, seconded by Supervisor Brown and unanimously carried to approve the July 23, 2019 Board of Supervisors Meeting Minutes with minor corrections.

ADJOURNMENT: Until Tuesday, August 27, 2019, at 8:30 a.m.

August 13, 2019 Consent Minutes

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 #1: Direction given pursuant to the following motion.

- 7.a. General Services Administration: Approved the purchase of a 2020 Ford Escape for Building Department use, by increasing the Motor Pool Fund by \$31,402.10 and transferring \$13,631.00 to pay the remaining balance of the vehicle.
- 7.b. Board of Supervisors: Approved a resolution declaring a Local State of Emergency in Amador County due to Pervasive Tree Mortality. (Original resolution adopted on February 23, 2016 and updated on September 13, 2016 and February 28, 2017.)
Resolution 19-088
- 7.c. Administrative Agency: Approval of a Resolution declaring the dissolution of County Service Area #7 (LAFCO Project #312)
Resolution 19-089
- 7.d. Behavioral Health: Approved Resolution authorizing the County to participate in the one-time Homeless Mentally Ill Outreach and Treatment funding.
Resolution 19-090
- 7.e. Human Resources: Approved Resolutions Regarding Salaries and Fringe Benefits for Confidential Employees, Mid-Management Employees and Management Employees.
Resolution 19-091, 19-092, and 19-093
- 7.f. Behavioral Health: Approved Service Agreement with Aurora Santa Rosa Hospital
- 7.g. Public Works: Approved Purchase Agreement with Russell and Jeanine Peterson for the Fiddletown Road Bridge Replacement Project BRLS 5926 (035); APNs: 014-300-00, and authorized Board Chairman to sign said agreement, certificates of acceptance, and escrow instructions.
- 7.h. Public Health: Approved Agreement with the State of California Department of Public Health/Nutrition Education for a grant to fund the Cal Fresh Healthy Living Program in the County of Amador and Approved Resolution reflecting Approval of this Agreement.
Resolution 19-094
- 7.i. Public Health: Approved use Agreement between EMSYSTEMS LLC and the counties of El Dorado/Amador for the EMResource Communications and Resource Management Team.
- 7.j. Sheriff's Office: Approved agreement between the California Department of Health Care Services (DHCS) and the County of Amador for the administration of the Medi-Cal County Inmate Program and approved Resolution Reflecting the approval of this agreement.
Resolution 19-095
- 7.k. Social Services: Approved Purchase of Service Agreement and Plan of Cooperation Agreement between Amador County District Attorney and Amador County Department of Social Services for the investigation and prosecution of crimes against the California Work Opportunity and Responsibility to Kids, CalFresh, and other public assistance programs for Fiscal Year beginning July 1, 2019 and continuing through June 30, 2020. Said Agreement is for a one-year term and to be either renewed or extended annually. The budget for said agreement for the Fiscal Year 2019-2020 is \$150,000.

- 7.l. Human Resources: Approved an amended and restated Employment Agreement between the County of Amador and the County Administrative Officer, Charles (Chuck) Iley.
- 7.m. Social Services: Approval of First Amendment to Services Agreement dated June 26, 2018 between Amador County Social Services and Nexus Youth & Family Services for Child Abuse Prevention, Intervention, and Treatment Services (CAPIT) for fiscal year 2019-2020. The budget is unchanged from last year at \$55,500.00.
- 7.n. Social Services: Approval of First Amendment to Services Agreement dated June 26, 2018 between Amador County Social Services and Nexus Youth & Family Services for Independent Living Skills Program (ILP) services to foster care adolescents and emancipated youth ages 16-21 for fiscal year 2019-2020 in accordance with current State and Federal legislation. The budget is unchanged from last year at \$33,000.00.
- 7.o. Area 12 Agency on Aging: Approval of reappointment of Lynne Standard-Nightengale to the subject committee for a term of four (4) years
- 7.p. Amador County Commission on Aging: Approval of the Appointment of Linda Woods to the Subject commission for a term of three (3) Years
- 7.q. Amador County Commission on Aging: Approval of the reappointment of Ms. Emma Darknell to the subject commission for a term of three years that will expire on August 22, 2022.
- 7.r. General Services Administration: Approved project plans and specifications as on file in the County of Amador's Department of Transportation and Public Works for ITB 19-25, Jackson Valley Road Hot Mix Asphalt Overlay Project (PM 1.10 to 4.84). GSA to advertise the project as required by law and to receive bids on September 12, 2019, or thereafter, if specified in an addendum issued by the Director of General Services. Authorized the Director of Public Works to record Notice of Completion for said project.
- 7.s. General Services Administration: Awarded Invitation to Bid ITB 19-11 2018/2019 County Road Dig-Outs Project Buckhorn Ridge Road and Pioneer Volcano Road Construction in an amount not to exceed \$459,718.00 to Martin Brothers Construction and authorized the Board Chair to sign construction contracts based upon the standard sample contract (attached) contingent upon County Counsel and the Director of Public Works approval.
- 7.t. General Services Administration: Awarded Invitation to Bid ITB 19-12 2018/2019 County Road Dig-Outs Project Buena Vista Road and Stoney Creek Road Construction in an amount not to exceed \$249,914.00 to Tom Mayo Construction and authorized the Board Chair to sign construction contracts based upon the standard sample contract (attached) contingent upon County Counsel and the Director of Public Works approval.
- 7.u. General Services Administration: ITB 19-20 - Awarded (4) Four-2020 Police Interceptors (Bid Item #1) to Big Valley Ford in the amount of \$146,268.96 and rejected all bids for the (2) Two-2020 Expeditions (Bid Item #2)
- 7.v. General Services Administration: Awarded Invitation to Bid ITB 19-15 Camanche Road Hot Mix Asphalt Project in an amount not to exceed \$241,352.00 to George Reed, Inc. and authorized the Board Chair to sign construction contracts based upon the standard sample contract (attached) contingent upon County Counsel and the Director of Public Works approval.
- 7.w. General Services Administration: Awarded invitation to Bid ITB 19-14 Curran Road Hot Mix Asphalt Project in an amount not to exceed \$187,350.00 to George Reed, Inc. authorized the Board Chair to sign construction contracts based upon the standard sample contract (attached) contingent upon County Counsel and the Director of Public Works approval.
- 7.x. General Services Administration: Awarded RFP 19-13 to GEOCON for Construction Materials Testing and Inspection for Pioneer Creek Road Storm Damage Repair Project in an amount not to exceed \$15,000.00 and authorized the Public Works Director and County Counsel to negotiate final terms and conditions and develop a contract based upon the Sample Agreement, GEOCON's proposals dated May 16, 2019 and RFP 19-13, and approved the Board Chair to execute said agreement contingent upon the Public Works Director and County Counsel's approval.

- 7.y. Social Services: Authorized said department to Back-fill one Eligibility Worker I/II position to replace an employee who has resigned effective July 29, 2019. This is a Merit System position and their standards and guidelines must be followed.
- 7.z. Social Services: Authorize said department to Back-fill one Child Protective Services (CPS) Social Worker I/II/III position to replace an employee who has been released from probation effective August 2, 2019. This is a Merit System position and their standards and guidelines must be followed.

ADJOURNMENT: UNTIL TUESDAY, AUGUST 27, 2019 AT 9:00 A.M. (CLOSED SESSION BEGINS AT 8:30 A.M.)



Brian Oneto, Chairman, Board of Supervisors

ATTEST:

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



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