



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

**Lee Adams, Vice-Chair, District 1**

P.O. Box 1 - Downieville, CA 95936 - 530-289-3506 - [supervisor1@sierracounty.ca.gov](mailto:supervisor1@sierracounty.ca.gov)

**Peter W. Huebner, District 2**

P.O. Box 349 - Sierra City, CA 96125 - 530-565-6055 - [phuebner@sierracounty.ca.gov](mailto:phuebner@sierracounty.ca.gov)

**Paul Roen, District 3**

P.O. Box 43 - Calpine, CA 96124 - 209-479-2770 - [supervisor3@sierracounty.ca.gov](mailto:supervisor3@sierracounty.ca.gov)

**Jim Beard, Chair, District 4**

P.O. Box 1140 - Loyalton, CA 96118 - 530-565-6092 - [jbeard@sierracounty.ca.gov](mailto:jbeard@sierracounty.ca.gov)

**Sharon Dryden, District 5**

P.O. Box 246 - Loyalton, CA 96118 - 530-913-9218 - [sdryden@sierracounty.ca.gov](mailto:sdryden@sierracounty.ca.gov)

The Sierra County Board of Supervisors met in regular session commencing at 9:00 a.m. on March 17, 2020 via teleconference. This meeting was recorded for posting on the Board of Supervisors' website at [www.sierracounty.ca.gov](http://www.sierracounty.ca.gov).

**PLEDGE OF ALLEGIANCE:** Led by Supervisor Dryden

**ROLL CALL**

**Present:** Lee Adams, Supervisor, Vice-Chair, District #1  
Paul Roen, Supervisor, District #3  
Jim Beard, Supervisor, Chair, District #4  
Sharon Dryden, Supervisor, District #5

**Absent:** Peter W. Huebner, Supervisor, District #2

**Staff:** Heather Foster, County Clerk-Recorder  
David Prentice, 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  
Jeff Bosworth, Chief Probation Officer  
Mike Fisher, Sheriff/Coroner

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## APPROVAL OF THE CONSENT AGENDA

At the request of the Clerk, Item 11.I. was pulled from the consent Agenda.

11.I. Minutes from the regular meeting held on February 18, 2020. (CLERK-RECORDER)

The Board moved to approve the Consent Agenda as amended.

**APPROVED as amended.** Motion: Adams/Roen/Unanimous Roll Call Vote: 4/0/1 (Supervisor Huebner ABSENT) (Supervisor Adams ABSTAINED from Consent Item 11.J.)

## 11. CONSENT AGENDA

11.A. Approval of County Certification of Network Adequacy Data and Documentation Submission. (BEHAVIORAL HEALTH)

11.B. Resolution approving the Agency Agreement between Sierra County Behavioral Health and the Tulare County Superintendent of Schools to support the development and/or expansion of Friday Night Live Youth Councils and authorizing Lea Salas, Administrative Director of Behavioral Health to sign the agreement to secure funds. (BEHAVIORAL HEALTH)

**ADOPTED**, Resolution 2020-025

**APPROVED**, Agreement 2020-015

11.C. Amendment to Sierra County Agreement 2020-008 with Flaherty Engineering, Inc. to correct base contract fee. (PUBLIC WORKS)

**APPROVED**, Agreement 2020-016

11.D. Resolution approving agreement for Federal Apportionment Exchange Program and State Match Program California Department of Transportation-NonMPO County (X20-5913(075)). (PUBLIC WORKS)

**ADOPTED**, Resolution 2020-026

**APPROVED**, Agreement 2020-017

11.E. Resolution adopting amended Clerk-Recorder Fees and Charges - Schedule D to Resolution 2018-024, Sierra County Fee Schedules. (CLERK-RECORDER)

**ADOPTED**, Resolution 2020-027

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- 11.F. Amendment to Agreement 2019-083, Hart Intercivic Project Change Form, to increase annual license and support services to 5 years and approval of purchase of additional Hart Verity Voting System components, Quote No. 6135. (ELECTIONS)

**APPROVED**, Agreement 2020-018

- 11.G. Resolution authorizing the Auditor to make certain changes to the 2019/2020 Final Budget for Elections - Voting System Replacement funding. (ELECTIONS)

**ADOPTED**, Resolution 2020-028

- 11.H. Minutes from the regular meeting held on February 4, 2020. (CLERK-RECORDER)
- 11.J. Minutes from the regular meeting held on March 3, 2020. (CLERK-RECORDER)

### **APPROVAL OF THE REGULAR AGENDA**

At the request of the Clerk on behalf of the Director of Public Works, Regular Agenda Item 7.C. was pulled from the agenda.

- 7.C. Resolution requesting appropriation in the amount of \$5,000 to cover the costs of removing the existing knife transfer switch and replacing with an automatic transfer switch for the County Courthouse Generator.

At the request of the Clerk, the Board moved to add the following item to the agenda as the matter came up after the close of the agenda and requires action before the next regular meeting.

- 10.B. Discussion/action regarding declaring a local emergency in response to COVID-19 and adoption of resolution establishing interim personnel policies.

**APPROVED.** Motion: Adams/Roen/Unanimous Roll Call Vote: 4/0/1 (Supervisor Huebner ABSTAINED)

The Board moved to approve the Regular Agenda as amended.

**APPROVED as amended.** Motion: Adams/Roen/Unanimous Roll Call Vote: 4/0/1 (Supervisor Huebner ABSTAINED)

### **REGULAR AGENDA**

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## **2. PUBLIC COMMENT OPPORTUNITY**

At 9:06 a.m. Chair Beard opened and closed the public comment opportunity with no persons addressing the Board.

## **3. COMMITTEE REPORTS & ANNOUNCEMENTS**

Supervisor Adams reported on documentation he distributed to the Board regarding the Forest Service trying to increase pace and scale to get timber moving and a document on broadband nationwide. Supervisor Adams also reported on discussions held while he was in D.C. regarding the ongoing funding for PILT and SRS. He also had a meeting with Senator Feinstein's staff with respect to the Downieville Ranger Station and their request to document this issue in a letter to them.

Supervisor Dryden reported on the continued discussions and formation of the firewise community committee in Sierra Brooks.

Chair Beard reported on the NACo conference call to be held today concerning the Coronavirus situation.

Supervisor Roen reported on the Sierra Nevada Conservancy awarding \$30 million in grant funding.

## **4. DEPARTMENT MANAGERS' REPORTS & ANNOUNCEMENTS**

The Sheriff reported on his department's efforts to limit non-essential patrol responses and person to person contact in the community in an effort to keep his deputies healthy for as long as possible.

The Director of Behavioral Health reported on the status of her department and posting notices on the office door informing the public that if they are sick they must call the front desk and if they are not symptomatic they can enter the building. They are also monitoring staff each day, ordering laptops for clinical staff to work from home as they are above the age of 65, and having cancelled most of their transports. The Director added they will still have Health Assistances available in the office along with the Community Outreach Coordinator and Drug and Alcohol Manager.

The Sheriff also reported on two cadets who were attending the College of the Siskiyou Police Academy which was suspended, so both cadets are back and assigned to dispatch for training.

The Director of Health and Social Services reported on TeleQuality submitting the \$255,209 in reimbursements owed to the County from 2017-2019 and the hiring of the Interdepartmental Fiscal Officer position.

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## 5. FOREST SERVICE UPDATE

Sierraville District Ranger Quentin Youngblood reported that their office doors are currently locked and there is a visitor questionnaire that must be answered before they will allow the public to enter the building as a result of the Coronavirus.

## 6. HEALTH & SOCIAL SERVICES - VICKIE CLARK

- 6.A Resolution adopting amended Health & Social Services/Behavioral Health Fees and Charges - Schedule F to Resolution 2018-024, Sierra County Fee Schedules.

The Director of Health and Social Services provided an overview of the changes to the Health & Social Services/Behavioral Health fees and charges.

Following brief discussion, the Board moved to adopt the resolution adopting amended Health & Social Services/Behavioral Health Fees and Charges - Schedule F to Resolution 2018-024, Sierra County Fee Schedules.

**ADOPTED**, Resolution 2020-029. Motion: Adams/Dryden/Unanimous Roll Call Vote: 4/0/1 (Supervisor Huebner ABSENT)

- 6.B. Introduction and first reading of proposed ordinance adding Subsection C to Section 36.05.050 and amending Section 36.05.060, Subsection B and Section 36.05.070 of the Sierra County Code pertaining to Storage of Hazardous Substances In Underground Tanks.

The Director of Health and Social Services briefly reviewed the proposed changes to the code which has been reviewed and approved by CUPA.

The Board moved to waive the first reading of an ordinance adding Subsection C to Section 36.05.050 and amending Section 36.05.060, Subsection B and Section 36.05.070 of the Sierra County Code pertaining to Storage of Hazardous Substances In Underground Tanks.

**APPROVED**. Motion: Dryden/Roen/Unanimous Roll Call Vote: 4/0/1 (Supervisor Huebner ABSENT)

## 7. PUBLIC WORKS/TRANSPORTATION - TIM BEALS

- 7.A. Discussion and direction on Library Services Agreement with Plumas County.

The Director of Public Works provided background on the proposed changes to the agreement which will have an effective date of July 1, 2020.

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The Director also reviewed the directives needed from the Board once the agreement is in place including the review of the leases and ADA compliance of the four library sites in the County, directing Personnel to create the library technician job descriptions, and identifying the department that will exercise supervision over the library staff and volunteers.

The Director further reviewed the cost overruns submitted by Plumas County in the amount of \$5,062.13 from 2014/2015 through 2018/2019.

The Auditor clarified that the payment for the arrears to Plumas County will not be a budget issue as he had already anticipated this.

Supervisor Dryden expressed concerns regarding the supervision of the library employees as none of the department managers have this experience and suggested utilizing the school's librarian to provide this service through an MOU between the School District and the County.

The Auditor concurred with Supervisor Dryden's comments.

The Director commented that the decision regarding who is going to supervise the employees shouldn't hold up the agreement.

Following brief discussion and by consensus, the Board directed the Auditor to pay the cost overruns in the amount of \$5062.13 to Plumas County.

The Director further clarified that the final agreement and remaining directives will be on a future agenda.

7.B. Resolution adopting findings and authorizing appointment of retired annuitant to a temporary position.

The Director of Public Works provided background on the need for the appointment of a retired annuitant due to a number of vacancies in his departments and the need for short term assistance for accounting and administrative work.

Following brief discussion, the Board moved to adopt the resolution adopting findings and authorizing appointment of retired annuitant to a temporary position.

**ADOPTED**, Resolution 2020-030. Motion: Roen/Adams/Unanimous Roll Call Vote: 4/0/1 (Supervisor Huebner ABSENT)

7.D. Resolution of Appreciation honoring Mr. Dennis Marsh, County Road Superintendent, and recognizing his retirement from County Service effective December 5, 2019.

At the request of the Director of Transportation, this item was continued to the next meeting.

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**8. BOARD OF SUPERVISORS**

8.B. Appointment to the Cemetery District No. 2. (CLERK OF THE BOARD)

The Board moved to appoint Wayne Babros to the Cemetery District No. 2.

**APPROVED.** Motion: Adams/Roen/Unanimous Roll Call Vote: 4/0/1 (Supervisor Huebner ABSENT)

**10. TIMED ITEMS**

**10.A. 10:00 A.M. PUBLIC HEALTH CORONAVIRUS PRESENTATION**

Presentation by Sierra County Public Health on the Coronavirus.

Presentations were given by Shanna Anseth, Public Health Nurse and LeTina Vanetti, Emergency Preparedness Coordinator.

Board questioning ensued pertaining to available funding and testing for the Coronavirus.

The Director of Public Health commented on the department's efforts to make sure the public is receiving accurate information about the Coronavirus.

Supervisor Dryden commented on attending a disaster preparedness meeting at the Senior Center and efforts to provide services to seniors.

Comments were received by Supervisor Adams and the Director of Health and Social Services in regards to what departments can do to protect county employees and to safe guard the continuity of government services over the next few months.

Supervisor Adams commented on the discussion held at the Department Head meeting and options to limit office hours and to do business by mail, email, etc. in order to reduce exposure to the public and county employees. Supervisor Adams further recommended the Board adopt a proclamation of local emergency today so the public knows the County is serious.

10.B. Discussion/action regarding declaring a local emergency in response to COVID-19 and adoption of resolution establishing interim personnel policies.

Chair Beard commented on 28 counties having issued proclamations since last Friday and if the County is not covered under the Governor's proclamation, the County should declare a local emergency.

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County Counsel commented that there is no downside to issuing a proclamation of local emergency at this time in order to obtain future funding and it is also necessary to exercise specific policy authority in the County.

Supervisor Adams clarified that there are now 40 counties that have adopted declarations including Nevada County and the City of San Francisco.

County Counsel reviewed the proposed resolution establishing interim personnel policies which provides for some relief for employees who have been quarantined or don't have daycare and can't work from home. The intent is to create a system where the County can advance sick leave which can be paid back over a period of time once this is over and also gives department managers permission to allow employees to work remotely if possible.

The Director of OES commented on the importance of proper wording in an emergency proclamation for purposes of funding through Cal OES and FEMA.

Discussion ensued in regards to the adoption of a proclamation of local emergency; directing departments to post consistent notices to the public with respect to limited office hours, etc.; continuing the Board of Supervisors meeting in order to adopt a proclamation of local emergency; and the proposed resolution establishing interim personnel policies.

Following discussion, the Board moved to adopt a resolution declaring a local emergency; adopt a resolution establishing interim personnel policies; and to adjourn the regular Board of Supervisors meeting to Friday, March 20, 2020 at 1:00 p.m. to continue discussions and take appropriate action as deemed necessary in response to the COVID-19 pandemic.

**ADOPTED**, Resolution 2020-032. Motion: Roen/Adams/Unanimous Roll Call Vote: 4/0/1 (Supervisor Huebner ABSENT)

8.A. Discussion/adoption of resolution establishing a policy for the award of county property to retiring employees. (CLERK OF THE BOARD)

County Counsel provided background on the proposed policy.

Supervisor Adams questioned whether there is a meet and confer issue with the Union and if this creates any impact on the Sheriff's office would be with respect to weapons. Supervisor Adams also expressed concerns with the appearance of giving property away and recommended the County sell the fire arm and transfer it through a federally licensed arms dealer so the County's name is no longer associated with the weapon.

Discussion ensued with the Board.

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In response to Supervisor Adams' concerns, the Sheriff clarified that this policy would not affect his department as most deputies are using their own fire arms.

Following considerable discussion and by consensus, the Board continued this item to the next meeting and directed amending the proposed resolution to allow peace officers to purchase their fire arm if retiring with a minimum of 20 years as a peace officer, 10 of those years with Sierra County, in an amount set by the Sheriff with concurrence from the Auditor. The transfer must also be through a federally licensed fire arms dealer and only pertains to peace officers retiring after the adoption of the proposed resolution.

The Sheriff recommended the resolution also be specific to a duty side arm only.

## **9. CLOSED SESSION**

- 9.A. Closed session pursuant to Government Code Section 54957 - performance review regarding County Counsel.
- 9.B. Closed session pursuant to Government Code Section 54957 - performance review regarding Director of Planning and Transportation.
- 9.C. Closed session pursuant to Government Code Section 54956.9(a) - conference with legal counsel regarding the following litigation: ARP - Loyalton Cogen LLC Chapter 11 Bankruptcy - United States Bankruptcy Court Central District Case No. 8:20-bk-10535-ES.
- 9.D. Closed session pursuant to Government Code section 54956.9(a) - conference with legal counsel regarding the following litigation: Sierra County v. Loyalton Mobile Home Park, Sierra County Superior Court Case No. 7677.

## **CLOSED SESSION STATEMENT**

The Board met in closed session from 11:43 a.m. to 2:11 p.m. County Counsel reported with respect to Item 9.A., the Board conducted the performance evaluation for County Counsel; Item 9.B., the Board conducted the performance review of the Director of Planning and Transportation; and Item 9.C. and 9.D., information was given and direction was given to staff.

Chair Beard appointed Supervisors Roen and Dryden to an ad hoc committee to deal with the ARP Bankruptcy.

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**ADJOURN**

At 2:12 p.m., with no further business, Chair Beard adjourned the meeting.

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JIM BEARD, CHAIR  
BOARD OF SUPERVISORS

ATTEST:

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HEATHER FOSTER  
CLERK OF THE BOARD