



**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

Peter W. Huebner, District 2

P.O. Box 349 - Sierra City, CA 96125 - 530-565-6055 - phuebner@sierracounty.ca.gov

Paul Roen, Chair, District 3

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

Terry LeBlanc, District 4

P.O. Box 387 - Loyalton, CA 96118 - 707-489-0314 - tbleblanc@sierracounty.ca.gov

Sharon Dryden, Vice Chair, District 5

P.O. Box 246 - Loyalton, CA 96118 - 530-913-9218 - sdryden@sierracounty.ca.gov

The Sierra County Board of Supervisors met in regular session commencing at 9:00 a.m. on May 3, 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
Scott McLeran, Deputy County Counsel
Van Maddox, Auditor/Treasurer Tax Collector
Tim Beals, Director of Planning/Public Works/Transportation/OES
Lea Salas, Director of Behavioral Health
Vickie Clark, Director of Health and Social Services
Chuck Henson, Chief Probation Officer
Mike Fisher, Sheriff/Coroner

May 3, 2022

APPROVAL OF THE CONSENT AGENDA

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

12.K. Minutes from the regular meeting held on April 5, 2022. (CLERK OF THE BOARD)

At the request of the Auditor, Consent Item 12A. was pulled from the agenda.

12.A. Resolution authorizing the Auditor to make certain changes to the County 2021/2022 final budget regarding out of county incarceration costs. (AUDITOR)

The Board moved to approve the Consent Agenda as amended.

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

12. CONSENT AGENDA

12.B. Professional Services Agreement between Joseph S. Krzesni, LMFT and Sierra County Behavioral Health for psychiatric and clinical chart review. (BEHAVIORAL HEALTH)

APPROVED, Agreement 2022-042

12.C. Resolution authorizing the Sierra County Auditor to make certain changes to the 2021-2022 final budget in regards to the 91 realignment funding. (BEHAVIORAL HEALTH)

ADOPTED, Resolution 2022-045

12.D. California Mental Health Services Authority Participation Agreement with Sierra County in regards to the Superior Regional Partnership – OSHPD WET Grant. (BEHAVIORAL HEALTH)

APPROVED, Agreement 2022-043

12.E. Resolution approving the submittal of an application for the Local Enforcement Agency Grant and authorizing Director or Designee to execute the necessary application for the securing of grant funds. (PUBLIC HEALTH)

ADOPTED, Resolution 2022-046

12.F. Resolution approving proposed budget for the CalRecycle OPP12 (Oil Payment Program) for Fiscal Year (FY) 2021-22. (PUBLIC WORKS)

May 3, 2022

ADOPTED, Resolution 2022-047

- 12.G. Approval of Change Order #1 to Sierra County Public Works Contract 2021-104 with Westcon Construction Corporation to reconcile quantity changes required during construction of the 2017 FEMA Storm Damage Repair - Oxford Mine Project with the contract amount. (PUBLIC WORKS)
- 12.H. Lease Agreement with Alliance for Workforce Development for the modular office at the Sierraville School Complex. (PUBLIC WORKS)

APPROVED, Agreement 2022-044

- 12.I. Modification of agreement designating Northern California EMS, Inc. as the Local EMS Agency for Sierra County. (CLERK OF THE BOARD)

APPROVED, Agreement 2022-045

- 12.J. Minutes from the regular meeting held on March 15, 2022. (CLERK OF THE BOARD)

APPROVAL OF THE REGULAR AGENDA

The Board moved to approve the Regular Agenda.

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

REGULAR AGENDA

2. PUBLIC COMMENT OPPORTUNITY

At 9:04 a.m. Chair Roen opened and closed the public comment opportunity with no persons addressing the Board.

3. COMMITTEE REPORTS & ANNOUNCEMENTS

Supervisor Adams reported on RCRC's meeting held last Wednesday, and the Finance Committee meeting held last week to start discussions on the 2022/2023 Preliminary Budget and the American Recovery Plan Act funding.

Supervisor Dryden reported on the Sierra Brooks Firewise meeting held last Saturday.

May 3, 2022

4. DEPARTMENT MANAGERS' REPORTS & ANNOUNCEMENTS

The Director of Health and Social Services reported on staffing; contracting for the Public Guardian position; having submitted a letter of intent for the Family First Prevention Services Grant funding; a meeting held on April 21st with OES, Sheriff's Office, Probation Department, State OES and representatives from the California Department of Social Services Disaster services who made a presentation on available resources and technical assistance; the slowing of COVID cases across the country; the status of booster vaccination clinics; and the availability of over the counter home tests.

The Chief Probation Officer reported on continuing to work with the Auditor and Sheriff on a solution pertaining to the increase of out of county incarceration costs, and the JJCC (Juvenile Justice Coordinating Council) meeting and the approval of a budget modification to move funds over to cover additional juvenile hall costs this year.

The Director of Planning reported on receiving the REAP grant from the State HCD; the delay in the Turner Williamson Act application public hearing scheduled for May 17th; the recent Solid Waste Committee meeting and looking to resolve contractual issues with Plumas County for accepting the county's waste and the contractual hauling agreement; the status of the Yuba Project, Green Acres project, Fire Safe Coordinator grant and the evacuation grant; the Planning Commission meeting to be held on May 12th on the proposed Short-Term Rental ordinance; preparation of RFPs for the Calpine Community Hall and the County Emergency Operations Plan; and an uptick in code enforcement issues.

The Sheriff reported on working with Plumas and Nevada County on long term inmate housing, and the status of the Zone Haven program.

The Director of Behavioral Health reported on Governor Newsom's new plan to address homelessness through the Community, Assistance, Recovery, and Empowerment Plan (CARE), and the impacts to the county.

Supervisor Adams indicated that both CSAC and RCRC are pushing back on this plan.

5. FOREST SERVICE UPDATE

Acting Yuba River District Ranger Stephanie Coppeto provided an update on staffing; campground openings for the upcoming season; and the status of brush clearing along Highway 49.

Chair Roen expressed the need to get work done on the west side of the county now that they've received the \$9.8 million implementation funding.

Ranger Coppeto commented on the Forest Service is working to identify acreage that needs to be treated.

May 3, 2022

Supervisor Adams expressed his appreciation for opening the Rocky Rest and Carlton campgrounds, and the work done at the Ramshorn Campground.

The Director of Planning questioned the status of opening the Union Flat Campground.

Ranger Coppeto responded she doesn't have an update on this campground but will look into it.

The Director further commented on the coordination call with Caltrans who has been in the planning stages for over 8 months on a fuel reduction project along Highway 49 and questioned if there has been any coordination with the Forest Service to expand the project in the future.

Chair Roen clarified that the Caltrans project is funded through FEMA and that Ranger Henderson had indicated they have not been contacted by Caltrans or FEMA about the project.

Acting Sierraville District Ranger Rachel Hutchinson provided an update on negotiations with NID regarding Jackson Meadows campgrounds; the status of opening of campgrounds; staffing; and the status of RAC funding.

Discussion ensued regarding Forest Supervisor Eli Illano's assignment to Colorado for the summer.

Supervisor Adams expressed concerns with the Forest Supervisors assignment during the summer and the lack of concern over the fire season.

10. TIMED ITEMS

10.A. 10:00 AM COUNTY FORESTER UPDATE

Presentation by County Forester Danielle Bradfield, RPF, regarding forestry activities and status report on of Fire Safe Coordinator Grant, North Yuba Forest Partnership, Smithneck Fuels Treatment Grant (SVRCD), and other similar programs.

Danielle Bradfield, County Forester made her presentation to the Board regarding the Fire Safe Coordinator grant, the objectives she is working on as the Fire Safe Coordinator for the county and securing an additional \$258,000 through the Sierra Nevada Conservancy to continue these efforts through 2023/2024.

Considerable discussion ensued with the Board.

The Director of Planning commented on issues with coordination between the Forest Service and Caltrans with respect to fire safe efforts within the county, the need to be prepared to file an application for phase two of the Greene Acres project and

May 3, 2022

concerns with the lack of management within the Forest Service's management plan for the historic community of Forest City.

Additional discussion ensued with the Board.

6. AUDITOR / TREASURER-TAX COLLECTOR - VAN MADDOX

6.A. Resolution authorizing a Cost of Living Adjustment (COLA) for Mid-Management positions.

The Auditor provided brief background on the request which is in line with what the Miscellaneous/Clerical Unit received.

Supervisor Adams expressed concerns with Department Managers no longer receiving longevities and the potential impacts by authorizing the request as Mid-Management still receives longevities.

Discussion ensued with the Board.

Following discussion and by consensus, the Board continued this item to the next meeting and directed the Auditor to provide additional information pertaining to the department managers salaries.

7. PLANNING / BUILDING - TIM BEALS

7.A. Status report on floodplain review for eastern County areas, including Loyalton, and determination on budgetary needs to provide needed professional services.

The Director of Planning indicated they are still waiting for the formal notification from FEMA regarding the delay in the appeal process. The Director further commented on the need to be prepared to cover the cost of the county engineer and determine whether the Board wants to discuss with the City of Loyalton about a contribution towards Farr West Engineering for the work performed.

Discussion ensued with the Board.

8. PUBLIC WORKS/TRANSPORTATION - TIM BEALS

8.A. Introduction and waive first reading of corrected ordinance governing and providing regulations, rules, rates, and charges, governing the use, operation, maintenance and management of property, parks and recreation facilities, street lights, facilities, equipment, easements, and other responsibilities including the Sierra Brooks Public Water System of County Service Area 5, Zone 5A.

May 3, 2022

The Director of Public Works provided brief background on the corrected language to the proposed ordinance.

The Board moved to waive the first reading of corrected ordinance governing and providing regulations, rules, rates, and charges, governing the use, operation, maintenance and management of property, parks and recreation facilities, streetlights, facilities, equipment, easements, and other responsibilities including the Sierra Brooks Public Water System of County Service Area 5, Zone 5A.

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

- 8.B. Waive second reading and adoption of ordinance amending Sierra County Code Part 11, Chapter 12, Section 080(B) to updated parking regulations on Dog Valley Road in the community of Verdi.

The Board moved to waive the second reading and adopt an ordinance amending Sierra County Code Part 11, Chapter 12, Section 080(B) to updated parking regulations on Dog Valley Road in the community of Verdi.

ADOPTED, Ordinance 1110. Motion: Huebner/LeBlanc/Unanimous Roll Call Vote: 5/0

- 8.C. Approval of Correctory Deed to property conveyance from Sierra County to Jeffrey and Mary Jo Rust which was authorized on October 19, 2021 and authorization for County Clerk-Record to record deed.

The Director of Public Works provided background on the correction to the dimensions on the original drawing for the subject property.

The Board moved to approve the Correctory Deed to property conveyance from Sierra County to Jeffrey and Mary Jo Rust which was authorized on October 19, 2021 and authorization for County Clerk-Record to record deed.

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

- 8.D. Discussion and direction on establishing janitorial services to County Sheriff Substation and County Probation Offices and amendment to County Plant Maintenance budget to accommodate the services on an annual basis.

The Director of Public Works provided background on the loss of janitorial services to both the Probation Department and the Sheriff's Office and his suggestion to place this before the Finance Committee and to add the number of hours for custodial work to the Plant Maintenance budget.

In response to Supervisor Adams' inquiry, the Director clarified this issue is due to a recent retirement and that the current services will be backfilled in the event this gets delayed so there will not be a loss in service to the departments.

May 3, 2022

Supervisor Adams further suggested if this becomes an issue, to add the request to a future agenda under consent instead of taking this to the Finance Committee.

Brief discussion ensued regarding the need for departments to complete the Board of Supervisors Transmittal and Record of Proceedings form properly.

The Auditor clarified that this issue came up when his office found out that the person holding the janitorial position was no longer operating as a business, so they offered to hire the person as extra-help, but they decided to retire instead.

8.E. Discussion and direction on FEMA COVID-related air purifier grant program for public buildings in the County.

The Director of Public Works provided background on the FEMA funding opportunity to purchase air purifiers and his concerns with respect to reporting requirements, inventory control, annual maintenance to replace UV bulbs and filters, and how the use of this funding could potentially impact other FEMA projects currently in the queue.

The Director continued to comment on the maintenance requirements for the air purifiers and concerns with the ongoing program costs.

Supervisor Dryden expressed concerns with the effectiveness of the portable air purifiers and the ongoing costs associated with the units.

Discussion ensued with the Board.

The Director of Health and Social Services indicated that there is something to be said for improving air filtration systems to decrease the transmission of communicable and infectious diseases, however there were a lot of questions she had that were not answered by the representative selling the air purifiers. The Director continued to suggest that the air purifiers should be considered for some of the buildings that don't have adequate air filtration/HVAC systems and they should be prioritized for more crowded areas.

Following discussion, the Board recommended taking no action and to have the department managers continue to review the matter further.

9. BOARD OF SUPERVISORS

9.A. Discussion/approval of letter in opposition to AB 1717 (Aguiar-Curry) expanding the definition of "public works" for purposes of requirements regarding the payment of prevailing wages to include fuel reduction work paid in whole or in part out of public funds performed as part of a fire mitigation project. (CHAIR ROEN)

May 3, 2022

Following brief discussion, the Board moved to authorize drafting and submitting a letter signed by the Chair in opposition to AB 1717 (Aguiar-Curry) expanding the definition of "public works" for purposes of requirements regarding the payment of prevailing wages to include fuel reduction work paid in whole or in part out of public funds performed as part of a fire mitigation project.

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

9.B. Agreement between prentice/LONG, PC and the County of Sierra for County Counsel services. (CLERK OF THE BOARD)

The Board moved to approve the agreement between prentice/LONG, PC and the County of Sierra for County Counsel services.

APPROVED, Agreement 2022-046. Motion: Adams/Dryden/Majority Roll Call Vote: 4/1 (Supervisor Huebner ABSTAINED)

9.C. 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)

By consensus, the Board directed continuing to conduct hybrid meetings in accordance with AB 361 and Sierra County Resolution 2021-140.

11. CLOSED SESSION

11.A. Closed session pursuant to Government Code section 54956.9 (a) to discuss the following litigation: Feather River Action! and Project Coyote v. County of Plumas and Plumas-Sierra Counties Department of Agriculture; County of Sierra, Real Party of Interest, Plumas County Superior Court Case No. CV22-0037.

11.B. Conference with labor negotiators pursuant to Government Code section 54957.6, David Prentice Negotiator, Deputy Sheriff's Association (DSA).

CLOSED SESSION STATEMENT

The Board met in closed session from 11:09 a.m. to 11:28 a.m. Deputy County Counsel reported no actions were taken in closed session that required reporting out.

May 3, 2022

ADJOURN

At 11:29 a.m., with no further business, Chair Roen adjourned the meeting.

PAUL ROEN, CHAIR
BOARD OF SUPERVISORS

ATTEST:

HEATHER FOSTER
CLERK OF THE BOARD