

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

MEETING DATE: March 1, 2022	TYPE OF AGENDA ITEM: <input type="checkbox"/> Regular <input type="checkbox"/> Timed <input checked="" type="checkbox"/> Consent
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DEPARTMENT: Sierra County Sheriff's Office
APPROVING PARTY: Sheriff Mike Fisher
PHONE NUMBER: (530) 289-3700

AGENDA ITEM: Equipment storage agreement

SUPPORTIVE DOCUMENTS ATTACHED: Memo Resolution Agreement Other

BACKGROUND INFORMATION: The Sierra Valley Enterprises (SVE) has agreed to allow the Sierra County Sheriff's Office to store equipment at there Loyalton Mill Site, 100 Railroad Ave., Loyalton CA. SVE is requiring a hold harmless agreement between the County and SVE as part of the agreement. Attached is the Agreement Sierra County Counsel drafted to meet the requirement.

FUNDING SOURCE: N/A
GENERAL FUND IMPACT: No General Fund Impact
OTHER FUND:
AMOUNT: \$0.00 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 2022- _____ Agreement 2022- _____ Ordinance _____ Vote: Ayes: Noes: Abstain: Absent: <input type="checkbox"/> By Consensus
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COMMENTS:

CLERK TO THE BOARD

DATE

**AGREEMENT
BETWEEN
SIERRA VALLEY ENTERPRISES
AND
THE COUNTY OF SIERRA**

This Agreement (“Agreement”) is made and entered into this 1st day of March 2022, by and between the Sierra Valley Enterprises (“SVE”) and the County of Sierra (“County”).

RECITALS

WHEREAS, County has need for a place to store equipment; and

WHEREAS, SVE has the facilities and the capacity to allow County to store equipment on their property located at 100 Railroad Avenue, Loyalton, California 96118 (“Loyalton Mill Site”), and is agreeable to allow County to use the Loyalton Mill Site for the storage of equipment used by the County’s Sheriff’s Office.

AGREEMENT

NOW, THEREFORE, for and in consideration of the agreement made, the parties agree to the following:

- I. **SCOPE OF SERVICES:** SVE agrees to allow County to store equipment at the Loyalton Mill Site.
- II. **TERM OF CONTRACT:** This Agreement shall commence on March 1, 2022 and shall terminate upon thirty (30) day’s prior written notice from either party to the other party.
- III. **INDEMNIFICATION:** County agrees to indemnify, defend at its own expense, and hold SVE harmless from any and all liabilities, claims, losses, damages, or expenses, including reasonable attorney’s fees, arising from any and all acts or omissions to act of County or its officers, agents, or employees for any loss or damage to any or all of County’s property being stored at the Loyalton Mill Site; excluding, however, such liabilities, claims, losses, damages, or expenses arising from SVE’s sole negligence or willful misconduct. County further agrees that it will not make any claim, under any circumstances whatsoever, for any personal injuries or property damage or any other damages or injuries sustained by the County or its officers, agents, or employees as a result of their access to or work performed or conducted on at the Loyalton Mill Site, regardless of cause of said personal injuries, bodily damage, or other damages or injuries to the County, their invitees, guests, contractors, or agents.
- IV. **AMENDMENT:** This Agreement may be amended or modified only by a written instrument signed by both parties.

IN WITNESS WHEREOF, the parties hereunto have executed this Agreement on the date written below.

COUNTY OF SIERRA:

SIERRA VALLEY ENTERPRISES:

By: _____
Paul Roen, Chairman
Sierra County Board of Supervisors
Date: _____

By: _____
Jeff Holland
Title: _____
Date: _____

Approved as to form:

By: _____
David Prentice
County Counsel