



**STATE OF CALIFORNIA, COUNTY OF SIERRA
BOARD OF SUPERVISORS
MINUTES
REGULAR MEETING**

Lee Adams, District 1

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Peter W. Huebner, District 2

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Paul Roen, Chair, District 3

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Jim Beard, Vice-Chair, District 4

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Sharon Dryden, District 5

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The Sierra County Board of Supervisors met in regular session commencing at 9:00 a.m. on April 16, 2019 in the Loyalton Social Hall, Loyalton City Park, Loyalton, CA. This meeting was recorded for posting on the Board of Supervisors' website at www.sierracounty.ca.gov.

PLEDGE OF ALLEGIANCE: Led by Supervisor Huebner

ROLL CALL

Present: Lee Adams, Supervisor, District #1
Peter W. Huebner, Supervisor, District #2
Paul Roen, Supervisor, Chair, District #3
Jim Beard, Supervisor, Vice-Chair, District #4
Sharon Dryden, Supervisor, District #5

Staff: Heather Foster, County Clerk-Recorder
Joe Larmour, Deputy County Counsel
Van Maddox, Auditor/Treasurer Tax-Collector
Tim Beals, Director of Planning and Transportation
Lea Salas, Director of Behavioral Health
Vickie Clark, Director of Health and Social Services
Mike Fisher, Sheriff-Coroner

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APPROVAL OF CONSENT AGENDA

The Board moved to approve the Consent Agenda.

APPROVED. Motion: Huebner/Beard/Unanimous Roll Call Vote: 5/0

13. CONSENT AGENDA

13.A. Authorize payment of invoice 194466 to Intermountain Disposal for tipping fees for waste that has been diverted to Delleker Transfer Station. (PUBLIC WORKS)

13.B. Resolution approving Agreement for Federal Apportionment Exchange Program and State Match Program California Department of Transportation-Non MPO County (X19-5913(074)). (PUBLIC WORKS)

ADOPTED, Resolution 2019-055

APPROVED, Agreement 2019-025

13.C. Authorize road department expenditure in the amount of \$9,000 for needed repairs for the Goodyears Bar Road Maintenance Shop Generator. (PUBLIC WORKS)

13.D. Resolution authorizing the Auditor to make certain changes to the 2018/19 Final Budget for Court Security. (AUDITOR)

ADOPTED, Resolution 2019-056

13.E. Resolution adopting pay tables for Sierra County and Special Revenue Funds to comply with CalPERS requirement to publicly post all compensation. (AUDITOR)

ADOPTED, Resolution 2019-057

13.F. Amendment to agreement between California Department of Justice and Sierra County for DUI analysis services. (SHERIFF)

APPROVED, Agreement 2019-026

13.G. Resolution approving Boating Safety and Waterways Financial Aid Program Agreement for Fiscal Year 2019-2020 between Sierra County and California State Parks Boating and Waterways. (SHERIFF)

ADOPTED, Resolution 2019-058

APPROVED, Agreement 2019-027

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- 13.H. Resolution authorizing the Auditor to make certain transfers in the 2018/2019 County Budget regarding Mental Health Services Act (MHSA) Workforce Education Training (WET) trust account. (BEHAVIORAL HEALTH)

ADOPTED, Resolution 2019-059

- 13.I. Amendment to Agreement 2004-143 between the Western Sierra Medical Clinic and the County of Sierra for use of additional office space for the Sierra County Personnel Department. (PERSONNEL)

APPROVED, Agreement 2019-028

- 13.J. Certified statement of the results of the canvass for the March 26, 2019 Senate District 1 Special Primary Election. (ELECTIONS)
- 13.K. Minutes from the regular meeting held on March 5, 2019. (CLERK-RECORDER)
- 13.L. Minutes from the regular meeting held on March 19, 2019. (CLERK-RECORDER)

APPROVAL OF REGULAR AGENDA

The Board moved to approve the Regular Agenda.

APPROVED. Motion: Huebner/Beard/Unanimous Roll Call Vote: 5/0

REGULAR AGENDA

2. PUBLIC COMMENT OPPORTUNITY

At 9:04 a.m. Chair Roen opened the public comment opportunity.

School Superintendent Merrill Grant reported on upcoming testing, collaborating with the Sheriff's Office, and capital improvements.

At 9:06 a.m. Chair Roen closed the public comment opportunity with no further persons addressing the Board.

3. COMMITTEE REPORTS & ANNOUNCEMENTS

Chair Roen reported on attending the interviews for Bob Kingman's replacement.

Supervisor Huebner reported on a meeting he attended regarding the Loylton Senior Apartments.

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Supervisor Dryden reported on the Juvenile Justice Coordinating Council meeting and the joint effort with the school district for the Sierra Journey Program for kids during the summer; having attended the senior lunch in Downieville; the AAA4 meeting held last Friday in Sacramento; and requested adding to the next Board meeting agenda a letter from Zack Scrivner, Kern County Supervisor, District No. 2 requesting counties support a letter opposing the High Speed Rail project.

Supervisor Adams reported that today is the County's 167th Birthday.

4. DEPARTMENT MANAGERS' REPORTS & ANNOUNCEMENTS

The Director of Behavioral Health provided an update on hiring clinicians; the status of the Wellness Center project; the Substance Use Disorder desk audit coming up in May; and newly filled positions within the department.

The Director of Health and Social Services reported on Integrated Care Workers; the County receiving the CalFresh 2019 Freshy Award; the Public Health Program Manager position; and the dental screening program which has been expanded to all school age children.

The Director of Planning reported on the Sierra Buttes and Sierra Brooks State Wildlife Area Fuel Reduction Title II project grant applications having been submitted to the RAC; continuing to work with Behavioral Health on the Wellness Center project; the county receiving an invite to the NGO meeting dealing with forest health projects and having one or two members of the Board join him at the meeting; Gold Lake Road is still closed; and with respect to concerns regarding high speeds by the Loyalton Elementary they are going to restripe the center lines, install stop signs and have ordered radar speed feedback signs.

5. FOREST SERVICE UPDATE

Sierraville District Ranger Quentin Youngblood provided an update to the Board on a number of activities going on in the county.

6. SHERIFF/CORONER - Mike Fisher

6.A. Discussion/adoption of resolution approving Cooperative Law Enforcement Fiscal Year 2019 Annual Operating and Financial Plan between the Sierra County Sheriff's Office and the USDA, Forest Service Humboldt-Toiyabe National Forest.

The Sheriff provided background on the agreement which includes a carryover of \$1,434.00 from last year and additional mileage.

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The Board moved to adopt the resolution approving Cooperative Law Enforcement Fiscal Year 2019 Annual Operating and Financial Plan between the Sierra County Sheriff's Office and the USDA, Forest Service Humboldt-Toiyabe National Forest.

ADOPTED, Resolution 2019-060 and **APPROVED**, Agreement 2019-029. Motion: Adams/Huebner/Unanimous Roll Call Vote: 5/0

6.B. Authorization to pay for unexpected vehicle repair, Sheriff's Vehicle #891 - 2017 Ford Expedition.

The Sheriff provided background on the request to pay for unexpected vehicle repair as a result of the vehicle never having been serviced and not being able to find service records in order to have the repair covered under warranty. The Sheriff further explained the vehicle has 35,000 miles and is in relatively new condition, so he is requesting approval to do a full motor and turbo replacement.

Supervisor Adams suggested the District Attorney and Sheriff look into this issue further and also reminded all Department Managers that they are responsible for the equipment in their department. Supervisor Adams further expressed concerns with driving a vehicle 35,000 miles without an oil change.

The Sheriff commented on having tasked one of his employees to put together a database and service reminder system for all vehicles in the department including marine patrol and off road vehicles.

Discussion ensued with the Board.

The Board moved to authorize paying for the unexpected vehicle repair, Sheriff's Vehicle #891-2017 Ford Expedition and directed County Counsel and the District Attorney to look into this matter further.

APPROVED. Motion: Adams/Huebner/Unanimous Roll Call Vote: 5/0

7. PUBLIC WORKS/TRANSPORTATION - Tim Beals

7.A. Resolution authorizing purchase, payment and installation of for two speed feedback signs from Statewide Traffic and Signs in the amount of \$9,030.45.

The Board moved to adopt the resolution authorizing purchase, payment and installation of for two speed feedback signs from Statewide Traffic and Signs in the amount of \$9,030.45.

ADOPTED, Resolution 2019-061. Motion: Adams/Huebner/Unanimous Roll Call Vote: 5/0

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- 7.B. Discussion and direction to staff regarding the California Drought, Water, Parks, Climate, Coastal Protection, and Outdoor Access for All Act of 2018 Per Capita Program.

The Director of Public Works provided background on Proposition 68 which has a very low per capita minimum of \$400,000 to counties and \$200,000 to cities and districts. The Director further clarified that the Board needs to determine how they want to proceed with delivering recreation projects using the \$400,000 allocation.

Chair Roen and Supervisor Adams suggested the Downieville Community Hall and the Sierraville School as potential projects.

Discussion ensued with the Board.

Chair Roen appointed himself and Supervisor Adams to an ad hoc committee to work with the Director on potential projects.

12. TIMED ITEMS

12.A. 10:00AM - CONTINUED DISCUSSION - VACATION PUBLIC ACCESS EASEMENT

Continued discussion and direction to staff and/or final determination on the proposed road abandonment of the county road/alley located south of and behind Los Dos Restaurant including possible adoption of resolution terminating said vacation proceedings.

The Director of Transportation provided background on the proposed road abandonment and heading down a path to terminate any further consideration of the vacation as a result of the property owners having second thoughts about proceeding and Brendan McCormick's letter.

Deputy County Counsel clarified that since the resolution has not been recorded, the Board can take action to rescind the resolution of abandonment.

The Board moved to adopt the resolution terminating vacation proceedings for vacation of a street, highway, or public service easement in the community of Sierraville.

Public comments were received from Brendan McCormick, Sierraville and Rafael Gonzalez, Sierraville.

ADOPTED, Resolution 2019-062. Motion: Adams/Huebner/Unanimous Roll Call Vote: 5/0

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- 7.C. Discussion and direction with regard to the USFS (North Yuba Ranger District) proposal to construct the Gold Valley Rim Off-Highway Vehicle Trailhead approximately 1/4 mile north of Packer Saddle.

The Director of Public Works provided background on the item which is a request for comments on the proposed Gold Valley Rim Off-Highway Vehicle Trailhead project. The Director continued to express concerns with the county not being involved in the planning process of projects on the Yuba River District.

Following brief discussion and by consensus, the Board directed staff and the Chair to draft and submit a letter to Yuba River District Ranger Lon Henderson indicating the Board would like to address this issue with him at the next Board meeting in Downieville.

- 7.D. Discussion on standing offers of dedication on various roads and direction to staff on a recommendation to have the Board of Supervisors formally accept offers of dedication from previous subdivision maps for Hill Lane in Verdi, Sierra County from the Nevada State Line to Dog Valley Road.

The Director of Transportation provided history on the offers of dedications that exist on Hill Lane in Verdi and staff's recommendation to accept the offers of dedication on behalf of the public which would allow the county to perform some maintenance on the road. The Director continued to review maps of Hill Lane in Verdi and issues with significant illegal dumping on Nevada Energy's property creating a fire hazard along with additional tasks that need to be addressed as the road is a primary egress/ingress point in case of an emergency.

In response to Supervisor Adams' inquiry, the Director explained there are a number of residents in the community that are concerned about emergency access to their properties and he believes most of the community would support this concept.

Comments were received by Joan Blumenfeld, Verdi in support of the County taking over the maintenance of the road due the increase in illegal dumping and concerns with people accessing the pond and getting stuck in the mud. Ms. Blumenfeld also suggested adding a gate either on the road towards the pond or up at Dog Valley Road so people understand it is not a through road and is for emergency access only.

Discussion ensued with the Board

The Director expressed concerns about the section of Hill Lane from Dog Valley Road down to Sunrise Creek going through the Carruth property as it is steep and somewhat dangerous. The Director further suggested considering a temporary gate until the road has been restored with the goal being to improve the alignment from Dog Valley Road to the state line which will increase traffic, but with proper site controls on the Nevada Energy property the interest for people to be on the road will be reduced.

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Brad Haglund, Verdi distributed photos of the areas of concern and expressed concerns regarding locals dumping illegally across the road from his driveway and along Hill Lane, the increased usage of Hill Lane by off highway vehicles, and people getting vehicles stuck down by the creek. Mr. Haglund further suggested the installation of an emergency access gate down by Dog Valley Road and just west of his driveway.

In response to Supervisor Adams, the Director clarified that by accepting the offer of dedication, it allows the public the right to use the road but it doesn't prevent gating unless the road is added to the county road system.

Discussion ensued with the Board.

County Counsel commented on the two issues, one being the offer of dedication and the other is the illegal dumping which is a public nuisance which can be solved separately through a notice of violation process.

Further discussion ensued with the Board.

Following discussion and by consensus, the Board directed staff to bring back resolution formally accepting the offers of dedication on Hill Lane.

11. LOYALTON LANDFILL PRESENTATION

11.A. Presentation by Craig Morgan of Avalex, Inc. on the near completion of the landfill closure project. Following Mr. Morgan's presentation, the Board of Supervisors will recess and reconvene at the Loyalton Landfill to tour and observe the closure project and to view the new waste compactor just placed into service at the transfer station.

Craig Morgan presented a PowerPoint on the Loyalton Landfill Final Closure Construction.

Comments were received by the Director with respect to his appreciation to staff for their work at the landfill.

Supervisor Adams complemented the Director and staff for the seamless transition.

Mr. Morgan further presented certificates of achievement to Jason Freeto, Rob Moore, Billy Sturcke, Jay Huebert, Zack Filippini and Dennis Marsh.

CLERK NOTE: The Board did not take the tour of the Loyalton Landfill.

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- 7.E. Discussion on approach to serving the administrative and management obligations of the SNC Grant for the Yuba Project and approval of professional services agreement with North Valley Resource Management (Danielle Bradfield, Registered Professional Forester), for management and administrative services to be performed on behalf of the County to comply with the SNC grant agreement in the amount of \$500,000.

The Director of Public Works provided background on the agreement for management and administrative service to be performed on behalf of the County to comply with the SNC grant agreement. The Director clarified that the \$64,000 is only a placeholder as it is the amount the SNC will allow for administrative costs and will reduce once they start the process.

The Board moved to approve the professional services agreement with North Valley Resource Management (Danielle Bradfield, Registered Professional Forester), for management and administrative services to be performed on behalf of the County to comply with the SNC grant agreement in the amount of \$500,000.

APPROVED, Agreement 2019-030. Motion: Dryden/Huebner/Unanimous Roll Call Vote: 5/0

- 7.F. Introduction and first reading of ordinance amending Sierra Brooks Water System policies to conform to the proposed water system grant and loan project funded by USDA Rural Development.

The Director of Public Works provided brief background on the delay in the completion of the proposed ordinance due to having to complete the Title II grant project applications.

By consensus this item was continued to the May 7, 2019 Board meeting.

8. CHIEF TECHNOLOGY OFFICER - Jeremy Miller

- 8.A. Discussion/adoption of resolution authorizing the Auditor to make changes to the 2018/2019 Final Budget for purchase of a computer system backup.

Following brief discussion, the Board moved to adopt the resolution authorizing the Auditor to make changes to the 2018/2019 Final Budget for purchase of a computer system backup.

ADOPTED, Resolution 2019-063. Motion: Dryden/Adams/Unanimous Roll Call Vote: 5/0

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9. BOARD OF SUPERVISORS

- 9.A. Approval of letter in opposition to AB 1356 regarding commercial retail cannabis activities. (SUPERVISOR ADAMS)

The Board moved to approve the letter of letter in opposition to AB 1356 regarding commercial retail cannabis activities.

APPROVED. Motion: Huebner/Adams/Unanimous Roll Call Vote: 5/0

- 9.B. Appointments to the Sierra County Fire Protection District #1. (CLERK OF THE BOARD)

The Board moved to appoint Tom Rowson and Lauri Belli to the Sierra County Fire Protection District #1.

APPROVED. Motion: Huebner/Beard/Unanimous Roll Call Vote: 5/0

10. CLOSED SESSION

- 10.A. Closed Session pursuant to Government Code Section 54956.9(d)(2) - conference with legal counsel regarding anticipated litigation - 1 case.
- 10.B. Closed Session pursuant to Government Code Section 54957 and 54957.6 - Department Managers.

CLOSED SESSION STATEMENT

The Board met in closed session from 12:23 p.m. to 12:36 p.m. Deputy County Counsel reported with respect to Item 10.A., information was given and with respect to Item 10.B., information and direction was given.

ADJOURN

At 12:36 p.m., with no further business, Chair Roen adjourned the meeting.

PAUL ROEN, CHAIR
BOARD OF SUPERVISORS

ATTEST:

HEATHER FOSTER
CLERK OF THE BOARD