

**Sierra County
Board of Supervisors'
Agenda Transmittal &
Record of Proceedings**

MEETING DATE: January 21, 2020	TYPE OF AGENDA ITEM: <input type="checkbox"/> Regular <input type="checkbox"/> Timed <input checked="" type="checkbox"/> Consent
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DEPARTMENT: Clerk-Recorder/Elections
APPROVING PARTY: Heather Foster, Clerk-Recorder
PHONE NUMBER: 530-289-3295

AGENDA ITEM: Minutes from the regular meeting held on December 17, 2019.

SUPPORTIVE DOCUMENTS ATTACHED: Memo Resolution Agreement Other

BACKGROUND INFORMATION:

FUNDING SOURCE:
GENERAL FUND IMPACT: No General Fund Impact
OTHER FUND:
AMOUNT: \$ N/A

ARE ADDITIONAL PERSONNEL REQUIRED?

 Yes, -- --
 No

IS THIS ITEM ALLOCATED IN THE BUDGET? Yes No

IS A BUDGET TRANSFER REQUIRED? Yes No

SPACE BELOW FOR CLERK'S USE

BOARD ACTION: <input type="checkbox"/> Approved <input type="checkbox"/> Approved as amended <input type="checkbox"/> Adopted <input type="checkbox"/> Adopted as amended <input type="checkbox"/> Denied <input type="checkbox"/> Other <input type="checkbox"/> No Action Taken	<input type="checkbox"/> Set public hearing For: _____ <input type="checkbox"/> Direction to: _____ <input type="checkbox"/> Referred to: _____ <input type="checkbox"/> Continued to: _____ <input type="checkbox"/> Authorization given to: _____	Resolution 2020- _____ Agreement 2020- _____ Ordinance _____ Vote: Ayes: Noes: Abstain: Absent: <input type="checkbox"/> By Consensus
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COMMENTS:

CLERK TO THE BOARD

DATE



**STATE OF CALIFORNIA, COUNTY OF SIERRA
BOARD OF SUPERVISORS
MINUTES
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 December 17, 2019 at 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 Dryden

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

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APPROVAL OF THE CONSENT AGENDA

The Board moved to approve the Consent Agenda.

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

11. CONSENT AGENDA

11.A. Agreement for Indemnification and Reimbursement for Extraordinary Costs for R.R. Lewis Small Water Company, applicant and Walter Brett, et al, landowner: RR Lewis Wixson Spring Chlorination Project. The project site, identified as APN 008-230-014 is located near Sierra City. (PLANNING)

APPROVED, Agreement 2019-142

11.B. Professional services agreement between Nevada County Department of Health and Human Services and Sierra County for Crisis Stabilization Unit (CSU) Services. (BEHAVIORAL HEALTH)

APPROVED, Agreement 2019-143

11.C. Professional services agreement between Nevada County Department of Health and Human Services and Sierra County for respite services. (BEHAVIORAL HEALTH)

APPROVED, Agreement 2019-144

11.D. Resolution approving Program Supplement Agreement No. F039 to Administering Agency-State Agreement No. 03-5913 F15, related to Emergency Relief Funding for Westside Road Site from the 2017 storm damage. (PUBLIC WORKS)

ADOPTED, Resolution 2019-157

APPROVED, Agreement 2019-145

11.E. Resolution approving Program Supplement Agreement No. F040 to Administering Agency-State Agreement No. 03-5913 F15, related to Emergency Relief Funding for Henness Pass Road Site from the 2017 storm damage. (PUBLIC WORKS)

ADOPTED, Resolution 2019-158

APPROVED, Agreement 2019-146

11.F. Resolution authorizing Director of Transportation to fill temporary extra help road maintenance worker position for duration of leave of absence of existing road maintenance worker. (PUBLIC WORKS)

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ADOPTED, Resolution 2019-159

11.G. List of appointive terms expiring during the 2020 Calendar Year. (CLERK-RECORDER)

11.H. Minutes from the regular meeting held on November 19, 2019. (CLERK-RECORDER)

APPROVAL OF REGULAR AGENDA

At the request of Supervisor Adams, Correspondence Item 12.B. was moved to the Regular Agenda as Item 9.C.

12.B. Email from the Assistant Chief of Staff for San Jose Mayor Sam Liccardo requesting the County join the coalition of local government leaders who are advocating for a customer-owned PG&E.

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 9:09 a.m. Chair Roen opened and closed the public comment opportunity with no persons addressing the Board.

3. COMMITTEE REPORTS & ANNOUNCEMENTS

Supervisor Adams reported that the ad hoc committees for the Proposition 68 funding and the PSPS events will meet January 9, 2020. Supervisor Adams also reported on a discussion he had with the Cal Fire Chief regarding the conversion permit requirements and working to schedule a future meeting with the Cal Fire Chief, the Planning Director and Board Chair in Sacramento.

Chair Roen reported on the Sierra Nevada Conservancy meeting last Thursday.

4. DEPARTMENT MANAGERS' REPORTS & ANNOUNCEMENTS

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The Director of Behavioral Health reported on the MHSA plan external quality review at end of January and the State Mental Health Outcome and Accountability Director will be visiting Sierra County for the first time in January.

The Director of Health and Social Services reported on the retirement of one of their ICW employees and her decision to leave the position vacant for the time being; meetings with the Alliance for Workforce Development, School Superintendent James Berardi and Adult Educator Wendy Jackson regarding how they can bring more skills training into the communities so people can obtain better paying jobs and looking at Social Services realignment funding to help some of the employers take in trainees/internships; and the community outreach van's first voyage yesterday.

The Director of Planning reported on road work and parking issues in Verdi; posting public notices at the Verdi Post Office; an article from the Reno Gazette regarding the completion of the Stone Gate Development and the County needing to be prepared for what's coming with respect to impacts the County; a rush in building permits as a result of upcoming changes in the building codes effective January 1, 2020; Dennis Marsh has officially retired from the Road Department; and the equipment acquisition for the Road Department.

5. FOREST SERVICE UPDATE

Sierraville District Ranger Quentin Youngblood provided an update on various projects going on in the district.

9. BOARD OF SUPERVISORS

- 9.A. Discussion/direction regarding the donation of land consisting of approximately 982 acres along the Little Truckee River from the Truckee Donner Land Trust to the US Forest Service. (CHAIR ROEN)

Supervisor Adams provided background on PG&E's first bankruptcy and agreeing to give 144,000 acres of forested land around the state to government agencies, nonprofits, and Indian tribes which had to be tax neutral in order to make counties whole. Supervisor Adams further questioned if there an opportunity to do something similar with this transaction as this is a loss of \$14,000 to the County.

Chair Roen commented that he is looking for direction from the Board to go to Sacramento and have a conversation about creating a program going forward to address this.

Discussion ensued with the Board.

Following discussion and by consensus, the Board directed County Counsel to review whether there is legal authority to make these types of transfers tax neutral.

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- 9.B. Resolution denying the appeal of Solid Waste Assessment Fees for 2018-2019 filed by Joseph G. Arata for APN 009-142-001-0. (CLERK OF THE BOARD)

The Board moved to adopt the resolution denying the appeal of Solid Waste Assessment Fees for 2018-2019 filed by Joseph G. Arata for APN 009-142-001-0.

ADOPTED, Resolution 2019-160. Motion: Dryden/Beard/Unanimous Roll Call Vote: 5/0

- 9.C. Email from the Assistant Chief of Staff for San Jose Mayor Sam Liccardo requesting the County join the coalition of local government leaders who are advocating for a customer-owned PG&E. **(Correspondence Item 12.B.)**

Supervisor Adams reviewed the email and commented that RCRC's general consensus is that PG&E will not be the same when they come out of bankruptcy and is suggesting staying silent for now and wait to see what happens.

No action taken.

- 8.C. Discussion and direction with regard to upcoming Office Highway Motor Vehicle Registration (Green Sticker) Grant Program, applications period which opens in January 2020 and is due March 2, 2020.

The Director of Public Works provided background on the Green Sticker Program which has allowed for construction of the trailhead at Bassetts, the trailhead at Little Truckee Summit; the purchase of snowmobiles for the Sheriff's Office, etc. The Director further recommended the Chair appoint an ad hoc committee to determine if there are potential projects that this funding could be used for and suggested further development of trailheads at the Lakes Basin and snow stations located throughout the region.

Chair Roen appointed an ad hoc committee consisting of himself as Chair and Supervisor Adams to review projects for the use of the Off Highway Motor Vehicle Registration (Green Sticker) Grant Program funding.

6. **HEALTH & SOCIAL SERVICES - VICKIE CLARK**

- 6.A. Resolution approving and appointing retired annuitant, Elizabeth Morgan, to temporarily fill the extra help position of an Environmental Health Specialist III.

The Director of Health and Social Services provided background on the request to appoint a retired annuitant.

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Chair Roen commented that the Clerk has forwarded to the full Board an email from CalPERS stating the appointment is in compliance with the post-retirement employment law.

Deputy County Counsel commented that the employee has been gone for six months and this is a different position than the employee previously held so her concerns have been answered. Deputy County Counsel further recommended the employee sign a statement acknowledging that the County is not guaranteeing what CalPERS will do.

The Board moved to adopt the resolution approving and appointing retired annuitant, Elizabeth Morgan, to temporarily fill the extra help position of an Environmental Health Specialist III and directed having the employee sign a statement.

ADOPTED, Resolution 2019-161. Motion: Adams/Huebner/Unanimous Roll call Vote: 5/0

Supervisor Adams announced that both the PILT and SRS funding are in the Federal funding package for two years.

7. **PLANNING / BUILDING - TIM BEALS**

- 7.B. Discussion and direction on findings from the Conservation Easement presentation made by the UC System in Calpine on November 6, 2019 including the draft document entitled "Sustainable Agricultural Lands Conservation Program Minimum Requirements".

The Director of Planning addressed concerns regarding sustainability of agriculture in the Sierra Valley and the County's General Plan having been built around making agriculture a high priority. The Director continued to express concerns regarding the Department of Conservation having taking a hands-off approach to the Williamson Act and Farmland Security Zone since the subvention program has taken a dip which he believes is a mistake as the law still requires them to monitor and enforce breaches in contracts.

Chair Roen commented that the Sierra Nevada Conservancy is fully aware of these issues and agrees that there are possibly some incompatibilities going forward and has directed staff to review all projects going forward to make sure they are fully compatible with land conservation contracts. Chair Roen added that County Counsel has indicated that any inconsistencies found can be addressed by having the landowner amend the easements to become compatible with the Williamson Act contracts.

The Director further commented on the need to review the current Farmland Security Zone and Williamson Act contracts and determine which ones have current conservation easements. Once this is determined the Board will need to make a decision

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regarding contract administration which will affect a number of property owners in the County and a few land trusts.

Discussion ensued with the Board.

Following discussion, the Board moved to send a letter to the Department of Conservation requesting an extension of the deadline on the draft Sustainable Agricultural Lands Conservation Program Minimum Requirements comment period and requesting representatives from the Department of Conservation attend a future meeting with the Board of Supervisors.

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

- 8.A. Discussion and direction on watermaster service fees and overview of options to the positions taken by Department of Water Resources on the proportionate cost sharing of administration costs of the service.

The Director of Planning commented on the need for a structural change in how the watermaster service program is administered which can take place either by litigating the lack of public benefit and proportionate contributions from DWR into the program, pursue legislation that would give guidance similar to the Groundwater Management District, or the County can do nothing as this not a county program.

The Director continued to provide background on the watermaster fees which are now a 100% burden of the property owners as a result of a senate bill that passed some time ago to improve state finances.

Comments were received by Dave Roberti expressing concerns regarding the increasing costs of the watermaster service fees and requested the County help create a new system for watermaster services.

Discussion ensued with the Board.

Following discussion, Chair Roen commented that he is waiting for requested information from Senator Dahle's office on how to move forward with legislation to change the current watermaster services program.

- 7.A. Resolution authorizing and approving application for SB2 funds for County General Plan work on the County Housing Element and related general plan and zoning tasks.

The Director of Planning provided background on the grant opportunity to obtain a max of \$160,000 through HCD in order to update the County Housing Element and the completion of the general plan which would also include the County Safety Element.

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The Board moved to adopt the resolution authorizing and approving application for SB2 funds for County General Plan work on the County Housing Element and related general plan and zoning tasks.

ADOPTED, Resolution 2019-162. Motion: Adams/Beard/Unanimous Roll Call Vote: 5/0

8. PUBLIC WORKS/TRANSPORTATION - TIM BEALS

- 8.B. Discussion and direction on making a formal request of the State legislative representatives to Sierra County to author legislation clarifying the Nejedly-Z'Berg Forest Practices Act relating to conversion permits and individual tree removal on private property.

Following brief discussion and by consensus the Board directed coordinating a meeting with the Cal Fire Unit Chief, RCRC staff, the Director of the Sierra Nevada Conservancy and our legislative representatives.

10. CLOSED SESSION

- 10.A. Closed session pursuant to Government Code Section 54956.9 (d)(4) - conference with legal counsel - initiation of litigation - 1 case.

CLOSED SESSION STATEMENT

The Board met in closed session from 11:19 a.m. to 11:33 a.m. Deputy County Counsel reported that a motion was passed to expend an amount not exceed \$2,000 to research ownership of subject property.

12. CORRESPONDENCE LOG

- 12.A. City of Loyalton response to the Sierra County Grand Jury 2018-2019 Final Report.

No action taken.

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ADJOURN

At 11:33 a.m., with no further business, Chair Roen adjourned the meeting.

PAUL ROEN, CHAIR
BOARD OF SUPERVISORS

ATTEST:

HEATHER FOSTER
CLERK OF THE BOARD