



**STATE OF CALIFORNIA, COUNTY OF SIERRA
BOARD OF SUPERVISORS
MINUTES
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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Terry LeBlanc, District 4

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Sharon Dryden, Vice Chair, District 5

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The Sierra County Board of Supervisors met in regular session commencing at 9:00 a.m. on March 1, 2022 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.

PLEDGE OF ALLEGIANCE: Led by Supervisor LeBlanc

ROLL CALL

Present: Lee Adams, Supervisor, District #1
Peter W. Huebner, Supervisor, District #2
Paul Roen, Supervisor, Chair, District #3
Terry LeBlanc, Supervisor, District #4
Sharon Dryden, Supervisor, Vice Chair, District #5

Staff: Heather Foster, County Clerk-Recorder
Melissa Kinneer, Assistant County Clerk-Recorder
David Prentice, 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

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Jeremy Miller, Chief Technology Officer
Chuck Henson, Chief Probation Officer
Mike Fisher, Sheriff/Coroner
Laura Marshall, Assessor/Solid Waste Fee Administrator

APPROVAL OF CONSENT AGENDA

The Board moved to approve the Consent Agenda.

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

15. CONSENT AGENDA

15.A. Resolution adopting the 2022 Supplemental Paid Sick Leave Policy. (PERSONNEL)

ADOPTED, Resolution 2022-019

15.B. Resolution declaring a County owned 2002 Ford Escape as surplus. (PUBLIC WORKS)

ADOPTED, Resolution 2022-020

15.C. Resolution approving the surplus of one vehicle from the Social Services Department to the General Fund. (SOCIAL SERVICES)

ADOPTED, Resolution 2022-021

15.D. Resolution of the Board of Supervisors of the County of Sierra ("County") to delegate authority to the County of Shasta to submit an application, and receipt of, Homeless Housing, Assistance and Prevention Round 3 ("HHAP-3") Funding. (BEHAVIORAL HEALTH)

ADOPTED, Resolution 2022-022

15.E Professional services agreement between James McCubbrey, Ph.D. and Sierra County for Tobacco Use Reduction Plan Evaluation services. (PUBLIC HEALTH)

APPROVED, Agreement 2022-017

15.F. Agreement between Sierra Valley Enterprises and the County of Sierra for storage of equipment used by the County Sheriff's Office. (SHERIFF)

APPROVED, Agreement 2022-018

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15.G. Minutes from the regular meeting held on February 1, 2022. (CLERK OF THE BOARD)

APPROVAL OF REGULAR AGENDA

The Board moved to approve the Regular Agenda.

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

REGULAR AGENDA

2. PUBLIC COMMENT OPPORTUNITY

At 9:04 a.m. Vice-Chair Dryden opened the public comment opportunity.

Public comment was received from Kelly Champion requesting the Board's support in opposing Senate Bill 871, pertaining to vaccine mandates in public schools for students and staff and further requested the matter be placed on a future agenda for discussion.

Vice-Chair Dryden clarified that the Board has no jurisdiction over the matter and that no action can be taken under public comment opportunity.

Ms. Champion further requested the Board's support in aligning with the school board and community's opposition on the matter.

At 9:06 a.m. Vice-Chair Dryden closed the public comment opportunity with no further persons addressing the Board.

3. COMMITTEE REPORTS & ANNOUNCEMENTS

Supervisor Adams reported that he will be attending a CSAC meeting on March 3rd in Sacramento.

Vice-Chair Dryden reported that a meeting will take place next week with the Director of Social Services, staff from Health and Human Services, and a representative from Seniors, Inc. to discuss services for seniors in Sierra County.

4. DEPARTMENT MANAGERS' REPORTS & ANNOUNCEMENTS

The Assessor reported on her requirement to annually report the number of acres under the Williamson Act and Farmland Security Zone contracts for reimbursement, and on the recent change in the law requiring the inclusion of the Williamson Act as a layer on the public Geographic Information System (GIS). The Assessor continued to report that she is currently working with the California CAD Solutions, Inc. to build the layer which will be available to the public in the upcoming weeks.

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The Chief Technology Officer (CTO) reported on the recent server error and the steps his department has taken to prevent this error from happening in the future. The CTO further expressed his gratitude to affected staff members for their understanding and support.

Vice-Chair Dryden commended the Director for assuming responsibility for the error.

The Auditor reported that an update performed on his department's accounting system may have created minor overpayments on employee paychecks and that after the vendor verifies the correct calculations, small adjustments may have to be made to certain employee's wages on the next month's payroll.

Discussion ensued with the Board.

The Director of Health and Social Services reported available funding for adult protective services clients with risks of homelessness and funding from the Child Welfare System for the Bring Families Home program.

The Director further reported on the vacant Public Health Nurse position; the decrease of local COVID-19 case counts; the Savings Plan outlined in the Smarter Plan released from the Governor; new masking guidance for the general public, effective March 1st and schools, effective March 14th; the major cleanup to take place on current state health orders to include less mandates; and on the potential delay of the March 31st state of emergency sunset date.

The Chief Probation Officer reported that the Memorandum of Understanding (MOU) has been finalized with the Court and approved by County Counsel for pretrial release program services that will be brought before the Board for consideration and approval at the March 15th meeting and on the applications his department has received for the Pretrial Officer position.

The Sheriff reported on recent search and rescue activities within the county and on the issues related to stranded motorists.

Discussion ensued with the Board.

5. FOREST SERVICE UPDATE

Yuba River District Ranger Lon Henderson provided an update on matters going on in the district.

Acting Sierraville District Ranger Rachel Hutchison reported on various matters going on in the district

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Considerable discussion ensued regarding the OHV grant funding for the Jackson Meadows parking area project.

6. BOARD OF SUPERVISORS

- 6.A. Discussion/action regarding conducting meetings of the Sierra County Board of Supervisors in accordance with AB 361 and Sierra County Resolution 2021-140. (CLERK OF THE BOARD)

No action taken.

- 6.B. Discussion/action on request from the Sierra Business Council for a letter of designation from the County supporting an application to the CalOSBA California Microbusiness COVID 19 Relief Grant Program. (CHAIR ROEN)

Supervisor Roen provided a brief introduction to the Board on the item.

After brief discussion, the Board moved to authorize the Vice-Chair to sign the letter of designation from the Sierra Business Council requesting support on an application to the CalOSBA California Microbusiness COVID 19 Relief Grant Program.

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

- 6.C. Discussion/action on request from the Sierra Valley Groundwater Management District for a letter in support of the District's application for the California Department of Fish and Wildlife's 2022 Proposition 1 Restoration Grant Program. (CHAIR ROEN)

Supervisor Roen provided background on the item and requested authorization to sign the letter of support due to the tight time constraints of the grant.

Board discussion ensued.

Supervisor Roen further reported that the grant application is moving forward and has had significant changes which include Sierra County's views.

Supervisor Adams suggested County Counsel review and approve the letter prior to its submission.

After brief discussion, the Board moved to authorize Supervisor Roen to sign the letter, as approved by County Counsel, in support of the Sierra Valley Groundwater Management District's application for the California Department of Fish and Wildlife's 2022 Proposition 1 Restoration Grant Program.

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

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12. TIMED ITEMS

10:00A.M. RESOLUTION OF APPRECIATION

Presentation of Resolution of Appreciation to Mr. Michael Newfarmer, Road Maintenance Lead Worker, upon his announcement of impending retirement.

Vice-Chair Dryden presented the resolution of appreciation to Mr. Newfarmer.

Comments were received from several members of the public and the Board, all expressing their gratitude to Mr. Newfarmer for his hard work and dedicated service to the county.

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

7.A. Discussion and direction regarding Solid Waste Hauler Application Fee.

The Solid Waste Fee Administrator provided extensive background to the Board on County Code section 8.04.205, regarding solid waste hauler license applications, the public hearing process and on the option for the Board to charge fees for the issuance of solid waste collection licenses to offset the cost to the county. Ms. Marshall further reported that the matter was brought before the Board to consider adopting the fee prior to conducting the public hearing for the license application on file in her office and on her recommendation to set the initial application permit fee at \$225.

Discussion ensued with the Board.

Ms. Marshall reported on a hauler providing services in the county without a bond or information on record with her office.

Considerable discussion ensued with the Board.

By consensus, the Board directed staff to discuss matter with the Solid Waste Committee and to bring back a long-term recommendation to the Board on the administration of fees.

7.B. Resolution amending Resolution 2018-024 adding Schedule O, Solid Waste Fee Administration to the Sierra County Fee Schedule.

The Solid Waste Fee Administrator presented the item.

Public comment was received from Ricky Ross from Intermountain Disposal regarding the solid waste franchise fee and on his request to meet with the Solid Waste Committee to establish a long-term relationship.

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The Public Works Director clarified that no franchises governing solid waste exist in Sierra County and that the agreement with Intermountain Disposal is only for transportation services.

Discussion ensued with the Board.

After considerable discussion, the Board moved to adopt the resolution amending resolution 2018-024, adding the \$225 initial application permit fee to Schedule O of the Solid Waste Fee Administration to the Sierra County Fee Schedule.

ADOPTED, Resolution 2022-023. Motion: Adams/Huebner/Unanimous Roll Call Vote: 5/0

8. OFFICE OF EMERGENCY SERVICES (OES) -TIM BEALS

8.A. Resolution authorizing expenditures under the Fiscal Year 21 State Homeland Security Grant Program.

The Director of Emergency Services reviewed the proposed expenditures, including funding for cybersecurity set forth in the Fiscal Year 21 State Homeland Security Grant Program.

Supervisor Adams expressed concern over the ongoing costs to the county for the Oregon Peak Repeater and Everbridge Emergency Notification System and further requested the Sheriff begin exploring alternative options for these services.

The Chief Technology Officer requested his department be included in any future discussions regarding cybersecurity.

Discussion ensued with Board.

The Board moved to adopt the resolution authorizing expenditures under the Fiscal Year 21 State Homeland Security Grant Program and directed staff to explore alternative options for the leased expenditures.

ADOPTED, Resolution 2022-024. Motion: Huebner/Adams/Unanimous Roll Call Vote: 5/0

9. PUBLIC WORKS/TRANSPORTATION - TIM BEALS

9.A. Discussion and adoption of resolution to amend the county authorized position list, to fund, and to adjust the 21-22 Final Budget to include the combined position of Transportation Planner-Engineering Technician and approving funding for the position at 60% Overall Work Program (OWP) Funds and 40% Road.

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The Director of Public Works provided background to the Board on the item and on the need for the position to alleviate the current workload on staff.

Considerable discussion ensued with the Board.

Public comment was received from Lynnea White regarding the position.

After brief discussion, the Board moved to adopt the resolution amending the county authorized position list, to fund, and to adjust the 21-22 Final Budget to include the combined position of Transportation Planner-Engineering Technician and approving funding for the position at 60% Overall Work Program (OWP) Funds and 40% Road.

ADOPTED, Resolution 2022-025. Motion: Huebner/Adams/Unanimous Roll Call Vote: 5/0

9.B. Discussion and direction to staff with regard to potential grant opportunities including but not limited to Recreational Trails Program Grant through the Department of Parks & Recreation, P.G.& E. grants, and other opportunities.

The Director of Public Works reported on the numerous grant opportunities available to the county and the need for additional resources and funding to assist in administering the grants.

Considerable discussion ensued with the Board.

By consensus, the Board directed staff to meet with all appropriate parties and to report back with further information.

10. PLANNING / BUILDING - TIM BEALS

10.A. Discussion/action with respect to findings and nuisance abatement process against Painter Eden Kyler Baarsma as the property owner for property located at 100 Main Street, Sierraville, CA, Assessor Parcel No. 015-052-001-000.

The Director of Planning commented on his frustrations with the lack of progress made by the property owner with his realtor to date.

In response to Supervisor Adams' inquiry, the Director recommended that the Board grant one, last 30-day extension, with direction to the property owner that at the April 5th meeting, a clear abatement order will be ready for adoption and that an order will be recorded placing a lien against the property to cover the cost of repairs.

Discussion ensued with the Board.

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By consensus, the Board deferred the order of the abatement to the April 5th meeting

- 10.B. Discussion and direction to staff regarding the FEMA Preliminary Flood Insurance Rate Maps (FIRM) and Flood Insurance Study (FIS) with specific regard to the review of maps, appeal and comment process.

The Director of Planning made a brief introduction to the Board on the item.

Vice-Chair Dryden expressed gratitude to staff and Mr. Pangman for hosting and attending the meeting at the Sierra Brooks Lodge, for compiling comments and representing the communities concerns.

Deputy Director of Planning Brandon Pangman provided extensive background to the Board on the FEMA Preliminary Flood Insurance Rate Maps and Flood Insurance Study and on the comments compiled from community members, submitted to FEMA on February 21st.

Mr. Pangman further reported on a meeting attended by FEMA project managers and the county to address significant technical concerns and on FEMA's decision to go back and review their data for any egregious errors on the initial topographical studies, and the potential need to hire an outside engineer as the county does not have the resources to review the technical issues.

Public comment was received from Mike Ray requesting information on FEMA's timeline to provide responses to the public comments submitted.

In response to Mr. Rays' inquiry, Mr. Pangman stated that the county has not been provided with any timeline from FEMA.

Considerable discussion ensued.

The Director of Planning recommended conducting a field visit with the County Surveyor to include his comments on an interim letter to FEMA.

Discussion ensued with the Board.

Vice-Chair Dryden suggested the Director, Supervisor Roen and County Surveyor conduct a site visit to review the areas of concern.

11. CLERK-RECORDER/ELECTIONS - HEATHER FOSTER

- 11.A. Software as a Service Agreement (SaaS) between Tyler Technologies and the County of Sierra for the replacement of the Clerk-Recorder's land management and clerk related system and adoption of resolution authorizing the Auditor to make certain changes to the 2021/2022 Final Budget for the Clerk-Recorder's Office.

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The Clerk provided a brief background to the Board on the item.

After brief discussion, the Board moved to approve the Software as a Service Agreement (SaaS) between Tyler Technologies and the County of Sierra for the replacement of the Clerk-Recorder's land management and clerk related system, and to adopt the resolution authorizing the Auditor to make certain changes to the 2021/2022 Final Budget for the Clerk-Recorder's Office.

APPROVED, Agreement 2022-019 and **ADOPTED**, Resolution 2022-026. Motion: Adams/LeBlanc/Unanimous Roll Call Vote: 5/0

14. CLOSED SESSION

14.A. Conference with labor negotiators pursuant to Government Code section 54957.6, Margaret Long Negotiator, Deputy Sheriff's Association (DSA) bargaining unit.

County Counsel reported that direction was given to staff.

14.B. Closed session pursuant to Government Code Section 54956.9 - conference with legal counsel - anticipated litigation - 1 case.

CLOSED SESSION STATEMENT

The Board met in closed session from 12:22 p.m. to 12:38 p.m.

County Counsel reported that direction was given to staff and that the anticipated litigation is now pending litigation.

ADJOURN

At 12:40 p.m., with no further business, Vice-Chair Dryden adjourned the meeting.

SHARON DRYDEN, VICE-CHAIR
BOARD OF SUPERVISORS

ATTEST:

MELISSA KINNEER
ASSISTANT CLERK OF THE BOARD