

**CITY COUNCIL AGENDA**

**THURSDAY, December 21, 2023**

**7:00 P.M. Regular Session**

**14531 E School St, Amador City, CA 95601**

The Agenda can be found on the City's Website: <https://amador-city.com/government-agendas-minutes/>

THE CITY OF AMADOR CITY COUNCIL MEETING WILL BE AVAILABLE VIA ZOOM AND IN PERSON.

Join Zoom Meeting

<https://us02web.zoom.us/j/88534027186?pwd=cUhaSm8xRUNTOtgxbIQwSFFzbIVqUT09>

Meeting ID: 885 3402 7186

Passcode: 193935

or

Dial by phone:

669-900-6833

Meeting ID: 885 3402 7186

Passcode: 193935

**Unless stated otherwise on the agenda, every item on the agenda is exempt from review under the California Environmental Quality Act ("CEQA") per CEQA Guidelines Sections 15060(c), 15061(b)(3), 15273, 15378, 15301, 15323 and/or Public Resources Code Section 21065.**

- 1. CLOSED SESSION – Discussion of possible litigation against Amador City**
- 2. CALL TO ORDER AND ESTABLISH A QUORUM FOR REGULAR MEETING**
- 3. PLEDGE OF ALLEGIANCE TO THE FLAG**
- 4. REPORT FROM CLOSED SESSION – Pending discussion**
- 5. PUBLIC FORUM**

At this time, the public is permitted to address the City Council on items not appearing on the agenda. Comments may not exceed 5 minutes. In accordance with State Law, however, no action or discussion may take place on any item not appearing on the posted agenda. The City Council may respond to statements made or questions asked or may request Staff to report back at a future meeting on the matter. The exceptions under which the City Council may discuss and/or take action on items not

appearing on the agenda are contained in Government Code §54954.2. Public comment on any item listed below shall be limited to five minutes, unless additional time is permitted by the Mayor/Council.

## **6. CONSENT AGENDA**

*Items listed on the consent agenda are considered routine and may be enacted in one motion. Any item may be removed for discussion at the request of Council or the Public.*

- A. City Council Minutes of November 16, 2023.

*Approval by Motion with Council Vote*

- B. Financials – Fiscal Statement

*Approval by Motion with Council Vote*

- C. City Council Agenda of December 21, 2023.

*Approval by Motion with Council Vote*

## **7. ORDINANCES & PUBLIC HEARING**

- A. Amador City Fire Fuel Management Ordinance #185

*Approval by Motion with Council Vote*

- B. Housing Element Staff Memo and Resolution #623

*Approval by Motion with Council Vote*

- C. Sherrill Variance

*Approval by Motion with Council Vote*

- D. Groth Final Parcel Map extension request

*Approval by Motion with Council Vote*

## **8. ADMINISTRATIVE AGENDA**

- A. School Park construction update

*Discussion Item*

- B. Apartment fire update

*Discussion Item*

- C. Measure K update

*Discussion Item*

**D. LEAPS Grant Update**

*Discussion Item*

**E. Selection of Mayor and Vice Mayor – January’s meeting**

*Discussion Item*

**F. Volunteer Liability Waiver form**

*Discussion Item*

**9. COMMITTEE REPORTS**

ARSA; CIRA; RTMF-ACTC; LAFCO; ACRA; AAD (Air); Homeless task force; Fire; Museum; Short-term Rental; Parks; Design Review; Maintenance; Cemetery; ACBCA

**10. REPORTS**

*This section is an opportunity to provide Council members with a brief status update on staff activities. No action is expected to be taken by the Council.*

CITY MANAGER’S REPORT

CITY ATTORNEY’S REPORT

STAFF REPORT

A. Permit Log.

**14. FUTURE AGENDA ITEMS**

*This section provides an opportunity for Council members to request items to be added to the agenda in the future with a majority Council vote.*

**15. ADJOURNMENT**

***The next regularly scheduled meeting is January 18, 2024.***

AMADOR CITY COUNCIL

MINUTES OF REGULAR MEETING, NOVEMBER 16, 2023

1. **Closed Session – Sewer Infrastructure (Repair & Future Connections)**  
Regular Session Convened
2. **Roll Call – Kel-Artinian, Bragstad, Robinson, Sherrill, present; Staples absent**
3. **Pledge of Allegiance**
4. **Report from Closed Session – Attorney will send letter to property owner at 10300 Fleehart**
5. **Public Forum - Kirk Lindsay reported that the Blue Oak Tree in cemetery has only 2 trunks left of original four and the inside of tree is exposed and new cracks are girdling the tree. These trees often drop branches during the summer. Mr. Lindsay recommends “caution tape” be placed around the tree to prevent injury to visitors in cemetery. A’laina Lyons offered to have Rubini Tree come out and inspect tree. City Manager Groth will contact Rubini.**
6. **Consent Agenda – City Council Minutes of October 19, 2023, meeting approved with correction by Mayor Kel-Artinian which is attached to these minutes and to the minutes of October 19, 2023. The city owns the property. A new legal description will be provided. Susan Peters, our Planner, our attorney, and engineering firm of Weber-Ghio will work out details together and an easement will be recorded. Bragstad moved and Robinson 2<sup>nd</sup>, approved unanimously.**
7. **Ordinances and Public Hearing**
  - A. **Amador City Fire Fuel Management Ordinance #185 – First reading. Some minor revisions required. Ordinance will allow Fire Chief Moreno to evaluate risks in City which primarily are dry weeds which pose a fire hazard. Residents can abate risk or city will and cost would be added to their real estate taxes. Sherrill moved, Robinson second, approved unanimously to waive reading.**
  - B. **Resolution #622 –Lyons Variance to Front Yard setback. - Findings by planner indicate this is not a special privilege, consistent with General Plan, no objections received from public, no reason not to grant Variance. Robinson moved, Sherrill second approved unanimously.**
8. **Administrative Agenda**
  - A. **Bike and Pedestrian Project – Ellie Rout – Ms. Rout would like City to write a letter supporting this project and request ACTC to provide money for a study. She will provide us with a sample letter.**
  - B. **Sewer pumps – Two pumps ordered at an approximate cost of \$13,000. Currently the sewer facility is operating with one repaired pump.**
  - C. **City Hall Park Update – Play equipment has been moved to a new location. Pickle ball/basket ball court paved. Could be completed by December. We will then be reimbursed by State.**
  - D. **Leap Grant update – We expect to get a grant letter by the end of year for study of repairs requested at sewer . All documentation submitted.**
9. **Committee Reports:**
  - a. **ARSA– No meeting**
  - b. **AIR – EV charger will be coming soon**

- c. HOMELESS – Nothing
  - d. FIRE – Looking for volunteers for clearing weeds
  - e. MUSEUM – nothing
  - f. CIRA – Board meeting in December. Kin Ong retiring in December
  - g. RTMF-ACTC – Working with John Gedney for money for road repairs. Money to repair Main Street from city limit to city limit mainly thanks to City Manager, Dave Groth, being present at meetings. Measure K will be on ballot.
  - h. LAFCO – No meeting until November 30. We will not be on LAFCO next year.
  - i. ACRA – lone is off committee
  - j. SHORT TERM RENTALS – Suspect Mine House is operating as hotel
  - k. DESIGN REVIEW – Break Even addition to blend in to other building by using same paint color
  - l. MAINTENANCE – Property owner at east end of creek complained that section is never cleared. Dave Groth will look into this.
  - m. CEMETERY UPDATE – New signs with metal stands ordered and will arrive in December. Chips will be placed on paths.
  - n. ACBCA – Nothing
10. CITY MANAGER'S REPORT – Already gave report about sewer hookup
  11. CITY ATTORNEY'S REPORT – Nothing
  12. STAFF REPORT – Permit Log to come
  13. FUTURE AGENDA ITEMS – Gutters on Museum need replacing, Bike project funding letter,
  14. Adjournment

RECEIVED NOV 20 2023

D. Jennings-Brusatori -Property/Boundary Line Issue-Jennings wants unobstructed access to his property via the final portion of O'Neal Alley. In 2014, the City Council approved Jennings' request to commence the process for the City to relinquish the final portion of O'Neal Alley. Jennings completed a survey but did not complete the process in 2014. Brusatori requested information about the 2014 action by Amador City in giving access to Jennings including these questions: ie. How much property included? What can he do with property? Why no financial consideration or public notice? It was clarified that the 2014 City Council approval was to commence the process and had Jennings completed the process, there would have been public notice prior to the City relinquishing the portion of O'Neal Alley. Jennings Now plans to complete the process initiated in 2014. Toma has indicated four corners of Jennings property. Jennings further indicates that the area where the Brusatori's current driving exists is also part of O'Neal Alley. Brusatori may wish to go through the process of requesting the City to relinquish that property. City Attorney, Patrick Keene, provided the relevant sections of California Streets and Highways Code to both parties as a reference. Both parties want to avoid disputes in the future and to guarantee access to both properties. City Planner Susan Peters will assist all parties in the proper procedure to achieve a mutually acceptable outcome. Council agreed the ball is in the property owner's court.

**DATE: DECEMBER 21, 2023**  
**TO: CITY COUNCIL**  
**FROM: SUSAN M. PETERS, CONTRACT PLANNER**  
**SUBJECT: 2021-2029 6<sup>TH</sup> CYCLE HOUSING ELEMENT UPDATE**

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### **RECOMMENDATION**

Review the 2021-2029 6<sup>th</sup> Cycle Housing Element Update of the Amador City General Plan and adopt City Council Resolution No. 2023-\*, amending the General Plan, updating the Housing Element.

### **BACKGROUND**

The housing element, one of the seven state mandated elements of the General Plan, is a guiding document for housing development, the allocation of housing resources, and the continuation of housing-related services during the planning period of 2021-2029. The 6<sup>th</sup> Cycle Housing Element was prepared jointly with the County of Amador and the cities of Ione, Jackson, Plymouth and Sutter Creek utilizing Regional Early Action Planning (REAP) Grant funds.

State Housing Element Law (Government Code Sections 65580 et seq.) requires that the City Council adopt a Housing Element for the eight-year period 2021-2029 to accommodate the City of Amador City's regional housing need allocation (RHNA) of 117 housing units, comprised of 15 extremely low-income units, 15 very-low income units, 20 low-income units, 25 moderate-income units, and 42 above moderate-income units. The 6<sup>th</sup> Cycle Housing Element Update also includes the following:

- Goals, policies, and actions to address current and projected housing needs, including housing preservation, rehabilitation, and development;
- Analysis of housing-related constraints;
- Inventory of sites suitable to accommodate the housing needs allocation for the City;
- Assessment of financial and programmatic resources for housing; and
- Analysis of fair housing issues and constraints.

The Draft Countywide 6<sup>th</sup> Cycle Housing Element was released for public and stakeholder comment on November 10, 2022. The required 30-day comment period for the draft document ended on January 9, 2023. Comments were received from seven interested parties. The response to the comments can be found in Appendix C of the Housing Element.

## **DISCUSSION**

**HCD Review and Certification:** An important difference between the Housing Element and other elements of the General Plan is the extent of State oversight. Under California law, land use and development is generally within the authority of cities through the adoption of policies and regulations in General Plans and municipal codes. However, State law establishes many specific limitations on city land use authority with regard to housing.

The State legislature has also declared an adequate supply of housing to be a matter of statewide importance and has delegated authority to the California Department of Housing and Community Development (HCD) to review local government Housing Elements and issue opinions regarding their compliance with State law. A finding of Housing Element compliance by HCD is referred to as “certification” of the Housing Element. Certification is important to enhance cities’ eligibility for grant funds and also to support local land use authority. HCD review of Housing Elements is required both prior to and after final adoption by the City Council. Typically, the most critical issue in HCD’s review is whether the Housing Element demonstrates compliance with State law regarding the Regional Housing Needs Assessment (“RHNA”).

**RHNA Requirements:** One of the most important requirements of State Housing Element law is that each city must adopt land use plans and regulations that create opportunities for sufficient residential development to accommodate its assigned share of statewide housing need. The RHNA is the process by which each city’s need for additional housing is determined. Prior to each Housing Element planning cycle the region’s total housing need is established by HCD based primarily on population growth trends and existing housing problems such as overcrowding and overpayment.

In 2020 HCD issued a RHNA determination of 741 additional units for Amador County during the 2019-2029 period. HCD also distributed the units throughout the County, assigning a total of five to Amador City.

The Housing Element must demonstrate compliance with the RHNA by analyzing the city’s capacity for additional housing based on an evaluation of land use patterns, development regulations, potential constraints (such as infrastructure availability and environmental conditions) and real estate market trends. The analysis must be prepared at a parcel-specific level of detail and identify properties (or “sites”) where additional housing could be built under current regulations. State law requires that the sites analysis demonstrate that city land use plans and regulations provide adequate capacity to fully accommodate its RHNA allocation in each income category. If the current development capacity is not sufficient to fully accommodate the RHNA, the Housing Element must describe proactive steps the City will take to increase housing capacity commensurate with the RHNA – typically through amendments to land use plans and development regulations that could facilitate production of additional housing. Such amendments generally include increasing allowable residential densities, modifying other development standards, or allowing housing to be built in areas where residential development is not currently allowed, such as areas zoned for commercial use.



The Countywide 6<sup>th</sup> Cycle Draft Housing Element consists of three main parts, the Housing Plan, the Background Report, and each individual jurisdiction's Annex:

The Housing Plan contains the goals, policies and programs that the City, and other jurisdictions within the County including the County, will implement during the 2021-2029 planning period. Some of the Housing Plan programs call for changes to the City's Municipal Code required by State Law. Staff will work with the consultant to draft the necessary amendments to the Municipal Code.

The Background Report provides documentation and analysis in support of the goals, policies, programs and quantified objectives in the Housing Element policy document. The Report includes housing constraints and resources, an inventory of residential sites, fair housing affirmations, and an evaluation of the existing Housing Element.

The Amador City Annex identifies specific information for the City. The document reviews current zoning and evaluates potential constraints for development. The majority of the information in the Annex is taken from the City's municipal code.

**CEQA:** The Housing Element has been reviewed and analyzed pursuant to the California Environmental Quality Act (CEQA), and staff has determined that there is no substantial evidence that the 6<sup>th</sup> Cycle Housing Element may have a significant effect on the environment, and the Housing Element is therefore exempt from the provisions of CEQA as set forth in Public Resources Code Section 21080(c)(1) and Section 15061(b)(3) of the CEQA Guidelines. The Attached Resolution includes the language necessary to file the exemption.

## **ATTACHMENTS**

A Resolution of City Council of Amador City adopting a General Plan Amendment to Update the Housing Element of the General Plan for the 6<sup>th</sup> Cycle Period of 2021-2029 to Affirmatively Further Fair Housing and Substantially Comply With State Housing Element Law.

~~\*\*\* Add links to the Housing Element and Amador City Annex \*\*\*~~

**CITY COUNCIL RESOLUTION NO. 623**

**A RESOLUTION OF THE CITY COUNCIL OF AMADOR CITY ADOPTING A GENERAL PLAN AMENDMENT TO UPDATE THE HOUSING ELEMENT OF THE GENERAL PLAN FOR THE 6<sup>TH</sup> CYCLE PERIOD OF 2021-2029 TO AFFIRMATIVELY FURTHER FAIR HOUSING AND SUBSTANTIALLY COMPLY WITH STATE HOUSING ELEMENT LAW.**

WHEREAS, State Housing Element Law (Government Code Sections 65580 et seq.) requires that the City Council adopt a Housing Element for the eight-year period 2021-2029 to accommodate the Amador City regional housing need allocation (RHNA) of five housing units, comprised of one very-low income unit, one low-income unit, one moderate-income unit, and two above moderate-income units; and

WHEREAS, to comply with State Housing Element Law, Amador City has worked in conjunction with County of Amador and Cities of Ione, Jackson, Plymouth, and Sutter Creek (collectively "the Countywide jurisdictions") to prepare the Housing Element Update (the Housing Element) for the 2021 to 2029 period; and

WHEREAS, as provided in Government Code Section 65350 et. seq., the Housing Element constitutes a General Plan Amendment; and

WHEREAS, the City has prepared the Housing Element in accordance with State Housing Element Law; and

WHEREAS, State law requires that the City take meaningful steps to promote and affirmatively further fair housing (Gov. Code Section 65583(c)(5)); and

WHEREAS, State law requires that the City make zoning available for all types of housing, including multifamily housing (Gov. Code Sections 65583.2 and 65583(c)); and

WHEREAS, the Housing Element must be adopted to comply with State law, accommodate the RHNA, affirmatively further fair housing, and facilitate and encourage a variety of housing types for all income levels, including multifamily housing (Gov. Code Sections 65583.2 and 65583(c)); and

WHEREAS, California Government Code Section 65583 requires that the Housing Element Update contain: (i) an assessment of the City's housing needs and an analysis of the resources and constraints, both governmental and non-governmental, relevant to the meeting of these needs; (ii) an inventory of land suitable and available for residential development and an analysis of the development potential of such sites; (iii) a statement of the community's goals, quantified objectives, and policies relative to the maintenance, preservation, improvement, and development of housing; and (iv) programs that set forth a schedule of actions the local government is undertaking or intends to undertake to implement the policies and achieve the goals and objectives of the Housing Element Update; and

WHEREAS, the Housing Element has been prepared to comply with State law, accommodate the RHNA, affirmatively further fair housing, facilitate and encourage a variety of housing types for all income levels, including multifamily housing, and include a diligent effort to include all economic segments of the community; and

**WHEREAS, the City and the Countywide jurisdictions conducted extensive community outreach over the last 20 months including two open houses conducted in March 2022 open to any member of the public, eight workshops and meetings held throughout the Countywide jurisdictions to present the Draft Countywide Housing Element Update to all economic segments and interested parties of the Countywide jurisdictions, one Planning Commission public hearing, and one City Council public hearing and at each of the 12 meetings the public was provided an opportunity to comment; and**

**WHEREAS, the draft Housing Element was made available for public comment initially from November 10, 2022 through December 14, 2022 with the comment period extended to January 9, 2023 to make all economic segments of the Countywide jurisdictions and all interested parties had an opportunity to comment and during which time eight public meetings were held to provide an opportunity to comment; and**

**WHEREAS, all public comments on the draft Housing Element were considered, revisions were made to the draft Housing Element to address public comments, and Appendix C was added to the Housing Element to identify comments received, changes made to the Housing Element to address public comments, and respond to each comment; and**

**WHEREAS, in accordance with Government Code Section 65585 (b), on February 8, 2023, the City submitted the draft Housing Element to the State Department of Housing and Community Development (HCD) for its review; and**

**WHEREAS, on May 8, 2023, the Countywide jurisdictions received a letter from HCD providing its findings regarding the draft Housing Element (Findings Letter); and**

**WHEREAS, on May 18, 2023, HCD discussed with the County and Housing Element consultant the contents of the Findings Letter, and based on the Findings Letter and the result of the call, the draft Housing Element was revised to include additional information and data; and**

**WHEREAS, the Housing Element has been reviewed and analyzed by the City pursuant to the California Environmental Quality Act (CEQA), it has been determined that there is no substantial evidence that the 6<sup>th</sup> Cycle Housing Element may have a significant effect on the environment, and the Housing Element is therefore exempt from the provisions of CEQA as set forth in Public Resources Code Section 21080(c)(1) and Section 15061(b)(3) of the CEQA Guidelines; and**

**WHEREAS, on December 21, 2023 the City Council conducted a duly and properly noticed public hearing, reviewed the Housing Element and all pertinent maps, documents and exhibits, including HCD's findings, the City's response to HCD's findings, the staff report and all attachments, and oral and written public comments; and determined the Housing Element to be consistent with State law and the General Plan of Amador City; and**

**NOW, THEREFORE, BE IT RESOLVED, that the City Council hereby finds that, based on substantial evidence in the record:**

- 1. The foregoing recitals are true and correct and are incorporated by reference into this action.**

2. The Housing Element is exempt from the requirements of the California Environmental Quality Act ("CEQA") under the general rule of CEQA Guidelines, Section 15061(b)(3), in that there is no possibility that the Housing Element may have a significant negative physical impact on the environment.
3. The City has prepared, noticed, and made the Housing Element available pursuant to Government Code Sections 65350 through 65359.
4. There is a substantial benefit to be derived from amending the Amador City General Plan with the proposed Housing Element.
5. The Housing Element substantially complies with State Housing Element Law and has been revised to address the findings identified by HCD in its letter dated May 8, 2023.
6. Based on substantial evidence provided in the Housing Element, knowledge of City staff regarding the readiness of approved and pending projects, , opportunities for streamlined infill development, expressed interest from property owners or developers, site characteristics including the existing uses, and a commitment from the City to implement programs that incentivize and promote the development of sites, the Planning Commission finds that sites identified in the element to accommodate the RHNA can be available and ready for development during the Planning Period, and, where applicable, the existing uses on the sites identified to accommodate the City's RHNA do not impede residential development during the period covered by the Housing Element.
7. As required by Government Code Section 65585(e), the City Council has considered the findings made by the Department of Housing and Community Development included in the Department's letter to the Countywide jurisdictions dated May 8, 2023, consistent with Government Code Section 65585(f), and as described in Exhibit B to this resolution, incorporated herein by this reference, the City Council has changed the Housing Element in response to the findings of the Department to substantially comply with the requirements of State Housing Element Law as interpreted by HCD.
8. The 1992 Housing Element is hereby repealed in its entirety, and the Amador City 6<sup>th</sup> Cycle Housing Element attached hereto as Exhibit A is adopted.
9. This Resolution shall become effective upon adoption by the City Council.
10. The City Manager or designee is hereby directed to file all necessary material with the Department of Housing and Community Development for the Department to find that the Housing Element is in conformance with State Housing Element Law and is further directed and authorized to make all non-substantive changes or minor modifications to the Housing Element to make it internally consistent or to address any non-substantive changes or minor modifications requested by the Department to achieve certification, provided that the modifications would not exceed the total amount of development accommodated by the General Plan prior to revisions and would not result in new actions by the County/City that would require a General Fund commitment of \$50,000 or greater.
11. The City Manager or designee is hereby directed to distribute copies of the Housing Element in the manner provided in Government Code Sections 65357 and 65589.7.

**BE IT FURTHER RESOLVED, that the City Council hereby approves the 2021-2029 Housing Element in its current form, including the revisions to address HCD's findings.**

**The foregoing resolution was duly passed and adopted by the City Council of Amador City at a regular meeting on the 21<sup>st</sup> day of December, 2023, by the following vote:**

**AYES:  
NOES:  
ABSENT:  
ABSTAIN:**

**ATTEST:**

**AMADOR CITY:**

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Mayor

**Exhibit A**

**Link to Housing Element**

**Subject:** Groth lot split - Request for 12 month extension on Groth subdivision / final map

**From:** Holly Morris Groth <hollymorris23@gmail.com>

**Date:** 12/14/2023, 9:04 AM

**To:** City Clerk <city.clerk@amador-city.com>

**CC:** Matt Ospital <m.ospital@wgainc.net>, Dave Groth <grothdave@gmail.com>

RECEIVED DEC 14 2023

Good Morning Joyce and Matt,

I will be submitting a final map in the next few days, however, in order to cover all our bases, we are requesting a 12 month extension on the submission of the final map for our Groth subdivision (lot split), pursuant to the Amador City Municipal Code Section 16.20.010.

Can we please get this on the agenda for next week?

Regards,  
Holly Groth

16.20.010 - Filing.

Within two years after approval or conditional approval of the tentative map, the subdivider shall cause the subdivision, or any part thereof, to be surveyed and a final map thereof to be prepared in conformance with the tentative map and this chapter. Submittal for final map processing shall be filed with the city engineer, together with a checking fee, to be paid at such times and in such amounts as set forth by the city council.

Extensions of time up to twelve (12) months each for filing of the final map may be granted by the planning commission provided written application is received by the planning commission at least thirty (30) calendar days prior to expiration of the map.

At the time of filing of the final map with the city engineer, the subdivider shall also file therewith the following:

- A. A preliminary title report issued by a title insurance company in the name of the owner of the land, issued to or for the benefit and protection of the city showing all parties whose consent is necessary and their interests therein;
- B. Calculations, record maps, and traverse sheets used in computing or the distances, angles and courses shown on the final map and ties to existing and proposed monuments; and
- C. All other submittals required or authorized by this title.

(Ord. 159 (part), 2005)



**AMADOR CITY VOLUNTEER AGREEMENT**

**(Please Read Carefully As this Agreement Provides a Release of Liability)**

**Volunteer's Name (Please print):**

**(the "Volunteer")**

**Volunteer agrees as follows:**

I, the Volunteer, understand that I am not an employee, agent, or contractor for Amador City, and am instead a volunteer for Amador City. I further understand that Amador City will not provide me with any pay, compensation, monetary or otherwise, insurance, workers' compensation or any other benefit to which an employee may be entitled.

In exchange for the opportunity to participate as a volunteer in Amador City, I hereby release, discharge, and covenant not to sue Amador City, and its agents and employees, elected and appointed officials, contractors, other volunteers, organizers, property, and any other representatives of Amador City ( afterwards collectively called "Released Parties") for any and all claims, demands, and liabilities whether economic or non-economic, including any injury to me or damage to my property, or actions of third parties on Amador City Property, which may result during, or in connection with, my participation in any capacity, and to any extent, for my volunteering to the fullest extent allowed by law. I will also indemnify and hold Amador City harmless for any negligent acts I may commit as a volunteer. This release includes mis-feasance and non-feasance by the Released Parties. This release shall be binding on me and any other persons making claim through me or on my behalf, and supersedes any and all representations or understandings I have to the contrary. I understand and agree that I am a volunteer and understand that my services are donated to Amador City without contemplation of compensation or future employment, and out of humanitarian, religious, or charitable reasons.

I also understand what I am volunteering for, and that there are risks inherent in volunteering that are known to me or reasonably expected, and I voluntarily accept all such risks and agree to hold Amador City harmless for any harm to me or my property resulting from such risks; I further acknowledge that I am free to not volunteer.

**I hereby acknowledge that I have read, understood, and that I voluntarily agree to the foregoing waiver, release, and hold harmless agreement by executing below:**

**(Date)**

\_\_\_\_\_  
**(Signature of Volunteer)**