



**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](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, Vice-Chair, District 3**

P.O. Box 43 - Calpine, CA - 530-565-6048 - [supervisor3@sierracounty.ca.gov](mailto:supervisor3@sierracounty.ca.gov)

**Jim Beard, District 4**

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

**Scott A. Schlefstein, Chair, District 5**

P.O. Box 192 - Loyalton, CA 96118 - 530-913-9218 - [supervisor5@sierracounty.ca.gov](mailto:supervisor5@sierracounty.ca.gov)

The Sierra County Board of Supervisors met in regular session commencing at 9:00 a.m. on September 4, 2018 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  
Paul Roen, Supervisor, Vice-Chair, District #3  
Jim Beard, Supervisor, District #4  
Scott A. Schlefstein, Supervisor, Chair, District #5

**Staff:** Melissa Kinneer, Deputy 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

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Jeff Bosworth, Chief Probation Officer

**APPROVAL OF CONSENT AGENDA**

The Board moved to approve the Consent Agenda.

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

**15. CONSENT AGENDA**

15.A. 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 2018-101

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

**APPROVED,** Agreement 2018-102

15.C. Resolution approving Rule #15 Line Extension Agreement with Liberty Utilities to provide electric service on to #1 Garbage Pit Road, the Loyaltan Transfer Station. (PUBLIC WORKS)

**ADOPTED,** Resolution 2018-100

**APPROVED,** Agreement 2018-103

15.D. Professional services agreement with Avalex, Inc. for continued monitoring and reporting services at the Alleghany Maintenance Facility Leaking Underground Fuel Tank Site through Fiscal Year 2019. (PUBLIC WORKS)

**APPROVED,** Agreement 2018-104

15.E. Resolution approving National Forest Foundation Grant Agreement for the Perazzo Meadows Watershed Restoration & Erosion Control Project (Phase 1) and authorizing inclusion of the project in the Fiscal Year 2019 Final Budget for Sierra County. (PUBLIC WORKS)

**ADOPTED,** Resolution 2018-101

**APPROVED,** Agreement 2018-105

15.F. Approval of purchase order in an amount not to exceed \$25,000 to Bertagnolli Paving for paving work on Salmon Lake Road. (PUBLIC WORKS)

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15.G. Minutes from the regular meeting held on August 7, 2018. (CLERK-RECORDER)

## **APPROVAL OF THE REGULAR AGENDA**

Supervisor Huebner requested pulling Item 10.A. from the Regular Agenda.

10.A. Discussion/action to rescind approval of \$3,000 for mediation between members of the Board of Supervisors and the County Auditor.  
(SUPERVISOR HUEBNER)

Comments were received from Supervisor Adams with respect to his concerns regarding the proposed mediation: 1) the matter not being open to the members of the public; 2) potential witness tampering; 3) the use of public funds; 4) the potential for a conflict of interest for two Board members; 5) the interference with an investigation; 6) the standards held by public officials.

Discussion ensued.

The Board moved to pull Item 10.A. from the Regular Agenda.

**APPROVED.** Motion: Huebner/Beard/Majority Roll Call Vote: 3/2 (Supervisors Adams and Roen NO)

The Board moved to approve the Regular Agenda as amended.

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

## **REGULAR AGENDA**

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

At 9:12 a.m. Chair Schlefstein opened the public comment opportunity.

Mrs. Mary Ervin presented three ribbons to the Board; the silver, best design, and best of division for a community built county exhibit. She acknowledged Greg Bostrom, Derek Beverly, Mark and Debra Panelli for their help with the exhibit and thanked the Board for their continued support. Mrs. Ervin also informed the Board that they received an award of \$7,700 so they will be able to do this again next year.

Supervisor Beard recognized Mrs. Ervin for her hard work and dedication to the county fair exhibits.

Supervisor Adams commented on how many counties are no longer participating in the State Fair and applauded Mrs. Ervin and the group for keeping this going.

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At 9:19 a.m. Chair Schlefstein closed the public comment opportunity with no further persons addressing the Board.

**3. COMMITTEE REPORTS & ANNOUNCEMENTS**  
RCRC August 15, 2018 Board Meeting Highlights. (SUPERVISOR ADAMS)

Supervisor Adams referred the Board to page 2 of the RCRC Highlights in respect to the discussions pertaining to forest management and wild fire issues. He further stated that RCRC has assigned additional staff and board members in an effort to move the issue along.

Supervisor Adams also provided an update on his recent visit to Howland Flat to look at a cabin subject to a National Register of Historic Places application and on an OHV road access issue near Poker Flat on the Plumas National Forest side.

Supervisor Huebner reported on the meeting he attended with the Caltrans District 3 Director and staff in respect to upcoming projects in Sierra County.

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

The Director of Behavioral Health updated the Board on the site visit for the temporary Wellness Center building and also provided information on the Parent Student Navigator extra help position that works directly with the school and SARB board.

The Director of Social Services provided information to the Board on the Cal Works Home Visitation Initiative Program.

**5. FOREST SERVICE UPDATE**

Yuba River District Ranger Lon Henderson provided an update on the Pacific Crest Trail Association meeting, the Yuba Project, and on three CEQA projects approved and working within the county.

**6. PROBATION - Jeff Bosworth**

6.A. Preliminary discussion about upcoming bail reform and its likely effects on Sierra County (SB 10).

Chief Probation Officer Jeff Bosworth provided background regarding the impacts on bail reform.

No action taken.

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- 6.B. Preliminary discussion establishing a mental health diversion program in Sierra County in accordance with recent legislation (AB 1810, AB 215 and related).

Chief Probation Officer Bosworth provided background and information on the establishment of a mental health diversion program in Sierra County in accordance with recent legislation.

No action taken.

- 6.C. Resolution adopting the Community Corrections Partnership (CCP) 2018-2019 amended budget.

The Chief Probation Officer provided an update on the Community Corrections Partnership (CCP) 2018-2019 budget to the Board and addressed the Auditor's concerns with respect to inmate housing costs.

The Auditor commented on having to reduce the County's proposed final budget by \$100,000 in jail services as it currently includes \$200,000 from the CCP budget based on last year's funding.

Discussion ensued.

The Board moved to adopt the Community Corrections Partnership (CCP) 2018-2019 amended budget.

**ADOPTED**, Resolution 2018-102. Motion: Adams/Huebner/Unanimous Roll Call Vote: 5/0

## **7. BEHAVIORAL HEALTH - Lea Salas**

- 7.A. Agreement between Department of Health Care Services and the County of Sierra for the Drug Medi-Cal Program.

The Director of Behavioral Health provided background to the Board on the Drug Medi-Cal Program in Sierra County.

The Board moved to approve the agreement between the Department of Health Care Services and the County of Sierra for the Drug Medi-Cal Program.

**APPROVED**, Agreement 2018-106. Motion: Adams/Huebner/Unanimous Roll Call Vote: 5/0

## **8. PUBLIC WORKS/TRANSPORTATION - Tim Beals**

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- 8.A. Request for approval of additional tier on the non-elected/non department head management unit parity table to include authorization to move the classification of Road Superintendent from Topography D Class 39 to the lowest (newest) tier of the Mid Management Unit, and authorization to reclassify 1 existing position and fill 1 position.

The Director of Public Works provided an update on his request to reclassify the two Road Superintendent positions to the Mid Management level.

Discussion ensued.

The Board moved to approve the request of the additional tier on the nonelected/non department head management unit parity table to include authorization to move the classification of Road Superintendent from Topography D Class 39 to the lowest (newest) tier of the Mid Management Unit, and authorization to reclassify 1 existing position and fill 1 position.

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

- 8.B. Resolution approving budget increase and Contract Change Order Number 1 to Sierra County Agreement 2018-041 with Escherman Construction for the Bassetts Station Trailhead Restroom Project.

The Director of Public Works informed the Board that an additional \$6,600 contract increase is required to complete construction on the Bassetts Station Trailhead Restroom Project; \$1,800 for pumping services, \$1,800 for additional concrete and \$3,000 to construct an accessible pathway and concrete ramp.

The Board moved to adopt the resolution approving the budget increase and Contract Change Order Number 1 to Sierra County Agreement 2018-041 with Escherman Construction for the Bassetts Station Trailhead Restroom Project as amended.

**ADOPTED,** Resolution 2018-103. Motion: Roen/Huebner/Unanimous Roll Call Vote: 5/0

**9. PLANNING / BUILDING - Tim Beals**

- 9.A. Resolution of Intent on a County Initiated Zone Amendment from General Forest to Residential One, on a property located in the community of Downieville.

The Assistant Director of Planning Brandon Pangman provided information on a zoning issue pertaining to a parcel near Pauley Falls in Downieville.

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The Board moved to adopt the Resolution of Intent on a County Initiated Zone Amendment from General Forest to Residential One, on a property located in the community of Downieville.

**ADOPTED**, Resolution 2018-104. Motion: Adams/Huebner/Unanimous Roll Call Vote: 5/0

- 9.B. Approval and authorization for the Director of Planning to sign MOU between Tahoe National Forest, Yuba River Ranger District and Sierra County to give Sierra County access for up to 25 years for project planning, implementation and monitoring on the Upper North Yuba Forest Health and Resilience project-Fuels Reduction Project.

The Director of Planning provided background on the Sierra Nevada Conservancy having awarded a \$500,000 grant to the county to implement in part the Yuba Project. The proposed MOU is a requirement of the Sierra Nevada Conservancy wherein the county, as the grant recipient and applicant, has access to Federal lands for a period of 25 years to ensure the project continues to be implemented.

The Board moved to approve and authorize the Director of Planning to sign MOU between Tahoe National Forest, Yuba River Ranger District and Sierra County to give Sierra County access for up to 25 years for project planning, implementation and monitoring on the Upper North Yuba Forest Health and Resilience project-Fuels Reduction Project.

**APPROVED**, Agreement 2018-107. Motion: Roen/Huebner/Unanimous Roll Call Vote: 5/0

## **10. BOARD OF SUPERVISORS**

- 10.B. Resolution recognizing the 50 year anniversary of the Pacific Crest Trail as a National Scenic Trail. (SUPERVISOR HUEBNER)

The Director of Planning reported on the meeting attended by the Pacific Crest Trail Association, American Conservation Experience and Forest Service at Packer Saddle to recognize the 50 year anniversary of the Pacific Crest Trail as a National Scenic Trail.

Comments were received by Supervisor Beard regarding the restrictions on snowmobile access and use.

The Board moved to adopt the resolution recognizing the 50 year anniversary of the Pacific Crest Trail as a National Scenic Trail.

**ADOPTED**, Resolution 2018-105. Motion: Adams/Roen/Majority Roll Call Vote: 4/1 (Supervisor Beard NO)

**11. COUNTY COUNSEL - David Prentice**

- 11.A. Introduction and first reading of an ordinance repealing Sierra County Code Section 2.04.090 and replacing with a revised Board of Supervisors travel policy.

Deputy County Counsel Joe Larmour provided background on the proposed travel policy.

Comments were received by Supervisor Adams expressing his support in favor of the travel policy.

Board discussion ensued.

The Board made a motion of intent to adopt the first reading of an ordinance repealing Sierra County Code Section 2.04.090 and replacing with a revised Board of Supervisors travel policy.

**FAILED.** Motion: Adams/Roen/Failed Roll Call Vote: 2/3 (Supervisors Huebner, Beard and Schlefstein NO)

**12. COUNTY BOARD OF SUPERVISORS AND COUNTY SERVICE AREAS JOINT MEETING**

Board of Supervisors to convene as Board of Directors for County Service Area (CSA) 1, 2, 3, 4, 5, and 4A5A (Sierra Brooks Water) and to hold joint meetings as both the County Board of Supervisors and the CSA Board of Directors.

At 12:17 p.m. Chair Schlefstein recessed the Regular Board meeting and convened the joint meeting of the County Board of Supervisors and the CSA Board of Directors.

- 12.A. Minutes from the County Service Area (CSA) Board of Directors meeting held on August 7, 2018.

At the request of Chair Schlefstein, the item was continued to the September 18<sup>th</sup> Board meeting in Loyalton.



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- 12.B. Resolution approving Assessment Engineer's Report, Sierra Brooks Water System Improvements Assessment District and direct scheduling of a public hearing and mailing of a notice and ballot.

The Director of Transportation provided an update on the item and requested the matter be continued to the September 18<sup>th</sup> Board meeting in Loyalton to further discuss timeframes and to finalize dates.

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

- 12.C. Resolution adopting appropriation limits for the 2018-2019 fiscal year for the County Service Areas 2, 3 and Sierra Brooks 4A5A.

The Board moved to adopt the appropriation limits for the 2018-2019 fiscal year for the County Service Areas 2, 3 and Sierra Brooks 4A5A.

**ADOPTED,** CSA Resolution 2018-005. Motion: Roen/Adams/Unanimous Roll Call Vote: 5/0

- 12.D. Resolution adopting appropriation limits for the 2018-2019 fiscal year for the County of Sierra.

The Board moved to adopt the resolution adopting appropriation limits for the 2018-2019 fiscal year for the County of Sierra.

**ADOPTED,** Resolution 2018-106. Motion: Adams/Roen/Unanimous Roll Call Vote: 5/0

- 12.E. Resolution adopting the 2018-2019 Final Budget for the County Service Areas 1, 2, 3, 4, 5, 4A5A (Sierra Brooks Water).

The Auditor reported that at the request of Supervisor Huebner, a change was made to the Service Area 2 Budget to include a \$32,000 transfer from miscellaneous revenue to contingencies.

The Board moved to adopt the 2018-2019 Final Budget for the County Service Areas 1, 2, 3, 4, 5, 4A5A (Sierra Brooks Water).

**ADOPTED,** CSA Resolution 2018-004. Motion: Roen/Adams/Unanimous Roll Call Vote: 5/0

- 12.F. Resolution adopting the 2018-2019 Final Budget for the County of Sierra.

The Auditor reported that two adjustments must be made to the final budget: 1) reducing the jail budget by \$100,000 and transfers in by \$100,000; and 2) transfer \$6,600 from outside county counsel's budget to the parks and recreation budget.

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The Auditor also reported on a minor change to the Health and Human Services Budget due to workers compensation payroll changes.

The Board moved to adopt the 2018-2019 Final Budget for the County of Sierra as amended.

**ADOPTED**, Resolution 2018-107. Motion: Roen/Adams/Unanimous Roll Call Vote: 5/0

At 12:40 p.m. Chair Schlefstein adjourned the meeting of the CSA Board of Directors and County Board of Supervisors and reconvened as the County Board of Supervisors.

### **13. TIMED ITEMS**

#### **13.A. 10:00AM BOARD OF EQUALIZATION**

At 10:05 a.m. Chair Schlefstein recessed as the County Board of Supervisors and reconvened as the County Board of Equalization.

At 10:16 a.m. Chair Schlefstein adjourned the Board of Equalization meeting and reconvened as the County Board of Supervisors.

#### **13.B. 10:15AM CALFIRE UPDATE**

Update by George Morris III, Unit Chief, CAL FIRE - Nevada Yuba Placer Unit, on policies and programs, fire issues and related topics.

CDF Unit Chief George Morris III, reported on fire protection services; staffing assignments; and the overall operations of CalFire as an agency to the Board.

Discussion ensued.

CDF Chief Dennis Hall reported on CalFire's requirement of a conversion permit in an established subdivision for the removal of trees to the Board.

Comments were received from the public regarding concerns over the requirement of a conversion permit in subdivisions.

Discussion ensued.

### **14. CLOSED SESSION**

14.A. Closed session pursuant to Government Code 54956.9(d)(2) - conference with legal counsel regarding anticipated litigation - 1 case.

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

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- 14.C. Closed Session pursuant to Government Code Section 54957 - public employment - Chief Technology Officer.

## **CLOSED SESSION STATEMENT**

The Board met in closed session from 12:41 p.m. to 1:11 p.m. Deputy County counsel reported that information and direction was given on items 14.A. and 14.B. and direction was given on item 14.C.

## **16. CORRESPONDENCE LOG**

- 16.A. Memorandum from Sierra County Local Agency Formation Commission (LAFCO) Executive Director Tim Beals regarding the Sierra County Fire Protection District #1's annexation request and notice to commence property tax negotiations.

No action taken.

- 16.B. Memorandum from Plumas County Local Agency Formation Commission (LAFCO) Executive Director Jennifer Stephenson regarding the Eastern Plumas Health Care District's request to annex a portion of the Sierra Valley Hospital District and concurrent dissolution of the Sierra Valley Hospital District and notice to commence property tax negotiations.

No action taken.

- 16.C. Letter from Julianne Polanco, State Historic Preservation Officer, Department of Parks and Recreation regarding a meeting to consider and take action on the nomination of Webber Lake Hotel to the National Register of Historic Places.

No action taken.

- 16.D. Notice of Intent to Harvest Timber submitted by Ronald Young located approximately 1.6 miles south of the community of Downieville, California - portion of section 11, T19N, R10E, M.D.B.N located along Galloway Road (401 Road - County).

No action taken.

## **ADJOURN**

At 1:12 p.m., with no further business, Chair Schlefstein adjourned the meeting.

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SCOTT A. SCHLEFSTEIN, CHAIR  
BOARD OF SUPERVISORS

ATTEST:

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MELISSA KINNEER  
DEPUTY CLERK OF THE BOARD