



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

Lee Adams, District 1

P.O. Box 1 - Downieville, CA 95936 - 530-289-3506 - supervisor1@sierracounty.ca.gov

Peter W. Huebner, District 2

P.O. Box 349 - Sierra City, CA 96125 - 530-565-6055 - phuebner@sierracounty.ca.gov

Paul Roen, Chair, District 3

P.O. Box 43 - Calpine, CA 96124 - 530-565-6048 - supervisor3@sierracounty.ca.gov

Jim Beard, Vice-Chair, District 4

P.O. Box 1140 - Loyalton, CA 96118 - 530-565-6092 - jbeard@sierracounty.ca.gov

Sharon Dryden, District 5

P.O. Box 246 - Loyalton, CA 96118 - 530-913-9218 - sdryden@sierracounty.ca.gov

The Sierra County Board of Supervisors met in regular session commencing at 9:00 a.m. on May 21, 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

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
Amanda Uhrhammer, 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

May 21, 2019

APPROVAL OF CONSENT AGENDA

The Board moved to approve the Consent Agenda.

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

13. CONSENT AGENDA

13.A. Approval of the Board of Supervisors travel form per section 2.04.090 of the Sierra County Code. (AUDITOR)

13.B. Resolution approving the Cooperative Law Enforcement Fiscal Year 2019 Annual Operating and Financial Plan between the Sierra County Sheriff's Office and the USDA, Tahoe and Plumas National Forest. (SHERIFF)

ADOPTED, Resolution 2019-075

APPROVED, Agreement 2019-034

13.C. Agreement for Indemnification and Reimbursement for Extraordinary Costs for Rhynie Hollitz, applicant and Bonnie Hollitz Revocable Trust, landowner, for consideration of a Tentative Parcel Map to amend recorded map to remove a deed restriction to allow the construction of a single family residence. The project site, identified as APN 013-110-120, is located at 611 W. Willow St. Sierraville. (PLANNING)

APPROVED, Agreement 2019-035

13.D. Authorize payment of invoice 194785 to Intermountain Disposal for tipping fees for waste that has been diverted to Delleker Transfer Station. (PUBLIC WORK)

13.E. Authorization to purchase Graco LineLazer 3900 Airless Linestriper from Asphalt Kingdom an amount not to exceed \$8,300.00. (PUBLIC WORKS)

13.F. Resolution approving proposed budget for the CalRecycle OPP9 (Oil Payment Program) for Fiscal Year (FY) 2019/2020. (PUBLIC WORKS)

ADOPTED, Resolution 2019-076

13.G. Resolution certifying County roads contained in maintained mileage system for submittal to the State of California. (PUBLIC WORKS)

ADOPTED, Resolution 2019-077

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- 13.H. Resolution approving proposed budget for the 2018-19 CalRecycle Beverage Container Recycling City/County Payment Program for Fiscal Year (FY) 2019/2020. (PUBLIC WORKS)

ADOPTED, Resolution 2019-078

- 13.I. Resolution of Appreciation for Bob Kingman, Sierra Nevada Conservancy, retiring on June 6, 2019. (PUBLIC WORKS)

ADOPTED, Resolution 2019-078

- 13.J. Professional Services Agreement between IDEA Consulting and County of Sierra for special projects for Behavioral Health. (BEHAVIORAL HEALTH)

APPROVED, Agreement 2019-036

- 13.K. Professional Services Agreement between Mary Lowe, LMFT, and Sierra County for behavioral health services. (BEHAVIORAL HEALTH)

APPROVED, Agreement 2019-037

- 13.L. Professional Services Agreement between Thomas E Bittker, MD., and Sierra County for behavioral health services. (BEHAVIORAL HEALTH)

APPROVED, Agreement 2019-038

- 13.M. Professional Services Agreement between the County of Sierra and California Department of Social Services (CDSS) for adoption services. (SOCIAL SERVICES)

APPROVED, Agreement 2019-039

- 13.N. Resolution approving retention schedule for the Sierra County Personnel Department. (PERSONNEL DEPARTMENT)

ADOPTED, Resolution 2019-039

- 13.O. Modification of Agreement No. 2010-086 with Northern California EMS, Inc. extending services for fiscal year 2019/2020. (CLERK OF THE BOARD)

APPROVED, Agreement 2019-040

- 13.P. Minutes from the regular meeting held on April 16, 2019. (CLERK-RECORDER)

May 21, 2019

APPROVAL OF REGULAR AGENDA

At the request of the Director of Behavioral Health, the Board moved to add Item 7.C. to the Regular Agenda as the matter came up after the close of the agenda and requires action before the next meeting.

7.C. Approval of County Certification of Network Adequacy Data and Documentation Submission.

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

The Board moved to approve the Regular Agenda as amended.

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

REGULAR AGENDA

2. PUBLIC COMMENT OPPORTUNITY

At 9:07 a.m. Chair Roen opened the public comment opportunity.

School Superintendent Merrill Grant suggested the Board put together a committee to discuss the potential sale of the Sierraville School. Dr. Grant also commented on the Sierra Schools Safety Task Force meeting to be held next Tuesday and the end of the school year.

In response to Supervisor Dryden's inquiry regarding the Sierra Journey summer program, Dr. Grant indicated that Derick Coach is moving this forward with the JJC for funding in order to get the program going this summer.

3. COMMITTEE REPORTS & ANNOUNCEMENTS

Supervisor Adams introduced Ted Owens, former Nevada County Supervisor. Supervisor Adams continued to report on the Western Interstate Region for NACo meeting he attended on behalf of RCRC in Washington last week and discussions regard PILT, SRS, and wildfire funding. Supervisor Adams further reported on the Finance Committee's recommendation to have the full Board consider a Health and Social Services position in either the preliminary or final budget, to have the Downieville Fire Protection District draft a new agreement, and to allow the promotion of the Environmental Health Trainee to an Environmental Health Specialist I in the preliminary budget.

Supervisor Beard reported that the Child Abuse Council will meet tomorrow at 10:00 a.m. in the Family Resource Center.

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4. DEPARTMENT MANAGERS' REPORTS & ANNOUNCEMENTS

The Director of Behavioral Health provided an update on the MHSA reversion dollars and having put \$700,000 into their plan which leaves approximately \$400,000 which will revert back to the state.

The Director of Planning reported on reviewing whether to continue recycling at the transfer stations due to increased costs; the LTC will meet tomorrow in Sierraville; the public meeting regarding Sierra Hot Springs will be held on June 29, 2019; the Bureau of Reclamation has accepted responsibility and will be reconstructing the paving work at Stampede Dam; proceeding with the Good Neighbor or Stewardship Agreement based on the consensus from the Board at the last meeting; the County will receive state park funding for projects in the amount of \$400,000 and the City of Loyalton will receive \$200,000; the need to establish priorities for the use of the Title III funding received; and there are 35-40 cases of current enforcement cases.

Supervisor Adams commented that RCRC has put together an ad hoc committee to review fire insurance in rural areas.

The Auditor commented on the Title III funding and the county budget having a significant rollover as revenues are coming in as expected and the county is spending less due to vacant positions.

5. FOREST SERVICE UPDATE

Sierraville District Ranger Quentin Youngblood reported on activities going on in the district.

6. SHERIFF/CORONER - Mike Fisher

- 6.A. Resolution authorizing the Auditor to make changes to the 2018/2019 Final Budget for the purchase of two patrol cars.

The Sheriff provided background on the request to the Finance Committee to utilize the surplus in the Sheriff's payroll budget and rollover it over to purchase two new vehicles.

Following brief discussion, the Board moved to adopt the resolution authorizing the Auditor to make changes to the 2018/2019 Final Budget for the purchase of two patrol cars.

ADOPTED, Resolution 2019-078. Motion: Adams/Dryden/Unanimous Roll Call Vote: 5/0

7. HEALTH & SOCIAL SERVICES - Vickie Clark

- 7.A. Resolution authorizing Northern Sierra Opioid Coalition to perform Harm Reduction Services targeted at people who inject drugs in Sierra County.

The Director of Health and Social Services provided background on authorizing the Northern Sierra Opioid Coalition to perform Harm Reduction Services targeted at people who inject drugs in Sierra County which puts the County in compliance with federal laws and sets the stage for the next agenda item.

The Board moved to adopt the resolution authorizing Northern Sierra Opioid Coalition to perform Harm Reduction Services targeted at people who inject drugs in Sierra County.

ADOPTED, Resolution 2019-079. Motion: Beard/Adams/Unanimous Roll Call Vote: 5/0

- 7.B. Resolution approving the Memorandum of Understanding (MOU) between Sierra County Public Health (SCPH) and Plumas County Public Health Agency (PCPHA) for the purpose of providing HIV/HCV screening services from the mobile testing unit and authorizing the Public Health Director to sign the MOU.

The Director of Health and Social Services provided background on the proposed Memorandum of Understanding.

The Board moved to adopt the resolution approving the Memorandum of Understanding (MOU) between Sierra County Public Health (SCPH) and Plumas County Public Health Agency (PCPHA) for the purpose of providing HIV/HCV screening services from the mobile testing unit and authorizing the Public Health Director to sign the MOU.

ADOPTED, Resolution 2019-080 and **APPROVED**, Agreement 2019-041. Motion: Huebner/Beard/Unanimous Roll Call Vote: 5/0

- 7.C. Approval of County Certification of Network Adequacy Data and Documentation Submission.

The Director of Behavioral Health provided background on the network adequacy certification tool which is a mandate for all mental health plans that provide MediCal, Medicare, etc.

The Board moved to approve the County Certification of Network Adequacy Data and Documentation Submission and authorize the Chair to sign.

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

8. PUBLIC WORKS/TRANSPORTATION - Tim Beals

- 8.A. Resolution declaring as surplus a 1989 CAT 950 E loader (11,871 Hours-Road Fund Owned) and 1999 CAT D-6R dozer (14,533 hours-Solid Waste Fund Owned) and approving appraisal for trade in value of \$25,000 per piece of equipment to Cashman CAT Equipment of Reno.

The Director of Transportation provided background on the surplus of the 1989 CAT 950 E loader and the 1999 CAT D-6R dozer which are not CARB compliant and Cashman having offered \$25,000 trade in value per piece of equipment.

The Board moved to adopt the resolution declaring as surplus a 1989 CAT 950 E loader (11,871 Hours-Road Fund Owned) and 1999 CAT D-6R dozer (14,533 hours-Solid Waste Fund Owned) and approving appraisal for trade in value of \$25,000 per piece of equipment to Cashman CAT Equipment of Reno.

ADOPTED, Resolution 2019-081. Motion: Huebner/Adams/Unanimous Roll Call Vote: 5/0

- 8.B. Approval and direction to staff to purchase CAT skidster and attachments under either direct purchase or guaranteed five year repurchase agreement and authorizing application of surplus value of a 1989 CAT 950 E loader (11,871 Hours-Road Fund Owned) and 1999 CAT D-6R dozer (14,533 hours-Solid Waste Fund Owned) appraised for trade in value of \$25,000 per piece of equipment to Cashman CAT Equipment of Reno as a down payment on purchase price estimated at \$80,000.

The Director of Transportation briefly explained the need for this equipment in both the Road and Solid Waste funds.

The Board moved to authorize staff to purchase CAT skidster and attachments under either direct purchase or guaranteed five year repurchase agreement and authorizing application of surplus value of a 1989 CAT 950 E loader (11,871 Hours-Road Fund Owned) and 1999 CAT D-6R dozer (14,533 hours-Solid Waste Fund Owned) appraised for trade in value of \$25,000 per piece of equipment to Cashman CAT Equipment of Reno as a down payment on purchase price estimated at \$80,000.

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

12. TIMED ITEMS

12.A. 10:00AM SECOND AMENDMENT SANCTUARY COUNTY

Resolution declaring Sierra County to be a Second Amendment Sanctuary County. (SUPERVISOR BEARD)

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Supervisor Beard requested correcting the language in the proposed resolution on page 2, third paragraph, from “*direct the County Sheriff*” to “*encourage the County Sheriff*”. Supervisor Beard further read the proposed resolution, the Second Amendment, Fifth Amendment, and the Fourteenth Amendment.

Public comment was received by the following individuals in favor of the proposed resolution: Andy White; Ted Owens; Don Yegge; Annie Fassbender; and the Sierra County Sheriff.

The Board moved to adopt the resolution declaring Sierra County to be a Second Amendment Sanctuary County as amended to include the recommended changes by Supervisor Beard and Ted Owens.

Supervisor Adams expressed his support of the Second Amendment, however he believes this is much more complicated and is not in support to of the proposed resolution.

Discussion ensued with the Board.

Deputy County Counsel commented on the potential legal issues with the resolution and directing employees not to uphold duties they are sworn to uphold as the Board cannot instruct employees not to follow the law.

Supervisor Dryden commented that she is also a huge supporter of the Second Amendment rights, however she would recommend working with County Counsel to make sure the resolution is legal.

Discussion ensued with the Board.

Chair Roen expressed his support of the resolution if revised.

Motion withdrawn.

By consensus, the Board directed County Counsel to revise the proposed resolution for consideration at the June 4, 2019 Board meeting.

12.B. 10:30AM UC COOPERATIVE EXTENSION

Presentation by Tracy Schohr, UC Cooperative Extension Livestock and Natural Resource Advisor on the 2019 Annual Report for Plumas and Sierra Counties.

Tracy Schohr, UC Cooperative Extension Livestock and Natural Resource Advisor, reported on the programs she’s been working on over the past year.

Ryan Thompkins, Forestry Advisor, introduced himself to the Board and reported on his plans to perform a needs assessment in the coming months.

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Kari O'Rielly, 4-H Community Education Specialist, provided an update on the 4-H programs in Plumas and Sierra County.

12.C. 11:00 AM NEW FOREST MANAGEMENT INITIATIVE

Presentation by Jeff Brown, Director, UC Berkley - Sagehen Field Station regarding proposal for a new large forest management initiative.

Jeff Brown, Director, UC Berkley - Sagehen Field Station, reviewed a PowerPoint presentation regarding the proposed large forest management initiative which includes a portion of Sierra County.

Discussion ensued with the Board regarding the county moving forward with a Master Stewardship Agreement; the need to put more pressure on the Forest Service to come back and become a resident of Sierra County; and what can be done to give local land use decisions a more prominent place with respect to fire prevention and mitigating fire severity.

12.D. 11:30 AM RESOLUTION OF APPRECIATION

Resolution of appreciation for Bryan Davey for his years of service as Chief 79 of the Sierra City Volunteer Fire Department.

Supervisor Huebner presented the resolution of appreciation to Bryan Davey.

8.C. Lease agreement with Alliance for Workforce Development for the modular office at the Sierraville School Complex.

The Board moved to approve the lease agreement with Alliance for Workforce Development for the modular office at the Sierraville School Complex.

APPROVED, Agreement 2019-042. Adams/Huebner/Unanimous Roll Call Vote: 5/0

8.D. Resolution approving Special Use Permit with the U.S.D.A. Forest Service for use and maintenance of facilities at Little Truckee Summit and Old Gold Lake Highway for snow grooming program.

The Director of Public Works provided background on the Special Use Permit which is required for the county to continue operating and expending State Parks OHV funds for the snow grooming program.

The Board moved to adopt the resolution approving Special Use Permit with the U.S.D.A. Forest Service for use and maintenance of facilities at Little Truckee Summit and Old Gold Lake Highway for snow grooming program.

ADOPTED, Resolution 2019-082. Motion: Adams/Huebner/Unanimous Roll Call Vote: 5/0

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- 8.E. Continued discussion and direction on two issues pertaining to fire protection services involving Sierra County Fire Protection District #1: a. Mitigation fee ordinance amendment to incorporate the area of Sierra County recently annexed into the existing fire protection district; and b. Services agreement for fire and EMS services for Verdi and Long Valley with Truckee Meadows Fire Protection District of Washoe County, Nevada.

The Director of Planning reported that he will be attending a meeting today in Sierraville with representatives of the Sierra County Fire Protection District No. 1 regarding the Truckee Meadows Fire Protection District agreement, the fire mitigation fee, and an update on the Long Valley and Verdi CSA zone issue. The Director continued to provide an update on starting the proceedings for creating the CSA zone in Long Valley and Verdi and the mitigation fire fee which is memorialized in an ordinance and whether the county needs to amend the ordinance to include the new annexed area of the district.

In response to the Auditor's inquiry, the Director commented that he expects to have the CSA zone and assessment fee completed by October 2019.

Discussion ensued with the Board.

- 8.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 requested continuing this item to the next meeting.

Supervisor Dryden commented that she would like to see this made a priority.

In response to the Auditor, the Director clarified that the fee for the payment on the loan should take effect July 1, 2019.

9. CLERK-RECORDER - Heather Foster

- 9.A. Introduction and first reading of an ordinance amending Appendix I to Chapter 2.06 of the Sierra County Code pertaining to the Conflict of Interest Code for Sierra County.

The Board moved to waive the first reading of the ordinance amending Appendix I to Chapter 2.06 of the Sierra County Code pertaining to the Conflict of Interest Code for Sierra County.

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

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10. BOARD OF SUPERVISORS

- 10.A. Resolution authorizing the Auditor to make changes to the 2018/19 Final Budget for ambulances. (FINANCE COMMITTEE)

Supervisor Adams provided background on the Finance Committee's recommendation to continue to add these funds as a contingency in the event the county is requested to help fund a new ambulance in the future.

The Board moved to adopt the resolution authorizing the Auditor to make changes to the 2018/19 Final Budget for ambulances.

ADOPTED, Resolution 2019-082. Motion: Huebner/Adams/Unanimous Roll Call Vote: 5/0

- 10.B. Discussion/direction regarding letter from the National Association of Counties (NACo) regarding the Association's annual election of officers and policy adoption. (CLERK OF THE BOARD)

Supervisor Adams explained that he is planning on attending the NACo conference and this gives him the authority to vote Sierra County's one vote on the election of officers and policy

The Board moved to appoint Supervisor Adams as the voting delegate for Sierra County.

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

- 10.C. Appointment to the Cemetery District No. 5. (CLERK OF THE BOARD)

The Board moved to appoint William Copren to the Cemetery District No. 5.

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

11. CLOSED SESSION

- 11.A. Closed Session pursuant to Government Code Section 54957 - Director of Health and Social Services performance evaluation.

The Board met in closed session from 12:14 p.m. to 12:55 p.m. Deputy County Counsel reported that direction was given to staff.

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ADJOURN

At 12:55 p.m., with no further business, Chair Roen adjourned the meeting.

PAUL ROEN, CHAIR
BOARD OF SUPERVISORS

ATTEST:

HEATHER FOSTER
CLERK OF THE BOARD