



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

Lee Adams, Vice-Chair, 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, District 3

P.O. Box 43 - Calpine, CA 96124 - 209-479-2770 - supervisor3@sierracounty.ca.gov

Jim Beard, 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 will meet in regular session commencing at 9:00 a.m. on October 20, 2020. This meeting will be recorded for posting on the Board of Supervisors' website at www.sierracounty.ca.gov.

In accordance with Governors Executive Order pertaining to convening of public meetings in response to COVID-19 pandemic, the Board of Supervisors will hold meetings via teleconference. The Board of Supervisors' Chambers will remain closed until further notice.

The public may observe and provide public comments by using the WebEx options below:

By Phone: 1-408-418-9388

Access Code: 146 174 0013

By PC: <https://tinyurl.com/102020bos>

Access Code: 146 174 0013

NOTICE

Accommodations for individuals with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 and the Federal Rules and Regulations adopted in implementation thereof, can be made with the Clerk of the Board and CA Relay Services 711 prior to the meeting. The Clerk of the Board may be reached at 530-289-3295 or at the following address:

Clerk of the Board of Supervisors
100 Courthouse Square, Room 11
Downieville, CA 95936
clerk-recorder@sierracounty.ca.gov

All items posted on the agenda, including under correspondence, may be acted upon by the Board of Supervisors. However, matters under committee reports and department manager's reports may be briefly addressed by the Board or Staff but no action or discussion shall be undertaken on any item not appearing on the posted agenda. (GC 54954.2)

The Board of Supervisors may hold a Closed Session as the agenda schedule permits.

REGULAR AGENDA

1. 9:00 A.M. STANDING ORDERS

- Call to Order
- Pledge of Allegiance
- Roll Call
- Approval of Consent Agenda, Regular Agenda and Correspondence to be addressed by the Board

2. PUBLIC COMMENT OPPORTUNITY

Matters under the jurisdiction of the Board not on this posted agenda may be addressed by the general public during the Public Comment Opportunity time. No action may be taken or substantive discussion pursued on matters not on the posted agenda. Public comment is regulated by the Sierra County Board of Supervisors' Rules and Procedures. You may obtain a copy of the Public Comment rules from the Clerk. The Board limits public comment to three minutes per person and not more than three individuals addressing the same subject.

3. COMMITTEE REPORTS & ANNOUNCEMENTS

Board members will report on committee meetings and/or activities. Board members or members of the public may ask questions for clarification but no action will be taken.

4. DEPARTMENT MANAGERS' REPORTS & ANNOUNCEMENTS

Department Managers may provide brief reports on activities within their departments. Board members or members of the public may ask questions for clarification but no action will be taken.

5. FOREST SERVICE UPDATE

Update by District Ranger on items that may affect the County of Sierra.

6. ASSESSOR / SOLID WASTE ADMINISTRATOR - LAURA A. MARSHALL

- 6.A. Discussion/direction to staff regarding historical document preservation and funding of supplies.

Documents:

[Historical Records Preservation.pdf](#)

7. PUBLIC WORKS/TRANSPORTATION - TIM BEALS

- 7.A. Discussion and direction to staff with regard to an invoice from the The Resources Agency of California Department of Forestry and Fire Protection Code Enforcement and Plan Checking for the annual inspection of the Sierra County Jail.

Documents:

[Fire Inspection.Item.pdf](#)

- 7.B. Discussion and direction with regard to the notice of impending retirement of Tim Gibson as Agricultural Commissioner Sealer of Weights and Measures on December 30, 2020.

Documents:

[ROP Ag Commissioner.Item.pdf](#)

8. BOARD OF SUPERVISORS

- 8.A. CONTINUED COVID-19 PUBLIC HEALTH EMERGENCY UPDATE: Report from Sierra County Public Health, County Office of Emergency Services, County Department Managers, Forest Service Representatives, and other local agencies on recent developments relating developments to the COVID-19 Public Health Emergency and possible action/direction to staff. (CLERK OF THE BOARD)

Documents:

[COVID-19 Item.pdf](#)

- 8.B. Review/possible action regarding Urgency Ordinance 1095 prohibiting open fires on public and private property within the unincorporated areas of Sierra County due to extreme fire danger. (SUPERVISOR ADAMS)

Documents:

[Ordinance 1095.pdf](#)

- 8.C. Discussion/action on the request from the California Forestry Association to join coalition with respect to court case involving the US Fish & Wildlife Service and the decision not to list the California Spotted Owl as endangered. (SUPERVISOR ROEN)

Documents:

[rop calif forestry assn copy.pdf](#)

- 8.D. Appointment to the Sierra County (Calpine) Waterworks District #1. (CLERK OF THE BOARD)

Documents:

[Sierra County Calpine Waterworks District 1.pdf](#)

9. CONSENT AGENDA

Items placed on the Consent Agenda are of a routine and non-controversial nature and are approved by a blanket roll call vote. At the time the Consent Agenda is considered, items may be deleted from the Consent Agenda by any Board member or Department Manager and added to the Regular Agenda directed by the Chairman.

- 9.A. Resolution authorizing Auditor to amend 2020-2021 Solid Waste Budget to include a fixed asset (baler) and amending budget allocations outlined in Resolution 2019-078, under the 2018-2019 City/County Award which will be expended in Fiscal Year 2020-21 to clearly define purchase of a fixed asset. (PUBLIC WORKS)

Documents:

[Baler ROP.pdf](#)

- 9.B. Resolution approving Utility Agreement 1, Caltrans Local Assistance Procedure Manual Exhibit 14 F, with AT&T for relocation of an aerial pole guy wire and communication wire as necessary to the Federal Aid Bridge Replacement Project identified as Salmon Creek Bridge at Packer Lake Road. (PUBLIC WORKS)

Documents:

[Utility Agreement.Item.pdf](#)

- 9.C. Minutes from the regular meeting held on September 15, 2020. (CLERK)

Documents:

[09152020 minutes.pdf](#)

ADJOURN

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

MEETING DATE: October 20, 2020	TYPE OF AGENDA ITEM: <input checked="" type="checkbox"/> Regular <input type="checkbox"/> Timed <input type="checkbox"/> Consent
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DEPARTMENT: Assesor
APPROVING PARTY: Laura A. Marshall
PHONE NUMBER: 530-289-3283

AGENDA ITEM: Discussion/direction to staff regarding historical document preservation and funding of supplies.	
SUPPORTIVE DOCUMENTS ATTACHED: <input checked="" type="checkbox"/> Memo <input type="checkbox"/> Resolution <input type="checkbox"/> Agreement <input type="checkbox"/> Other See attached memo	
BACKGROUND INFORMATION: \$10,000 funded for document preservation in final budget.	
FUNDING SOURCE: Contributions to others GENERAL FUND IMPACT: General Fund Impact OTHER FUND: AMOUNT: \$10,000 One Time Expense	
ARE ADDITIONAL PERSONNEL REQUIRED? <input type="checkbox"/> Yes, -- -- <input checked="" type="checkbox"/> No	IS THIS ITEM ALLOCATED IN THE BUDGET? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No IS A BUDGET TRANSFER REQUIRED? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> 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 _____
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SIERRA COUNTY

Assessor
P.O. Box 8
Downieville, California 95936
Phone: 530-289-3283
assessor@sierracounty.ca.gov



Laura A. Marshall
County Assessor

October 20, 2020

To: Sierra County Board of Supervisors

From: Laura Marshall, Sierra County Assessor

RE: Historical Document Preservation Funding

The Sierra County Historical Society recently hired a curator to assist with document preservation. After receiving permission at the August 18th BOS meeting to preserve the Assessor historical maps the Sierra County Historical Society relocated the maps to a safer location.

The Finance Committee recommended and the Board of Supervisors approved \$10,000 for preservation supplies to be purchased by the Assessor. The Assessor is seeking permission from the Board to expend up to \$10,000 on the supply list attached to this memo.

Laura Marshall

From: Melissa Brewer <rewerb@msn.com>
Sent: Tuesday, September 15, 2020 10:35 AM
To: wgcopen@gotsky.com; Laura Marshall; LeeAdamsPersonal; Heather Foster
Subject: Materials for Maps

Hello Everyone,

I found everything needed to flatten the maps. Luckily, I was able to find everything from only two vendors, Talas and Home Depot. I am copying the cart from Talas. Each item has a link that should hopefully be the correct size, thickness and amount. If not, the specifications are here.

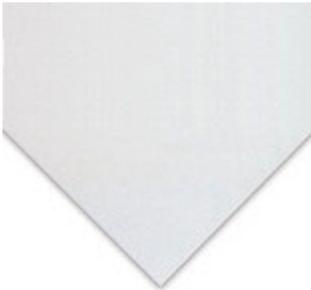
Only acrylic sheets are required from Home Depot. I have provided the link. 4 sheets are required.

I decided to use Sympatex instead of trashcans due to the large size of some of the maps. This will give a lot more flexibility to the process.

Before shipping, processing and taxes, the amount is \$7508.17. It ended up being less money since I was able to find most of it at one vendor. If you have any questions, let me know.

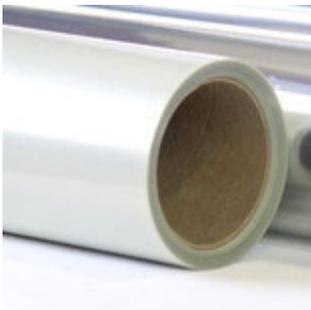
Thank you,
Melissa Brewer

Talas



[Cotton Blotting Paper](#)
\$52.90
SKU: TPB139007
Select Size: 38" x 52"
Select Thickness: 100pt
[Edit](#) [Save for Later](#) [Remove](#)
Quantity:

Total: \$529.00
Quantity discounts
available



[Silicone Coated Polyester Mylar Rolls](#)
\$299.50
SKU: TFM004005
Select Width: 62" x 150'
Select Thickness: 1.5 mil
Select Form: Coated 2 Sides
[Edit](#) [Save for Later](#) [Remove](#)
Quantity:

Total: \$299.50



[Wool Felt Blankets](#)

\$68.30 \$85.40

SKU: TNW072001

[Edit](#) Save for Later Remove

Quantity:

Total: \$751.30

Quantity discounts
available



[Teflon Folders](#)

\$21.50

SKU: TTS003002

Select Size: Large

[Edit](#) Save for Later Remove

Quantity:

Total: \$21.50



[Japanese Hake Brushes](#)

\$22.85

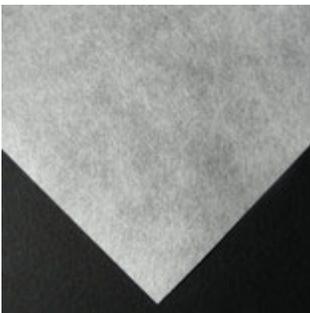
SKU: TTB090003

Select Width: 2-1/2"

[Edit](#) Save for Later Remove

Quantity:

Total: \$22.85



[Sympatex](#)

\$78.75 \$87.50

SKU: TFM006102

Select Type: L2315

[Edit](#) Save for Later Remove

Quantity:

Total: \$1,575.00

Quantity discounts
available



[Reemay](#)
 \$313.70
 SKU: TNW008007
 Select Number: 2014
 Select Width: 72"
 Select Length: 100 Yard Roll
[Edit](#) Save for Later Remove
 Quantity:

Total: \$313.70



[Map Folders](#)
 \$13.00 \$15.00
 SKU: TAS043016
 Select Size: 36" x 48"
 Select Thickness: 20pt
[Edit](#) Save for Later Remove
 Quantity:

Total: \$1,040.00
 Quantity discounts available



[Paper Weights](#)
 \$42.75
 SKU: TTS070001
 Select Size: 2" x 8"
[Edit](#) Save for Later Remove
 Quantity:

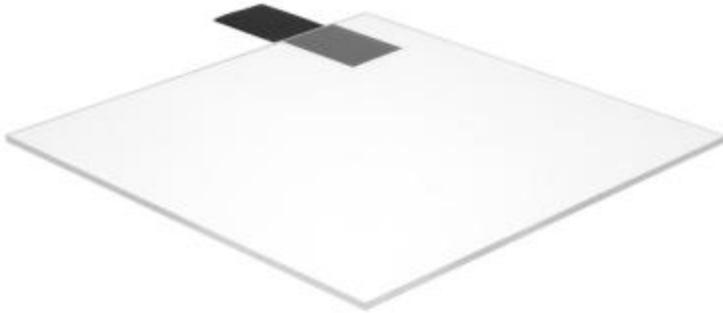
Total: \$171.00



[Mini Mechanical Dial Thermo Hygrometer](#)
 \$39.00
 SKU: TEC019004
 Select Type: Farenheit
[Edit](#) Save for Later Remove
 Quantity:

Total: \$78.00

Home Depot:



[Falken Design 36 in. x 72 in. x 3/4 in. Thick Acrylic Clear Sheet](#)

Model #Falken Design ACRYLIC-CL-3-4/3672

Ship To Store

-
- Sep. 22–Sep. 25
- Lake Elsinore
- 92530 | Change

FREE

Ship To Home

Schedule Delivery

Not Available for this item

Curbside Available

\$676.58/Item

\$2,706.32

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

MEETING DATE: October 20, 2020	TYPE OF AGENDA ITEM: <input checked="" type="checkbox"/> Regular <input type="checkbox"/> Timed <input type="checkbox"/> Consent
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DEPARTMENT: Public Works & Transportation
APPROVING PARTY: Tim H. Beals, Director
PHONE NUMBER: 530-289-3201

AGENDA ITEM: Discussion and direction to staff with regard to an invoice from the State of California The Resources Agency of California Department of Forestry and Fire Protection Code Enforcement and Plan Checking for the annual inspection of the Sierra County Jail.

SUPPORTIVE DOCUMENTS ATTACHED: Memo Resolution Agreement Other

BACKGROUND INFORMATION: This invoice, dated August 19, 2020 was issued for services performed in February, 2020. Downieville Fire used to conduct this inspection for the County and apparently declined to this past year. Without contacting Plant Maintenance CalFire conducted the inspection and sent the invoice to the Sheriff's Office in October, from whence it was forwarded. This is an unanticipated expense and determination must be made on a funding source.

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

ARE ADDITIONAL PERSONNEL REQUIRED? <input type="checkbox"/> Yes, -- -- <input checked="" type="checkbox"/> No	IS THIS ITEM ALLOCATED IN THE BUDGET? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No IS A BUDGET TRANSFER REQUIRED? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
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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 _____
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STATE OF CALIFORNIA
THE RESOURCES AGENCY OF CALIFORNIA
DEPARTMENT OF FORESTRY AND FIRE PROTECTION
CODE ENFORCEMENT AND PLAN CHECKING
P.O. Box 997446
Sacramento, CA 95899-7446

Invoice No: 160521
Invoice Date: 19-Aug-2020
Billing Period: February 2020
Customer No: 370007073500

Mail check with a copy of this invoice to:
Department of Forestry and Fire Protection
Department Accounting Office
P.O. Box 997446
Sacramento, CA 95899-7446

SIERRA CO JAIL
COURTHOUSE SQ RE
DOWNIEVILLE, CA 95936

DATE	DESCRIPTION	HOURS	AMOUNT
2/4/2020 9:51:19 AM	Inspection - Annual or Initial . . Building Survey Report updates-- 100 COURTHOUSE SQUARE, DOWNIEVILLE, CA 95936. SIERRA COUNTY COURTHOUSE Project: 40-46-11-0010-00001. JR	1.50	\$345.36
2/5/2020	Inspection - Annual or Initial . . Priority Inspection #82815 --- 100 COURTHOUSE SQUARE, DOWNIEVILLE, CA 95936. SIERRA COUNTY COURTHOUSE Contact: COORDINATOR LEE BROWN (530) 289-2850 Project: 40-46- 11-0010-00001. JR	3.50	\$805.84
	Charge (\$230.24/hr)	TOTALS:	5.00 \$1,151.20

Please direct billing questions and any
written disputes using STD-209 to
FLSBillingSupport@fire.ca.gov

**Sierra County
Board of Supervisors'
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DEPARTMENT: Public Works & Transportation
APPROVING PARTY: Tim H. Beals, Director
PHONE NUMBER: 530-289-3201

AGENDA ITEM: Discussion and direction with regard to the notice of impending retirement of Tim Gibson as Agricultural Commissioner Sealer of Weights and Measures on December 30, 2020.

SUPPORTIVE DOCUMENTS ATTACHED: Memo Resolution Agreement Other

BACKGROUND INFORMATION: This position is technically a Sierra County Department Manager although it is stationed in Plumas County. It is a position that serves both counties. Plumas County has offered to include Sierra County in the hiring process so the recommendation is for the Board of Supervisors to appoint 1 or 2 to participate and 1 to be an alternate and direct communication to Plumas County Chief Administrative Officer.

FUNDING SOURCE: N / A
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

<p>BOARD ACTION:</p> <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



Tim W. Gibson
Agricultural Commissioner
Sealer of Weights and Measures
timgibson@countyofplumas.com

Plumas-Sierra Counties

Department of Agriculture

Agricultural Commissioner
Sealer of Weights and Measures



208 Fairgrounds Road
Quincy, CA 95971
Phone: (530) 283-6365
Fax: (530) 283-4210

Date: September 21, 2020
To: Honorable Board of Supervisors
From: Tim Gibson 
Re: Notice of Retirement

Please accept this letter as official notice of my retirement as Agricultural Commissioner Sealer of Weights and Measures effective 5 pm, December 30, 2020.

The time has come for me to step away and let somebody new fill the position. I have enjoyed working with the wonderful people who comprise the agricultural community of Plumas and Sierra Counties for the past 19 years.

I thank the Board and the citizens of Plumas and Sierra Counties for the opportunity to serve as your Agricultural Commissioner and Sealer of Weights and Measures.

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

MEETING DATE: October 20 2020	TYPE OF AGENDA ITEM: <input checked="" type="checkbox"/> Regular <input type="checkbox"/> Timed <input type="checkbox"/> Consent
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DEPARTMENT: Board of Supervisors
APPROVING PARTY: Heather Foster, Clerk of the Board
PHONE NUMBER: 530-289-3295

AGENDA ITEM: CONTINUED COVID-19 PUBLIC HEALTH EMERGENCY UPDATE: Report from Sierra County Public Health, County Office of Emergency Services, County Department Managers, Forest Service Representatives, and other local agencies on recent developments relating to the COVID-19 Public Health Emergency and possible action/direction to staff.

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:

- Approved
- Approved as amended
- Adopted
- Adopted as amended
- Denied
- Other
- No Action Taken

- Set public hearing
For: _____
- Direction to: _____
- Referred to: _____
- Continued to: _____
- Authorization given to:

Resolution 2020- _____
Agreement 2020- _____
Ordinance _____
Vote:
Ayes:
Noes:
Abstain:
Absent:
 By Consensus

COMMENTS:

CLERK TO THE BOARD _____

DATE _____



October 1, 2020

Chairman Jim Beard
Sierra County Board of Supervisors
100 Courthouse Square, Room 11
P.O. Drawer D
Downieville, CA 95936

Chairman Beard:

In these trying times, the disconnect between the state government in Sacramento and our way of life in Northern California has never been more painfully clear. The extended State of Emergency has destroyed even the appearance of representative government and left our communities as mere subjects of overreaching state power.

As we now enter the seventh month of the State of Emergency, with no end in sight, it is time to consider every legal and political lever at our disposal to restore representative democracy for our citizens. We take the COVID-19 pandemic seriously but our response to the threat must be one that is undertaken through free and representative government. This has not been the case in California.

The Governor has assumed broad powers during this open-ended emergency and through his Department of Public Health has instituted arbitrary and capricious rules that restrict and severely limit the ability of our citizens to pursue their livelihood. The education and mental health of our children languish under inadequate distance learning when our schools could be safely re-opened. The metrics have changed several times, yet each time have worked against counties like ours.

All of this has been done by the dictates of one man and a select group of bureaucrats. There has been no representative government. In fact, despite our protests, our Legislature has been complicit and failed to provide any check against this gross abuse of power. Worst of all, the Governor's machinations have been guided by politics and the influence of Sacramento special interests more than public health and the well-being of our citizens. We will call it exactly what it is: an autocracy, and not a benevolent one.

To keep compliance with this assumed autocratic rule, the Governor threatens our counties into compliance with his undemocratic rules by refusing to release federal CARES Act dollars earmarked to support our counties during this pandemic. He also threatens to withhold vital realignment dollars to support public safety and health in our counties. He sends state agents to threaten and fine our businesses. Our small businesses languish, and our unemployed citizens are forced to suffer under an incompetent EDD that fails to pay their entitled benefits.

In such times, it is incumbent upon us as elected leaders to guard the freedom and representative democracy that are the fundamental part of the social contract between our people and the State of California. In that light, we are holding a conference of North State representatives to be held on October 29th. At this conference, delegates from each county will seek common ground on topics such as the re-opening of the economy and our civic life, the re-opening of our schools, and actions in response to the State of California's threat to withhold entitled funds of the counties.

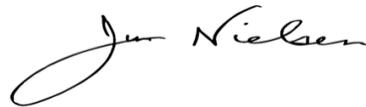
We request that you appoint a delegate with the appropriate authorization to attend the October 29th conference and consider these topics.

Together let us continue to lead our people through these trying times. To notify us of your selection to the conference, please email juleah.cordi@asm.ca.gov. All conference details will be sent to the appointed delegate in the coming weeks.

Sincerely,



JAMES GALLAGHER
Assemblymember, 3rd District



JIM NIELSEN
Senator, District 4



KEVIN KILEY
Assemblymember, 6th District



BRIAN DAHLE
Senator, District 1



MEGAN DAHLE
Assemblymember, 1st District

CC:

Lee Adams, County Supervisor
Peter Huebner, County Supervisor
Paul Roen, County Supervisor
Sharon Dryden, County Supervisor
Heather Foster, Board Clerk

**Sierra County
Board of Supervisors'
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MEETING DATE: October 20, 2020	TYPE OF AGENDA ITEM: <input checked="" type="checkbox"/> Regular <input type="checkbox"/> Timed <input type="checkbox"/> Consent
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DEPARTMENT: Board of Supervisors
APPROVING PARTY: Heather Foster, Clerk of the Board
PHONE NUMBER: 530-289-3295

AGENDA ITEM: Review/possible action regarding Urgency Ordinance 1095 prohibiting open fires on public and private property within the unincorporated areas of Sierra County due to extreme fire danger.

SUPPORTIVE DOCUMENTS ATTACHED: Memo Resolution Agreement Other
Copy of Ordinance 1095

BACKGROUND INFORMATION: Ordinance 1095 directs the Board to review the ordinance at each regular meeting until the ordinance is terminated by action of the Board or until December 31, 2020, whichever occurs first.

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

ARE ADDITIONAL PERSONNEL REQUIRED? <input type="checkbox"/> Yes, -- -- <input checked="" type="checkbox"/> No	IS THIS ITEM ALLOCATED IN THE BUDGET? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No IS A BUDGET TRANSFER REQUIRED? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> 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

BOARD OF SUPERVISORS, COUNTY OF SIERRA, STATE OF CALIFORNIA

**AN URGENCY ORDINANCE NO. 1095 OF THE COUNTY OF SIERRA
PROHIBITING OPEN FIRES ON PUBLIC AND PRIVATE PROPERTY WITHIN THE
UNINCORPORATED AREAS OF SIERRA COUNTY DUE TO EXTREME FIRE
DANGER (4/5ths Vote)**

WHEREAS, on August 24, 2020 the Sierra County Board of Supervisors adopted Resolution 2020-097 ratifying an amended proclamation of local state of emergency - Loyaltan Fire and extreme fire conditions commencing Friday, August 14, 2020; and

WHEREAS, on Sunday, September 7th, California's Governor Gavin Newsom declared a state of emergency in five California Counties due to the existence of 25 major wildfires which have collectively burned more than 1.2 million acres across the State and hundreds of smaller fires; and

WHEREAS, on Sunday, September 7th, the United States Forest Service closed eight National Forests in California due to extreme fire conditions; and

WHEREAS, in light of the extreme fire danger facing both the State as a whole, and Sierra County specifically, the Sierra County Board of Supervisors finds it necessary to enact restrictions on private lands within the unincorporated area of Sierra County and public lands within the unincorporated area of Sierra County which are not owned and/or controlled by state or federal governmental agencies in order to further reduce the likelihood of human-caused fires within Sierra County; and

WHEREAS, there is an immediate need to take action to protect the public health, safety and welfare of the citizens and natural environment of Sierra County from further harm and risk due to extreme wildfire and fire hazard conditions, the lack of firefighting resources statewide and extreme dry conditions in Sierra County;

NOW, THEREFORE, THE BOARD OF SUPERVISORS OF THE COUNTY OF SIERRA ORDAINS that:

Sierra County Code, Title 8, Health and Sanitation, Chapter 8.12, Section 8.12.050 is added to read as follows:

8.12.050: Building, maintaining, attending, or using outdoor fires, including campfires, bonfires, pit fires, tiki torches, portable stoves, or any other open flame fire, including (but excluding propane barbecues used for cooking) is hereby prohibited on all private lands within the unincorporated area of Sierra County and public lands within the unincorporated area of Sierra County which are not owned and/or controlled by state or federal governmental agencies. This prohibition shall be reviewed by the Board at each regular meeting thereafter of the Board of Supervisors, until terminated by action of the Board or until December 31, 2020, whichever occurs first.

This ordinance shall become effective immediately upon its adoption as an urgency measure pursuant to Government Code sections 65858 and 25123.

The Urgency Ordinance entitled AN URGENCY ORDINANCE OF THE COUNTY OF SIERRA PROHIBITING OPEN FIRES ON PRIVATE PROPERTY WITHIN THE UNINCORPORATED AREAS OF SIERRA COUNTY DUE TO EXTREME FIRE DANGER passed on September 15, 2020 is rendered inoperative and is repealed by the passage of this ordinance.

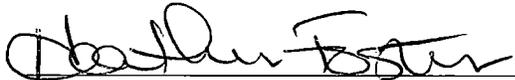
PASSED AND ADOPTED by the Board of Supervisors of the County of Sierra, State of California, at a regular meeting of said Board, held on the 18th day of September, 2020 by the following vote:

AYES: Supervisors Huebner, Roen, Dryden and Adams
NOES: None
ABSENT: Supervisor Beard



Lee Adams
Vice-Chair, Board of Supervisors
Sierra County

ATTEST:



Heather Foster
Clerk of the Board of Supervisors

APPROVED AS TO FORM:



David Prentice
County Counsel

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

MEETING DATE:
October 20, 2020

TYPE OF AGENDA ITEM:
 Regular Timed
 Consent

DEPARTMENT: Board of Supervisors
APPROVING PARTY: Paul Roen, District
PHONE NUMBER: 530-289-3295

AGENDA ITEM: Discussion/action on the request from the California Forestry Association to join coalition with respect to court case involving the US Fish & Wildlife Services and the decision not to list the California Spotted Owl as endangered.

SUPPORTIVE DOCUMENTS ATTACHED: Memo Resolution Agreement Other
See attached email and support document.

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:

- Approved
- Approved as amended
- Adopted
- Adopted as amended
- Denied
- Other
- No Action Taken

- Set public hearing
For: _____
- Direction to: _____
- Referred to: _____
- Continued to: _____
- Authorization given to:

Resolution 2020- _____
Agreement 2020- _____
Ordinance _____
Vote:
Ayes:
Noes:
Abstain:
Absent:
 By Consensus

COMMENTS:

CLERK TO THE BOARD

DATE

[Cancel](#)

Re: Building a Coalition



On Oct 12, 2020, at 8:34 AM, Rich Gordon <richg@calforests.org> wrote:

Hope you are well. Thank you for your continued service on the Board of Supervisors. As I look back on my elected life, I still feel that my time as a San Mateo County Supervisor was the best experience I had.

I am reaching out to you in my role as President and CEO of the California Forestry Association. We are working to build a coalition to support the science-based decision of the U.S. Fish and Wildlife Service to not list the California Spotted Owl as endangered. This decision is being challenged and if the challenge is successful it could have serious impact on efforts to increase forest management and fire prevention.

I am hopeful that your County might be willing to join our coalition. I have attached a fact sheet which provides additional information.

Would you please do me the favor of calling me in the next day or two to discuss. You can reach me on my cell phone at (650) 380-6491.

Thank you,

Rich Gordon
President and CEO
California Forestry Association

[<20201009_REQUEST TO JOIN COALITION.pdf>](#)



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REQUEST TO JOIN COALITION

The California Forestry Association (CFA) requests your participation in a coalition seeking to intervene in support of the U.S. Fish and Wildlife Service (Service) in a lawsuit brought by Sierra Forest Legacy, Defenders of Wildlife, and the Center for Biological Diversity regarding a decision by the Service that listing the California Spotted Owl (CSO) was not warranted under the Endangered Species Act (ESA).

Why This Matters:

The best available scientific information supports the decision of USFWS that listing of CSO is not warranted. Listing of this species will hamper efforts on private, state, and federal lands in California to take management actions to reduce wildfire risk and protect human health and safety, natural resources and the environment. As the fires burning throughout California show, such responsible land management is long overdue, and will be needed in the coming years more than ever. Examples of the negative impacts of listing the CSO abound. Listing the species would slow and raise the costs of:

- fuel break construction projects;
- fuels management/reduction projects;
- timber harvesting projects, including thinning; and
- public infrastructure projects and land management actions to protect them.

More frequent and intense wildfires will result, harming human health and safety, natural resources and the environment:

- people will be injured and/or killed;
- homes and other structures will burn;
- water supplies will be polluted by runoff from burned areas;
- other essential infrastructure, such as electrical transmission facilities and telecommunication lines and towers, will be destroyed;
- habitat for species (including protected species) will burn;
- watercourses will be polluted;
- forest carbon storage projects will go up in smoke; and
- emissions from fires will cancel out hard-won emission reductions from the electricity and other sectors.

The Lawsuit:

On November 8, 2019, the U.S. Fish and Wildlife Service (Service) determined listing of the California Spotted Owl (CSO) was not warranted under the Endangered Species Act (ESA). On August 24, 2020, Sierra Forest Legacy, Defenders of Wildlife, and the Center for Biological Diversity, challenged the Not Warranted listing decision in federal court in the Northern District of California. These groups allege the Service was arbitrary and capricious in not listing the species given (1) threats faced by the species, including wildfire; (2) information contained in the species' status review that support listing; and (3) the

declining status of the species within its range. The case is Sierra Forest Legacy et al v. U.S. Fish and Wildlife Service et al, No. 5:20-cv-05800-BLF, U.S. District Court Northern District of California. It is assigned to Judge Beth Lawson Freeman in San Jose.

Intervenor Status:

The California Forestry Association will seek status as an Intervenor in the case. Intervenor status will allow CFA to defend the decision of the Service and participate in any settlement discussions that may occur during the course of the case. We believe that data collected and provided to the Service affords a solid basis for its decision and we seek to protect the scientific process used to reach the conclusion.

The case was filed on August 24 and an initial Case Management Conference is scheduled for 11am on December 10. We intend to file intervention papers by November 5 so that we can participate in the conference.

The Coalition:

We are inviting others who could be impacted by a reversal of the Service's decision to not list the CSO to join us as part of a coalition that will seek intervenor status. Your name will appear on the court records and you will have access to information regarding the case but will not be expected to actively participate beyond submitting a declaration. You will also not be asked to contribute financially to this effort and there is no risk you would be held responsible for the other side's fees costs. Essentially, you will be affirming your support for the Service's decision. There likely will be a hearing in 2021 in San Jose which you would be welcome to attend, but you will not need to testify.

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

MEETING DATE: October 20, 2020	TYPE OF AGENDA ITEM: <input checked="" type="checkbox"/> Regular <input type="checkbox"/> Timed <input type="checkbox"/> Consent
--	---

DEPARTMENT: Clerk of the Board
APPROVING PARTY: Heather Foster, Clerk-Recorder
PHONE NUMBER: 530-289-3295

AGENDA ITEM: Appointment to the Sierra County (Calpine) Waterworks District #1	
SUPPORTIVE DOCUMENTS ATTACHED: <input type="checkbox"/> Memo <input type="checkbox"/> Resolution <input type="checkbox"/> Agreement <input checked="" type="checkbox"/> Other Resignation email, roster with expiring term list, and application.	
BACKGROUND INFORMATION: The appointment is to fill a vacancy	
FUNDING SOURCE: GENERAL FUND IMPACT: No General Fund Impact OTHER FUND: AMOUNT: \$ N/A	
ARE ADDITIONAL PERSONNEL REQUIRED? <input type="checkbox"/> Yes, -- -- <input checked="" type="checkbox"/> No	IS THIS ITEM ALLOCATED IN THE BUDGET? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No IS A BUDGET TRANSFER REQUIRED? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> 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

This is to confirm my notice at the August meeting that I am resigning as a Director of SCWW#1 as of September 1st.

Sincerely, Chris Lindberg

Get [Outlook for Android](#)

From: Janet Drummond <jndrummond123@gmail.com>

Sent: Friday, September 11, 2020 5:39:32 PM

To: lafollevac@hotmail.com <lafollevac@hotmail.com>

Subject: Resignation

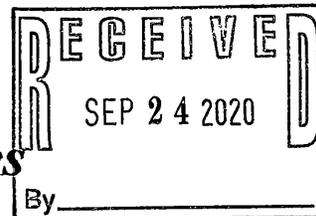
Paul Roen recommended that we get a resignation from you in writing.

Sent from [Mail](#) for Windows 10

Committee Name	Member Name	Member Address	City, ST Zip	Phone Number 1	Phone Number 2	Email	Position	Term Expiration Date	Term Expiration Year
Sierra County (Calpine) Waterworks District #1	DODSON, CRAIG	PO BOX 74	CALPINE, CA 96124	970-210-8278			DIRECTOR	3/31/2021	2021
Sierra County (Calpine) Waterworks District #1	VACANT						DIRECTOR		
Sierra County (Calpine) Waterworks District #1	WISE, SALLI	PO BOX 283	CALPINE, CA 96124	530-583-3954			DIRECTOR	3/31/2021	2021
Sierra County (Calpine) Waterworks District #1	BRUCE TROEDSON	PO BOX 143	CALPINE, CA 96124	530-994-3930			DIRECTOR	3/31/2022	2022
Sierra County (Calpine) Waterworks District #1	MURPHY, JAMES	PO BOX 214	CALPINE, CA 96124	994-1076	925-586-0389		CHAIR/DIRECTOR	3/31/2022	2022
Sierra County (Calpine) Waterworks District #1	DRUMMOND, JANET	PO BOX 37	CALPINE, CA 96124	994-3649	414-1363	jdrummond123@gmail.com	SECRETARY	N/A	N/A



SIERRA COUNTY BOARD OF SUPERVISORS



APPLICATION FOR MEMBERSHIP ON ADVISORY BOARD, COMMISSION OR SPECIAL DISTRICT

PLEASE PRINT OR TYPE

APPLICATION FOR MEMBERSHIP ON: Sierra County (Calpine) Waterworks District No. 1

(NAME OF BOARD/COMMISSION/DISTRICT)

FILING DEADLINE (AS LISTED ON VACANCY LISTING): October 13, 2020

NAME: JoAnn Chesney

RESIDENCE ADDRESS: 202 MAIN STREET

MAILING ADDRESS: PO BOX 205 CALPINE CA 96124

PHONE NUMBERS: HOME: 530-994-3431 BUSINESS: /

IN WHICH SUPERVISORIAL DISTRICT DO YOU RESIDE? 3

TIMES YOU ARE AVAILABLE FOR MEETINGS? DAYS: Any weekday TIMES: EVENINGS

EMPLOYMENT EXPERIENCE: Manager Canyon Ranch Resort 1993 to 1996 US Postal Service 1997 to 2015

ORGANIZATION AND COMMUNITY EXPERIENCE: Secretary for Calpine Waterworks District, Board member Calpine Improvement Association

OTHER EXPERIENCE WHICH YOU FEEL WOULD BE HELPFUL TO BRING TO THE ATTENTION OF BOARD MEMBERS IN MAKING THIS APPOINTMENT:

EDUCATION (INCLUDE HIGH SCHOOL, COLLEGE AND/OR UNIVERSITY, AND GRADUATE STUDY):

High School

WHY WOULD YOU LIKE TO BE APPOINTED?: I have lived in Calpine since 1996. It would be another way for me to contribute to the community

A RESUME CONTAINING OTHER PERTINENT INFORMATION ABOUT YOURSELF WOULD BE HELPFUL TO THE BOARD MEMBERS IN EVALUATING YOUR APPLICATION.

DATE: 9/22/2020 SIGNATURE: JoAnn Chesney

APPLICATION MUST BE FILED WITH THE CLERK OF THE BOARD OF SUPERVISORS PO DRAWER D, DOWNIEVILLE, CA 95936

MEMBERS OF THIS ADVISORY BOARD/COMMISSION/SPECIAL DISTRICT ARE:

[X] REQUIRED [] ARE NOT REQUIRED to file a Statement of Economic Interests with the County Clerk. If you should have any questions as to what this might involve, please call the County Clerk's office at (530) 289-3295.

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

MEETING DATE: October 20, 2020	TYPE OF AGENDA ITEM: <input type="checkbox"/> Regular <input type="checkbox"/> Timed <input checked="" type="checkbox"/> Consent
--	---

DEPARTMENT: Public Works and Transportation
APPROVING PARTY: Tim H. Beals, Director
PHONE NUMBER: 530-289-3201

AGENDA ITEM: Resolution authorizing Auditor to amend 20-21 Solid Waste Budget to include a a fixed asset (baler) and amending budget allocations outlined in Resolution 2019-078, under the 2018-19 City/ County Award which will be expended in Fiscal Year 2020-21 clearly define purchase of a fixed asset.

SUPPORTIVE DOCUMENTS ATTACHED: Memo Resolution Agreement Other

BACKGROUND INFORMATION: The purchase of a recycling baler was authorized on September 1, 2020. Since the original resolution did not specifically identify or quantify the cost of a baler which is a fixed asset this resolution clarifies. The baler cost is \$13,700 and the majority (\$12,751.53) is being paid out of 18/19 grant and the balance (\$948.47) out of the 19/20 grant.

FUNDING SOURCE: Beverage Recycling Grant 18/19
GENERAL FUND IMPACT: No General Fund Impact
OTHER FUND:
AMOUNT: \$13,700 total for the baler. 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

BOARD OF SUPERVISORS, COUNTY OF SIERRA, STATE OF CALIFORNIA

**IN THE MATTER OF AUTHORIZING AUDITOR TO
MAKE CHANGES TO 20-21 SOLID WASTE BUDGET AND AMENDING
AUTHORIZED LIST OF EXPENDITURES UNDER THE
CALRECYCLE CITY/COUNTY PAYMENT PROGRAM
BEVERAGE RECYCLING AWARD
FISCAL YEAR 2018-19**

RESOLUTION 2020-_____

WHEREAS, the Board of Supervisors may authorize the Auditor to make budget changes pursuant to Government Code Section 20150(a).

NOW THEREFORE BE IT RESOLVED THAT the Auditor is hereby authorized to make the following budget changes to the 2020-2021 Final Solid Waste Budget as follows:

Decrease Services and Supplies \$13,700

Increase Fixed Assets (Baler) \$13,700

BE IT FURTHER RESOLVED that the Board of Supervisors hereby approves the following revised budget allocations outlined in Resolution 2019-078, under the 2018-19 City/County Award which will be expended in Fiscal Year 2020-21:

- | | | |
|----|--|--------------|
| 1. | Beverage Container Collection Programs – Baler | \$ 12,751.53 |
| 2. | Litter Clean-Up | \$ 2,035.07 |
| 3. | Personnel | \$ 213.40 |

and that the Auditor is hereby directed to and is authorized to pay purchase orders upon presentation under the CalRecycle City/County Award Program.

ADOPTED by the Board of Supervisors of the County of Sierra on the 20th Day of October, 2020 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

COUNTY OF SIERRA

JAMES BEARD
CHAIRMAN, BOARD OF SUPERVISORS

ATTEST:

APPROVED AS TO FORM:

HEATHER FOSTER
CLERK OF THE BOARD

DAVID PRENTICE
COUNTY COUNSEL

BOARD OF SUPERVISORS, COUNTY OF SIERRA, STATE OF CALIFORNIA

IN THE MATTER OF AUTHORIZING
EXPENDITURES UNDER THE
CALRECYCLE CITY/COUNTY PAYMENT PROGRAM
BEVERAGE RECYCLING AWARD
FISCAL YEAR 2019/2020

RESOLUTION 2019-078

WHEREAS, the 2018-19 Beverage Container CalRecycle City/County Payment Program has been submitted and is recommended for awarded to Sierra County in the amount of \$15,000.00; and

WHEREAS, the expenditures in the referenced award will be included in the Fiscal Year 19-20 Sierra County Solid Waste Budget.

NOW THEREFORE, BE IT RESOLVED THAT the Board of Supervisors hereby approves the following budget allocations in accordance with Exhibit 1, attached hereto, under the 2018/2019 City/County Award which will be expended in Fiscal Year 2019-20:

1.	Beverage Container Collection Programs,	\$ 9,000.00
2.	Litter Clean-Up	\$ 1,500.00
3.	Advertising/Promotional	\$ 750.00
4.	Recycling Education	\$ 1,750.00
5.	Personnel	\$ 2,000.00

FURTHERMORE, BE IT RESOLVED THAT the Auditor is hereby directed to include the award in the 2018-19 Fiscal Year Budget, and is authorized to pay purchase orders upon presentation under the CalRecycle City/County Award Program.

BE IT FURTHER RESOLVED THAT the Director of Public Works is authorized to exercise administrative authority and latitude to adjust these funds within the elements presented due to the routine nature of this particular award.

ADOPTED by the Board of Supervisors of the County of Sierra on the 21st day of May, 2019, by the following vote:

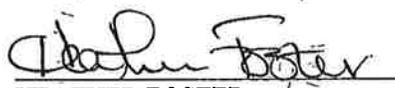
AYES: Supervisors Adams, Huebner, Beard, Dryden, Roen
NOES: None
ABSTAIN: None
ABSENT: None

COUNTY OF SIERRA



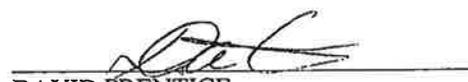
PAUL ROEN
CHAIRMAN, BOARD OF SUPERVISORS

ATTEST:



HEATHER FOSTER
CLERK OF THE BOARD

APPROVED AS TO FORM:



DAVID PRENTICE
COUNTY COUNSEL

Recycling Award Payment Program 2018/2019	
Projected Expenditures	Total Expenditures
2019-2020 Fiscal Year for Sierra County	\$ 15,000.00
<u>Beverage Container Collection Programs</u>	\$9,000
Which could include:	
Curbside-Residential	
Curbside-Commercial	
Schools	
Equipment (possibly Bailer Supplies)	
Recycling Bins (Roll Offs)	
Supplies-Liners/Bags/Gloves, packing materials	
Storage containers	
Other- Adopt A Park Garbage Removal	
Subtotal	\$9,000
<u>Litter Clean-Up</u>	\$ 1,500.00
Which could include:	
Public Parks/Recreational Areas	
Community Events	
Equipment/Supplies, packing materials	
Other-	
Subtotal	\$ 1,500.00
<u>Advertising/Promotional</u>	\$ 750.00
Which could include:	
Print Ads/Flyers/Posters	
Other	
Subtotal	\$ 750.00
<u>Recycling Education</u>	\$ 1,750.00
Which could include:	
Schools- Recycling materials	
Exhibits/Booths	
Assemblies/Shows	
Subtotal	\$ 1,750.00
<u>Personnel</u>	\$2,000.00
Which includes:	
Recycling Coordinator/Administration	
Training/Conferences	
Other	
Subtotal	\$2,000.00
Total Projected Expenditures	\$ 15,000.00

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

MEETING DATE: October 20, 2020	TYPE OF AGENDA ITEM: <input type="checkbox"/> Regular <input type="checkbox"/> Timed <input checked="" type="checkbox"/> Consent
--	---

DEPARTMENT: Department of Public Works & Transportation
APPROVING PARTY: Tim H. Beals, Director
PHONE NUMBER: 530-289-3201

AGENDA ITEM: Resolution approving Utility Agreement 1, Caltrans Local Assistance Procedure Manual Exhibit 14 F, with AT&T for relocation of an aerial guy wire and communication wire as necessary to the Federal Aid Bridge Replacement Project identified as Salmon Creek Bridge at Packer Lake Road.

SUPPORTIVE DOCUMENTS ATTACHED: Memo Resolution Agreement Other

BACKGROUND INFORMATION: AT&T owns and maintains aerial pole, guy wire and communication wire facilities within the limits of bridge replacement project and relocation of the facilities is required in order to accomodated the project. This Agreement must be in place as one of many steps needed to obtain authorization to proceed with the project.

FUNDING SOURCE: FHWA Bridge Replacement
GENERAL FUND IMPACT: No General Fund Impact
OTHER FUND:
AMOUNT: \$2,965.17 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

<p>BOARD ACTION:</p> <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
---	---	---

COMMENTS:

 CLERK TO THE BOARD DATE

BOARD OF SUPERVISORS, COUNTY OF SIERRA, STATE OF CALIFORNIA

**IN THE MATTER OF APPROVING UTILITY AGREEMENT
RELATED TO FEDERAL AID PROJECT BRLO 5913(060)
SALMON CREEK BRIDGE ON PACKER LAKE ROAD**

RESOLUTION 2020-_____

1. Utility Agreement 1, Local Assistance Procedure Manual Exhibit 14 F, between Sierra County and AT&T for relocation of aerial pole guy wire and communication wire as affects the Federal Aid Project, BRLO 5913(060), Salmon Creek Road Bridge on Packer Lake Road is hereby approved.
2. Tim H. Beals, Director of Transportation, is hereby authorized to execute the Utility Agreement on behalf of Sierra County.

ADOPTED by the Board of Supervisors of the County of Sierra on the 20th day of October, 2020, by the following vote:

AYES:
NOES:
ABSTAIN:
ABSENT:

COUNTY OF SIERRA

JAMES BEARD
CHAIRMAN, BOARD OF SUPERVISORS

ATTEST:

APPROVED AS TO FORM:

HEATHER FOSTER
CLERK OF THE BOARD

DAVID PRENTICE
COUNTY COUNSEL

Exhibit 14-F Utility Agreements

UTILITY AGREEMENTS

Sierra County

UTILITY AGREEMENT

County	Route	P.M.	Project #
Sierra	Packer Lk RD	0.0	BRLO 5913 (060)
Fed. Aid. No. BRLO 5913(060)			
Owner's File			
FEDERAL PARTICIPATION: On the Project : Yes On the Utilities: No			

UTILITY AGREEMENT NO. 1

The *Sierra County* hereinafter called "LOCAL AGENCY" proposes to Replace *Salmon Creek Bridge* on *Packer Lake Road*, in Sierra City, Sierra County, California.

And: **AT&T**

hereinafter called "OWNER," owns and maintains (*Aerial pole guy wire and communication wire*) facilities; within the limits of LOCAL AGENCY's project that requires relocation of said facilities to accommodate LOCAL AGENCY's project.

It is hereby mutually agreed that:

I. WORK TO BE DONE:

In accordance with Notice to Owner No. 1 dated October 12, 2020, OWNER shall relocate *Aerial pole guy wire and communication wire*. All work shall be performed substantially in accordance with OWNER's Plan No. UP-4 dated October 12, 2020, consisting of 1 sheets, a copy of which is on file in the Office of the LOCAL AGENCY at 101 Courthouse Square, Downieville, CA 95936. Deviations from the OWNER's plan described above initiated by either the LOCAL AGENCY or the OWNER, shall be agreed upon by both parties hereto under a Revised Notice to Owner. Such Revised Notices to Owner, approved by the LOCAL AGENCY and agreed to/acknowledged by the OWNER, will constitute an approved revision of the OWNER's plan described above and are hereby made a part hereof. No work under said deviation shall commence prior to written execution by the OWNER of the Revised Notice to Owner. Changes in the scope of the work will require an amendment to this Agreement in addition to the revised Notice to Owner."

II. LIABILITY FOR WORK

Existing facilities are located in their present position pursuant to rights superior to those of the LOCAL AGENCY and will be relocated at LOCAL AGENCY's expense.

III. PERFORMANCE OF WORK

OWNER agrees to perform the herein-described work with its own forces or to cause the herein described work to be performed by the OWNER's contractor, employed by written contract on a continuing basis to perform work of this type, and to provide and furnish all necessary labor, materials, tools, and equipment required therefore; and to prosecute said work diligently to completion.

Use of personnel requiring lodging and meal "per diem" expenses will not be allowed without prior written authorization by LOCAL AGENCY's representative. Requests for such authorization must be contained in OWNER's estimate of actual and necessary relocation costs. OWNER shall include an explanation why local employee or contract labor is not considered adequate for the relocation work proposed. Per Diem expenses shall not exceed the per diem expense amounts allowed under the California Department of Human Resources travel expense guidelines.

IV. PAYMENT FOR WORK

The LOCAL AGENCY shall pay its share of the actual and necessary cost of the herein described work within 90 days after receipt of OWNER's itemized bill in quintuplicate, signed by a responsible official of OWNER's organization and prepared on OWNER's letterhead, compiled on the basis of the actual and necessary cost and expense incurred and charged or allocated to said work in accordance with the uniform system of accounts prescribed for OWNER by the Local Assistance Procedures Manual EXHIBIT 14-G Utility Agreement Clauses Page 7 of 16 January 2020 California Public Utilities Commission (PUC), Federal Energy Regulatory Commission (FERC) or Federal Communications Commission (FCC), whichever is applicable." "It is understood and agreed that the LOCAL AGENCY will not pay for any betterment or increase in capacity of OWNER's facilities in the new location and that OWNER shall give credit to the LOCAL AGENCY for all accrued depreciation of the replaced facilities and for the salvage value of any material or parts salvaged and retained or sold by OWNER.

Not more frequently than once a month, but at least quarterly, OWNER will prepare and submit itemized progress bills for costs incurred not to exceed OWNER's recorded costs as of the billing date less estimated credits applicable to completed work. Payment of progress bills not to exceed the amount of this Agreement may be made under the terms of this Agreement. Payment of progress bills which exceed the amount of this Agreement may be made after receipt and approval by LOCAL AGENCY of documentation supporting the cost increase and after an Amendment to this Agreement has been executed by the parties to this Agreement.

Upon completion of the Preliminary Engineering, and within 45 days after receipt of OWNER's bill, signed by a responsible official of OWNER's organization, and prepared on OWNER's letterhead, LOCAL AGENCY will pay OWNER the lump-sum amount of \$ 2,965.17. The above lump-sum amount, for the preliminary engineering design work, has been agreed upon between the LOCAL AGENCY and the OWNER.

V. GENERAL CONDITIONS

All costs accrued by OWNER as a result of LOCAL AGENCY's request of to review, study and/or prepare relocation plans and estimates for the project associated with this Agreement may be billed pursuant to the terms and conditions of this Agreement.

If LOCAL AGENCY's project which precipitated this Agreement is canceled or modified so as to eliminate the necessity of work by OWNER, LOCAL AGENCY will notify OWNER in writing, and LOCAL AGENCY reserves the right to terminate this Agreement by Amendment. The Amendment shall provide mutually acceptable terms and conditions for terminating the Agreement.

All obligations of LPA under the terms of this Agreement are subject to the acceptance of the Agreement by LPA Board of Directors or the Delegated Authority (as applicable), the passage of the annual Budget Act by the State Legislature, and the allocation of those funds by the California Transportation Commission.

OWNER shall submit a Notice of Completion to the LOCAL AGENCY within 30 days of the completion of the work described herein.

It is understood that said highway is a Federal aid highway and accordingly, 23 CFR, Chapter 1, Part 645 is hereby incorporated into this Agreement." "In addition, the provisions of 23 CFR 635.410, BA, are also incorporated into this agreement. The BA requirements are further specified in Moving Ahead for Progress in the 21st Century (MAP-21), section 1518; 23 CFR 635.410 requires that all manufacturing processes have occurred in the United States for steel and iron products (including the application of coatings) installed on a project receiving funding from the FHWA.

Owner understands and acknowledges that this project is subject to the requirements of the BA law (23 U.S.C., Section 313) and applicable regulations, including 23 CFR 635.410 and FHWA guidance and will demonstrate BA compliance by collecting written certification(s) from the vendor(s) or by collecting written certification(s) from the manufacturer(s) (the mill test report (MTR)).

All documents obtained to demonstrate BA compliance will be held by the OWNER for a period of three (3) years from the date the final payment was received by the OWNER and will be made available to STATE or FHWA upon request.

One set of copies of all documents obtained to demonstrate BA compliance will be attached to, and submitted with, the final invoice.

This does not include products for which waivers have been granted under 23 CFR 635.410 or other applicable provisions or excluded material cited in the Department's guidelines for the implementation of Buy America requirements for utility relocations issued on December 3, 2013.

IN WITNESS WHEREOF, the above parties have executed this Agreement the day and year above written.

LOCAL AGENCY

AT&T California

By: _____
Tim H. Beals
Local Agency Director of Transportation

By: _____
Lee C. Nieto
Public Works Coordinator

Date: _____

Date: _____

Distribution: 1) Owner, 2) Utility Coordinator, 3) DLAE –File, 4) District Utility Coordinator – File

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

MEETING DATE: October 20, 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
APPROVING PARTY: Heather Foster, Clerk of the Board
PHONE NUMBER: 530-289-3295

AGENDA ITEM: Minutes from the regular meeting held on September 15, 2020.	
SUPPORTIVE DOCUMENTS ATTACHED: <input type="checkbox"/> Memo <input type="checkbox"/> Resolution <input type="checkbox"/> Agreement <input checked="" type="checkbox"/> Other Minutes	
BACKGROUND INFORMATION:	
FUNDING SOURCE: GENERAL FUND IMPACT: No General Fund Impact OTHER FUND: AMOUNT: \$ N/A	
ARE ADDITIONAL PERSONNEL REQUIRED? <input type="checkbox"/> Yes, -- -- <input type="checkbox"/> No	IS THIS ITEM ALLOCATED IN THE BUDGET? <input type="checkbox"/> Yes <input type="checkbox"/> No IS A BUDGET TRANSFER REQUIRED? <input type="checkbox"/> Yes <input type="checkbox"/> 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

Minutes to be distributed
under separate cover
and/or at meeting.