

**AMADOR COUNTY BOARD OF SUPERVISORS
COUNTY ADMINISTRATION CENTER
810 Court Street
Jackson, CA 95642**

BOARD MEMBERS

Theodore F. Novelli, District III
Chairman

John Plasse, District I

Louis D. Boitano, District IV

Richard M. Forster, District II

Brian Oneto, District V

Please Note: All Board of Supervisors meetings are tape-recorded.

Anyone who wishes to address the Board must speak from the podium and should print their name on the Board Meeting Speaker list, which is located on the podium. The Clerk will collect the list at the end of the meeting.

Public hearing items will commence no sooner than the times listed on the agenda. Closed Session agenda items may be heard before or after scheduled public hearings, dependent upon progression of the agenda.

In compliance with the Americans with Disabilities Act, if you are a disabled person and you need a disability-related modification or accommodation to participate in this meeting, please contact the Clerk of the Board staff, at (209) 223-6470 or (209) 257-0619 (fax). Requests must be made as early as possible and at least one-full business day before the start of the meeting.

Pursuant to Government Code 54957.5, all materials relating to an agenda item for an open session of a regular meeting of the Board of Supervisors which are provided to a majority or all of the members of the Board by Board members, staff or the public within 72 hours of but prior to the meeting will be available for public inspection, at and after the time of such distribution, in the office of the Clerk of the Board of Supervisors, 810 Court Street, Jackson, California 95642, Monday through Friday, between the hours of 8:00 a.m. and 5:00 p.m., except for County holidays. Materials distributed to a majority or all of the members of the Board at the meeting will be available for public inspection at the public meeting if prepared by the members of the Board or County staff and after the public meeting if prepared by some other person. Availability of materials related to agenda items for public inspection does not include materials that are exempt from public disclosure under Government Code sections 6253.5, 6254, 6254.3, 6254.7, 6254.15, 6254.16, or 6254.22.

REGULAR MEETING AGENDA

DATE: Tuesday, July 14, 2009

TIME: 8:30 a.m.

LOCATION: County Administration Center, 810 Court Street, Jackson, CA

Pursuant to Government Code Section 54957.7, prior to convening into closed session, the Board will disclose in *open session*, during which time the public may be present, the item or items to be discussed in the closed session. In the closed session, the legislative body may consider only those matters covered in its statement. After closed session, the Board shall reconvene into open session prior to adjournment and shall make any disclosures required by Government Code Section 54957.1 of action taken in the closed session. Nothing in this section shall require or authorize a disclosure of information prohibited by state or federal law.

If all matters are not completed, the Board will suspend closed session and open the public portion of the meeting at 9:00 a.m. Any remaining closed session matters will be heard at the conclusion of the public portion of the meeting.

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). Following Closed Session the Board will announce any action taken in Open Session.

1. **Conference with County Counsel - Existing Litigation** [Government Code 54956.9(a)]:
 - a. County of Amador v. Gale Norton, Secretary of the Interior; et al: In the United States District Court, District of Columbia, Case No. 1:05CV00658 (RWR)
 - b. County of Amador v. Department of the Interior, et al; United States District Court Eastern District of California, Case No. 2:07-CV-00527-LKK-EFB
 - c. East Bay Municipal Utility District (EBMUD) v. County of Amador, Sacramento County Superior Court Case No. 07AS01497
 - d. Sok Heng Tith, et al v. County of Amador, et al; Amador County Superior Court, Case No. 08CV5256
2. **Conference with County Counsel – Potential Litigation** [Government Code 54956.9(b)]:
 - a. Buena Vista Rancheria [Government Code 54956.9 (b)]
3. **Conference with Property Negotiators:**
 - a. APN 044-480-001-000 (Gary Blanc) (Price and terms) County Negotiators: Terri Daly, County Administrative Officer and Jon Hopkins, General Services Administration Director
 - b. APN 044-010-116-000 (KAD Development) (Price/Terms) County Negotiators: Terri Daly, County Administrative Officer and Jon Hopkins, General Services Administration Director
 - c. APN 005-020-014-000 (OpQ Propane) (Price and terms) County Negotiators: Terri Daly, County Administrative Officer and Jon Hopkins, General Services Administration Director
4. **Conference with Labor Negotiators:** Pursuant to Government Code Section 54957.6. County Negotiator: Terri Daly, County Administrative Officer. Employee Organization: All Units
5. **Confidential Minutes:** Review and approval of the confidential minutes of July 7, 2009.

****9:00 A.M.****

PLEDGE OF ALLEGIANCE

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.)

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 five (5) minute limit per topic.

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).

ADMINISTRATIVE / DEPARTMENTAL MATTERS:

6. **McCann, Kevin & Brandee and O'Neill, Margaret (APN-008-370-003-000):** Discussion and possible action relative to a request to waive Traffic Impact Fees for Building Permit #28144 for a second family dwelling located at 9472 Spanish Street in Drytown California.
7. **Espen, Scott (APN- 014-240-066-000):** Discussion and possible action relative to request for a waiver or reduction in permit fees for property located at 14655 Fiddletown Road in Fiddletown California.
8. **General Services Administration:** Discussion and possible action relative to the extension of terms of lease for County owned property located at 855 King Station Road, Ione, CA. (Continued from July 7, 2009).
9. **Board of Supervisors:** Informational updates by Board members regarding various recent meetings and reports of any critical developing issues discussed that Board members should be aware of.
10. **Minutes:** Review and approval of the minutes of the Board of Supervisors meeting of July 7, 2009 as presented or revised.

MISCELLANEOUS MATTERS:

11. **Pandemic Flu Presentation:** Discussion and possible action relative to an educational presentation by the County Public Health Officer & staff regarding the county's response to the recent H1N1 (Swine) Influenza and planning session for future preparedness.
12. **Prop 40 Projects Update:** Discussion and possible action relative to a presentation by Ms. Tracey Towner-Yep, Amador County Recreation Agency Director, relative to an update on Prop 40 projects and project priorities.
13. **Federal Safety and Bridge Programs:** Discussion and possible action relative to the current status of the following projects:
 - a. HR3 (High Risk Rural
 - b. HSIP (Highway Safety Improvement Program)
 - c. HBP (Highway Bridge Program)
14. **California Air Resources Board Diesel Emission Regulations:** Discussion and possible action relative to a presentation by Ms. Mary Pitto, Regulatory Affairs Advocate, Regional Council of Rural Counties, on the newly adopted on-road and off-road mobile source diesel emission regulations and impacts to Amador County.

15. **Clean Water Restoration Act of 2009 (S.787):** Discussion and possible action relative to taking an opposing stance regarding the subject proposed legislation and authorizing the Chairman's signature on a letter of opposition to be sent to federal legislators.

***** 10:30 a.m. *****

PUBLIC HEARING

16. **Scotto, Paul and Anthony, (Sera Fina Cellars):** Discussion and possible action relative to a public hearing to consider an appeal of Condition No. 23, which requires fifty (50) percent of all wine sold from the tasting room to be made from grapes grown in Amador County and the wine label to appropriately indicate the source of grapes as being from Amador County, for a Use Permit to allow wine tasting and specified incidental uses on a parcel in an "R1A" zone district in conjunction with a winery. (APN 008-080-017-000).

ADJOURNMENT: Until Tuesday, July 21, 2009, at 8:30 a.m.

**Staff Contacts: Terri Daly, County Administrative Officer
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