



**STATE OF CALIFORNIA, COUNTY OF SIERRA  
BOARD OF SUPERVISORS  
AGENDA  
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 September 3, 2019 in the Board of Supervisors' Chambers, Courthouse, Downieville, CA. 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 Adams

**ROLL CALL**

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

**Absent:** Paul Roen, Supervisor, Chair, District #3

**Staff:** Heather Foster, County Clerk-Recorder  
Amanda Uhrhammer, Deputy County Counsel  
Van Maddox, Auditor/Treasurer Tax-Collector  
Tim Beals, Director of Planning/Public Works/Transportation/OES  
Lea Salas, Director of Behavioral Health  
Vickie Clark, Director of Health and Social Services  
Jeremy Miller, Chief Technology Officer

September 3, 2019

## **APPROVAL OF THE CONSENT AGENDA**

At the request of the Clerk, Consent Item 12.K. was pulled from the agenda.

12.K. Minutes from the regular meeting held on August 6, 2019. (CLERK-RECORDER)

The Board moved to approve the Consent Agenda as amended.

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

### **12. CONSENT AGENDA**

12.A. Agreement for Indemnification and Reimbursement for Extraordinary Costs for Dale and Louise Cox, applicant and Cox Family Trust, landowner: Consideration of a zoning variance to allow the use of a shed that is situated partially within the required 25 foot rear setback. The project site, identified as APN 008-220-043, is located at 409 Tamarack Bend, Sierra City. (PLANNING)

**APPROVED,** Agreement 2019-101

12.B. Authorize road department expenditure in an amount not to exceed \$15,000 for tire chains for heavy equipment (2 motorgraders and 2 wheel loaders). (PUBLIC WORKS)

12.C. Professional Services Agreement between Kathryn J. Dyrr and Sierra County Public Health to provide nutrition services in the Women, Infant and Children (WIC) Program. (PUBLIC HEALTH)

**APPROVED,** Agreement 2019-102

12.D. Authorize road department expenditure in an amount not to exceed \$10,600 for Featherlite Big Tex Dump Trailer. (PUBLIC WORKS)

12.E. Resolution approving the Sierra County Allocation Funding Application (AFA), Scope of Work (SOW), and the budget for the ongoing Maternal, Child and Adolescent Health, (MCAH) program for Fiscal Year 2019/20 and authorizing Vickie Clark, Public Health and Social Services Director, to sign documents regarding the AFA. (PUBLIC HEALTH)

**ADOPTED,** Resolution 2019-122

12.F. Resolution approving the California Office of Emergency Services (CalOES) 2019/2020 Victim/Witness Grant. (DISTRICT ATTORNEY)

**ADOPTED,** Resolution 2019-123

September 3, 2019

12.G. Renewal of SmartNet contract for maintenance and support on Cisco networking and phone equipment. (INFORMATION SYSTEMS)

12.H. Resolution approving the proposed revisions to the Golden State Finance Authority Joint Powers Agreement. (CLERK OF THE BOARD)

**ADOPTED**, Resolution 2019-124

12.I. Minutes from the regular meeting held on July 9, 2019. (CLERK-RECORDER)

## **APPROVAL OF THE REGULAR AGENDA**

The Board moved to approve the Regular Agenda.

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

## **REGULAR AGENDA**

### **2. PUBLIC COMMENT OPPORTUNITY**

At 9:02 a.m. Chair Beard opened and closed the public comment opportunity with no persons addressing the Board.

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

Supervisor Dryden reported on the Agency on Aging Area 4 teleconference meeting she recently attended and the ribbon cutting ceremony for the Sierra Brooks Water Project.

Supervisor Adams reported that he will attend the CSAC meeting on Thursday.

Chair Beard reported that the Behavioral Health Advisor Committee will meet on Thursday at 9:00 a.m. in Loyalton.

Supervisor Dryden also reported on the Lassen Plumas Community Action Agency subcommittee meeting.

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

The Director of Health and Social Services reported on an issue with the small water system located at Coyoteville and the CUPA audit.

### **5. FOREST SERVICE UPDATE**

Yuba River District Ranger reported on various matters going on in the district.

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

- 6.A. Resolution authorizing the Chair of the Governing Board of the Nevada-Sierra Regional IHSS Public Authority as the employer of record to submit on behalf of the County of Sierra authorization implementing the wage increase for IHSS independent providers to the State Department of Social Services.

The Director of Health and Social Services provided background on the negotiations that have occurred for IHSS independent providers for a 50 cent per hour increase above minimum wage beginning January 2020 and again in January 2021.

Discussion ensued with the Board.

The Board moved to adopt the resolution authorizing the Chair of the Governing Board of the Nevada-Sierra Regional IHSS Public Authority as the employer of record to submit on behalf of the County of Sierra authorization implementing the wage increase for IHSS independent providers to the State Department of Social Services.

**ADOPTED**, Resolution 2019-125. Motion: Adams/Dryden/Majority Roll Call Vote: 3/0/2 (Supervisor Roen ABSENT and Supervisor Beard ABSTAINED)

**7. AUDITOR / TREASURER-TAX COLLECTOR - VAN MADDOX**

- 7.A. Memorandum of Understanding between the County of Sierra and Sierra County Superior Court involving banking, fines, penalties and forfeitures.

The Auditor provided background on the proposed Memorandum of Understanding which is a result of the courts obtaining a new system for fines, penalties and forfeitures.

In response to Supervisor Adams' inquiry, the Auditor clarified that this is an amendment to the prior MOU.

**APPROVED**, Agreement 2019-104. Motion: Adams/Huebner/Unanimous Roll Call Vote: 4/0/1 (Supervisor Roen ABSENT)

**8. PUBLIC WORKS/TRANSPORTATION - TIM BEALS**

- 8.A. Discussion, review and direction on adoption of any comments on the Plumas National Forest Over-Snow Vehicle (OSV Use Designation) Final Environmental Impact Statement.

The Director of Public Works provided background on the concerns with the Forest Service's position with respect to the Pacific Crest Train (PCT), when snow grooming can proceed and the areas of the Plumas National Forest that are being restricted from OSV use. The Director added that he will place a recommendation on

September 3, 2019

the next agenda for the Board to approve a letter in order to preserve the County's right to be part of the discussion and decision during any appeal process.

Brief discussion ensued with the Board.

## **9. OFFICE OF EMERGENCY SERVICES (OES) -TIM BEALS**

- 9.A. Discussion/direction on proposed letter to State Insurance Commissioner over the difficulty in obtaining homeowners insurance in Sierra County.

The Director of OES distributed a packet of information regarding insurance policy renewals and non renewals throughout the state. The Director continued to express concerns regarding homeowners who are unable to obtain fire insurance.

Discussion ensued with the Board.

Supervisor Dryden recommended sending a letter to the State Insurance Commissioner.

Supervisor Adams commented on RCRC having created a nine-member ad hoc committee to address this issue.

By consensus, the Board directed staff to draft a letter to the State Insurance Commissioner for review and approval at the next meeting.

- 9.B. Presentation by County OES Coordinator and discussion and direction on Letter dated July 19, 2019 from CPUC on Senate Bill 1212 and disaster 2-1-1 services.

The Director of OES provided brief background on the letter received from the CPUC on Senate Bill 1212 and disaster 2-1-1 services.

Lee Brown, OES Coordinator reviewed the 2-1-1 system and the cost of the service which starts around \$5,000 per disaster and up to \$20 per call. Mr. Brown continued to explain that the state is willing to pay for the cost of changing the switches for the system and three years of the cost for service.

Supervisor Adams expressed concerns regarding the cost of the 2-1-1 system and the system not fitting Sierra County's demographic.

Discussion ensued regarding the location of the call centers.

The Director of Health and Social Services questioned the cost to participate in the 2-1-1 service from a none emergency side as she believes this is a good resource for the senior population.

Discussion ensued regarding the current resources in the county that can accommodate the senior population.

September 3, 2019

The Chief Technology Officer commented on the update to the County’s website including a feature specific to emergency services.

Following discussion and by consensus, the Board directed Supervisor Adams and the Director of OES to draft a letter to the CPUC, informing them that the county is not interested in the 2-1-1 service, for review and approval at the next meeting.

**11. TIMED ITEMS**

**11.A. 10:00 A.M. SOLID WASTE FEE APPEAL**

Appeal of Solid Waste Assessment Fees for 2018-2019 filed by Joseph G. Arata for APN 009-142-001-000.

The Clerk commented that the Appellant, Mr. Joseph Arata is not in attendance, however Mr. Arata has provided his evidence in writing and it has been included in the background.

The Solid Waste Fee Administrator made her presentation to the Board on Mr. Arata’s appeal of the solid waste assessment fee and entered the following exhibits into the record:

- Exhibit 1 – Portion of Sierra County Code, Chapter 8.04 – Solid Waste Services – 08.04.010 Definition of Solid Waste Services – highlighted definitions “Residential”, “Responsible Party” and “Single family residential”
- Exhibit 2 – Portion of Sierra County Code, Chapter 8.05 – Section 8.05.010 Solid waste System charges and 8.05.020 “Exemptions” Solid Waste System Fees and Charges
- Exhibit 3 – Photograph of subject property located at 18 Lake Street, Sierra City, CA APN 009-142-001-0
- Exhibit 4 – Portion of Sierra County Code, Chapter 8.05 - Solid Waste System Fees and Charges – Section 8.05.020 Exemptions
- Exhibit 5 – Portion of Sierra County Code, Section 15.12.080 - R1 Residential One Family District – highlighted subparagraph (b) Permitted Uses: One single family dwelling per lot or parcel and subparagraph (d) Conditional Uses: storage and repair yards
- Exhibit 6 – Sierra County Resolution 2018-078 pertaining to solid waste fees for the 2018/2019 Fiscal Year
- Exhibit 7 – Court of Appeal Case No. A12263 – David Paland vs. Brooktrails Township Community Service District Board of Directors - highlighted statement on page 12 “We conclude the ”immediately

September 3, 2019

*available" requirement is logically focused on the agency's conduct, not the property owner's."*

The Solid Waste Fee Administrator concluded that the fee charged to Mr. Arata's single family residential structure is correct and there is nothing under the code to reclassify Mr. Arata's property.

In response to Supervisor Adams' inquiry, the Solid Waste Fee Administrator clarified that both of Mr. Arata's properties are in the process of a boundary line adjustment to assist with the sale of his properties. The subject property was previously in escrow and was advertised for sale as a single family residence.

The Board made a motion of intent to deny the appeal of Solid Waste Assessment Fees filed by Mr. Joseph Arata for APN 009-142-001-0, located at 18 Lake Street, Sierra City, CA and directed County Counsel to bring back findings.

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

10. **COUNTY SERVICE AREA BOARD OF DIRECTORS**

Meeting of the County Service Area (CSA) Board of Directors.

At 10:18 a.m. Chair Beard recessed the Regular Board meeting and reconvened as the County Service Area Board of Directors.

At 10:27 a.m. Chair Beard adjourned as the County Service Area Board of Directors and reconvened as the Board of Supervisors.

**ADJOURN**

At 10:27 a.m., with no further business, Chair Beard adjourned the meeting.

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JIM BEARD, VICE-CHAIR  
BOARD OF SUPERVISORS

ATTEST:

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HEATHER FOSTER  
CLERK OF THE BOARD