



**STATE OF CALIFORNIA, COUNTY OF SIERRA
BOARD OF SUPERVISORS
MINUTES
REGULAR MEETING**

Lee Adams, Chair, District 1

P.O. Box 1 - Downieville, CA 95936 - 530-289-3506 - supervisor1@sierracounty.ca.gov

Peter W. Huebner, Vice-Chair, 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

Terry LeBlanc, District 4

P.O. Box 387 - Loyalton, CA 96118 - 707-489-0314 - tleblanc@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 met in regular session commencing at 9:00 a.m. on July 6, 2021, in the Board of Supervisors' Chambers, Courthouse, Downieville. This meeting was recorded for posting on the Board of Supervisors' website at www.sierracounty.ca.gov.

PLEDGE OF ALLEGIANCE: Led by Supervisor Dryden

ROLL CALL

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

Staff: Heather Foster, 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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APPROVAL OF CONSENT AGENDA

At the request of Supervisor Roen, Consent Item 11.A. was moved to the Regular Agenda as Item 8.D.

- 11.A. Amendment to Employment Contract 2019-135, Amendment 2020-094 and Amendment 2021-032 between Celia Sutton-Pado and County of Sierra. (PUBLIC HEALTH)

At the request of Supervisor Dryden, Consent Items 11.O. and 11.P. were moved to the Regular Agenda as Items 7.D. and 7.E.

- 11.O. Resolution authorizing application to the USDA Rural Development Community Facilities Direct Loan & Grant Program to fund a kitchen renovation project at the Downieville Community Hall. (PUBLIC WORKS)
- 11.P. Resolution authorizing application to the USDA Rural Development Community Facilities Direct Loan & Grant Program to fund a kitchen renovation project at the Sierraville Recreation Center (Sierraville School). (PUBLIC WORKS)

The Board moved to approve the Consent Agenda as amended.

APPROVED as amended. Motion: Roen/Huebner/Unanimous

11. CONSENT AGENDA

- 11.B. Lease Agreement between Janet M. Hamilton, Pamela A. Brandon and Sierra County. (PUBLIC HEALTH)

APPROVED, Agreement 2021-077

- 11.C. Agreement between The Regents of the University of California, on behalf of its Davis Campus Continuing and Professional Education and Sierra County for ten (10) units of training. (SOCIAL SERVICES)

APPROVED, Agreement 2021-078

- 11.D. Professional Services Agreement between Sierra County Office of Education and Sierra County Behavioral Health for Substance Abuse Prevention programs. (BEHAVIORAL HEALTH)

APPROVED, Agreement 2021-079

- 11.E. Professional Services Agreement between Progress House, Inc. and Sierra County for Substance Use Disorder Services. (BEHAVIORAL HEALTH)

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APPROVED, Agreement 2021-080

- 11.F. Professional Services Agreement between North American Mental Health Services (NAMHS) and County of Sierra for Telemedicine services. (BEHAVIORAL HEALTH)

APPROVED, Agreement 2021-081

- 11.G. Professional Services Agreement between Nevada County Department of Health and Human Services and Sierra County for Crisis Stabilization Unit (CSU) Services. (BEHAVIORAL HEALTH)

APPROVED, Agreement 2021-082

- 11.H. Professional Services Agreement between Nevada County Department of Health and Human Services and Sierra County for respite services. (BEHAVIORAL HEALTH)

APPROVED, Agreement 2021-083

- 11.I. Agreement for services by the East Sierra Valley Chamber of Commerce for promotion of Sierra County during the 2021/2022 Fiscal Year. (AUDITOR)

APPROVED, Agreement 2021-084

- 11.J. Agreement between the California State Association of Counties Finance Corporation and the County of Sierra for the collection of delinquent debts owed to the County. (TAX COLLECTOR)

APPROVED, Agreement 2021-085

- 11.K. Approval of expenditures in the amount of \$11,365.84, invoice INW01392950 to Cashman Equipment for main control valve repair and related parts and labor, including installation of snow plow, for Road Department vehicle #328, a Caterpillar Loader. (PUBLIC WORKS)
- 11.L. Professional Services Agreement with Avalex, Inc. for engineering services related to the request for closure the Central Valley Regional Water Quality Control Board for the Alleghany Maintenance Facility Leaking Underground Fuel Tank (LUFT) site. (PUBLIC WORKS)

APPROVED, Agreement 2021-086

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11.M. Professional Services Agreement with Avalex, Inc. for solid waste consulting services for Fiscal Year 2021-2022. (PUBLIC WORKS)

APPROVED, Agreement 2021-087

11.N. Resolution rescinding Agreement 2021-066 and approving updated Memorandum of Understanding between the County of Sierra and the Western Sierra Residential Center to contribute to the renovation of the Downieville Community Hall. (PUBLIC WORKS)

ADOPTED, Resolution 2021-100 and **APPROVED**, Agreement 2021-088

11.Q. Minutes from the regular meeting held on May 4, 2021. (CLERK OF THE BOARD)

11.R. Minutes from the regular meeting held on May 18, 2021. (CLERK OF THE BOARD)

APPROVAL OF THE REGULAR AGENDA

The Board moved to approve the Regular Agenda as amended.

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

REGULAR AGENDA

2. PUBLIC COMMENT OPPORTUNITY

At 9:04 a.m. Chair Adams opened the public comment opportunity.

Public comment was received by Josh Hart representing Feather River Action expressing his opposition to the Plumas Sierra Wildlife Services contract.

At 9:08 a.m. Chair Adams closed the public comment opportunity with no further persons addressing the Board.

3. COMMITTEE REPORTS & ANNOUNCEMENTS

Supervisor Dryden reported on the recent success of the Sierra Brooks Firewise Community outreach.

Supervisor Roen reported on the Sierra Nevada Conservancy meeting scheduled for July 15, 2021, wherein they will award \$19 million in projects including the Smithneck project.

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Chair Adams reported on RCRC holding their first in person meeting next week and the Downieville Improvement Group meeting this Thursday to discuss the Downieville Community Hall.

4. DEPARTMENT MANAGERS' REPORTS & ANNOUNCEMENTS

The Director of Planning reported on a plumbing incident at the Kentucky Mine which destroyed the floor and will require repairs at an estimated cost of \$10,000; the status of three nuisance complaints; and a community meeting to be held on Thursday at 6:00 p.m. in Boomtown regarding the encroaching growth from Washoe County/Reno.

The Director of Health reported on completing the Resource Family approval with excellent results; the Cal SAWS statewide migration of all public assistance programs into one large platform; currently in the process of background checks for hiring the Public Health Nurse and Program Manager positions; and an update on Covid cases statewide and in Sierra County.

5. FOREST SERVICE UPDATE

Sierraville District Ranger Quentin Youngblood provided an update on fire and recreation activity going on in the district.

6. PLANNING / BUILDING - TIM BEALS

- 6.A. Discussion and direction to staff regarding communication from the City of Loyalton with regard to evaluating options for reforming a partnership for Building and Planning services.

The Director of Planning provided background on the City of Loyalton Mayor's request for the County to assume jurisdiction over building inspection in the City of Loyalton.

Supervisor Huebner expressed concerns with the Director taking on more work and indicated he is not in favor of taking this on unless the County is willing to hire additional staff.

The Director commented that he believes the workload from the city would be the equivalent to a half-time position, however he is unsure what the city can pay for. The Director further suggested the Chair appoint an ad hoc committee to start the discussion with the city unless the Board is not interested in pursuing this.

Supervisor LeBlanc indicated this is worth talking about as the city doesn't understand the procedures and currently has a building inspector coming from Portola.

Supervisor Roen expressed concerns with the existing situation and doesn't want the County to be liable for the lack of oversight in the city over the years.

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Supervisor Dryden expressed concerns regarding the potential assumption of liability and the Building Department's ability to take on the additional duties.

Chair Adams expressed concerns with the County taking this on and suggested the city look at other alternatives.

The Director commented on the number of calls he receives from residents of the city who are frustrated with the permit process and typically request the County to come out and create a record, so they have a file that shows due diligence during ownership. The Director continued to comment on the potential revenue loss to property assessments when permits are not issued.

The Assessor clarified that there is no revenue loss as they find improvements without a permit, and they contact the City Clerk to obtain copies of permits that have been issued.

Discussion ensued regarding holding a meeting to help provide information on different options for the city to move forward.

Following discussion and by consensus, Chair Adams appointed an ad hoc committee consisting of Supervisor LeBlanc and himself to meet with the City of Loyaltan and the Director of Planning/Building regarding the City's request.

7. PUBLIC WORKS/TRANSPORTATION - TIM BEALS

7.A. Status report on Proposition 68 grant projects for Downieville Community Hall and Sierraville Recreation Center (Sierraville School).

The Director of Public Works provided a status report on the Downieville Community Hall project, which application has been filed and they are working to be out to bid by this fall or winter and under construction by Spring of 2022. The Director continued to report on the available funding for the project including the \$200,000 in Proposition 68 funding, a \$40,000 required match by the County, a \$50,000 offer from the Western Residential Center, an unspecified offer from the Downieville Improvement Group, and a potential \$50,000 USDA grant for renovating the kitchen which grant can also be used towards the required match to the Proposition 68 grant.

In response to Chair Adams' inquiry, the Director clarified that the construction deadline is December 2023.

The Director continued to review the Sierraville Recreation Center (School) project and waiting for an answer from State Parks on whether the purchase amount of \$41,400 for the school can be used to cover the required \$40,000 match. The Director also commented on also submitting application to the USDA for \$50,000 for the renovation of the kitchen at the school.

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- 7.D. Resolution authorizing application to the USDA Rural Development Community Facilities Direct Loan & Grant Program to fund a kitchen renovation project at the Downieville Community Hall. (PUBLIC WORKS) **(Consent Item 11.O.)**

The Board moved to adopt the resolution authorizing application to the USDA Rural Development Community Facilities Direct Loan & Grant Program to fund a kitchen renovation project at the Downieville Community Hall.

ADOPTED, Resolution 2021-101. Motion: Roen/Huebner/Unanimous Roll Call Vote: 5/0

- 7.E. Resolution authorizing application to the USDA Rural Development Community Facilities Direct Loan & Grant Program to fund a kitchen renovation project at the Sierraville Recreation Center (Sierraville School). (PUBLIC WORKS) **(Consent Item 11.P.)**

The Board moved to adopt the resolution authorizing application to the USDA Rural Development Community Facilities Direct Loan & Grant Program to fund a kitchen renovation project at the Sierraville Recreation Center (Sierraville School).

ADOPTED, Resolution 2021-102. Motion: Roen/Huebner/Unanimous Motion: 5/0

- 7.B. Resolution of opposition to Senate Bill 12 (SB 12) which proposes to amend the public resources code-local government planning and zoning with specific regard to wildfire.

The Director of Public Works provided background on SB 12 and the impacts to local government. The Director further requested the Board authorize the proposed resolution in opposition to SB 12.

The Board moved to adopt the resolution of opposition to Senate Bill 12 (SB 12) which proposes to amend the public resources code-local government planning and zoning with specific regard to wildfire.

ADOPTED, Resolution 2021-103. Motion: Roen/Dryden/Unanimous Roll Call Vote: 5/0

- 7.C. Discussion and update on proposed amendments to Board of Forestry regulations.

The Director of Public Works briefly commented on the Board of Forestry receiving 342 letters in opposition to the proposed regulations.

Chair Adams commented on RCRC unanimously voting to take legal action against the Board of Forestry over the proposed regulations.

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Discussion ensued with the Board.

FOREST SERVICE UPDATE Continued

Yuba River District Ranger Lon Henderson reported on the current fire restrictions, recreation activities on the district, ongoing projects, and the number of assigned engines on the forest.

Chair Adams commented on the County recently adopting an ordinance emulating the Forest Service's fire restrictions and the California Regional Forester Randy Moore being appointed Chief of the US Forest Service.

8. BOARD OF SUPERVISORS

- 8.A. Discussion/possible adoption of a resolution declaring intent to allocate Title III funding to the Sierra County Firesafe and Watershed Council in the amount of \$5,000 to update the Sierra County Community Wildfire Protection Plan.

Supervisor Roen commented on the need to update the current Sierra County Community Wildfire Protection plan so the firewise communities can apply for grants through Cal Fire.

Supervisor Dryden commented on the Sierra Brooks Firewise Community hosting a workshop for Calpine, Sierraville, Verdi and Loyaltown Pines.

The Board moved to adopt the resolution declaring intent to allocate Title III funding to the Sierra County Firesafe and Watershed Council in the amount of \$5,000 to update the Sierra County Community Wildfire Protection Plan.

ADOPTED, Resolution 2021-104. Motion: Roen/Dryden/Unanimous Roll Call Vote: 5/0

- 8.B. Approval of letter to Central Valley Regional Water Quality Control Board in support of Goose Lake Watershed irrigated pasture regulatory recommendations. (SUPERVISOR ROEN)

Following a brief overview by Supervisor Roen, the Board moved to approve the letter to Central Valley Regional Water Quality Control Board in support of Goose Lake Watershed irrigated pasture regulatory recommendations.

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

- 8.C. Appointment to the Long Valley Groundwater Management District. (CLERK)

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The Board moved to appoint James Loverin to the Long Valley Groundwater Management District.

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

8.D. Amendment to Employment Contract 2019-135, Amendment 2020-094 and Amendment 2021-032 between Celia Sutton-Pado and County of Sierra. (PUBLIC HEALTH) (**Consent Item 11.A.**)

At the request of Supervisor Roen, the Director of Health reviewed the employment contract and active amendment to the contract for additional hours due to COVID and clarified that the proposed amendment only extends the contract for a year.

Following brief discussion, the Board moved to approve the amendment to Employment Contract 2019-135, Amendment 2020-094 and Amendment 2021-032 between Celia Sutton-Pado and County of Sierra.

APPROVED, Agreement 2021-089. Motion: Roen/Huebner/Unanimous Roll Call Vote: 5/0

9. COUNTY COUNSEL - DAVID PRENTICE

9.A. Introduction and waive first reading of an ordinance amending 8.050.040 of the Sierra County Code to allow for delinquent county water service charges to be placed on the annual county tax roll for collection.

County Counsel provided background on the proposed ordinance which will allow for enhanced collections when people go delinquent on their water bill.

In response to Supervisor Dryden's inquiry regarding sending an amnesty letter, the Director of Public Works clarified that a letter with a copy of the bill and the ordinance will be mailed to those who are 60 or more days in arrears informing them that this ordinance will allow the County to collect delinquent fees through the property taxes and if it is not paid by a certain date they will be charged penalties and interest.

Discussion ensued regarding the amnesty timeframe being between now and the effective date of the ordinance.

The Board moved to waive first reading of an ordinance amending 8.050.040 of the Sierra County Code to allow for delinquent county water service charges to be placed on the annual county tax roll for collection and set the second reading and adoption for the July 20, 2021, Board meeting.

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

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CLOSED SESSION STATEMENT

County Counsel reported out for the June 28, 2021, meeting.

- 10.A. Closed session pursuant to Government Code section 54956.9(c) - Conference with legal counsel-Initiation of Litigation - (1) one case.

County Counsel reported the Board considered a closed session regarding the Wellness Building and unanimously authorized initiation of litigation which has commenced.

10. CLOSED SESSION

- 10.A. Closed session pursuant to Government Code section 54957 - Public Employment - All Department Directors/Managers.

CLOSED SESSION STATEMENT

The Board met in closed session from 10:39 a.m. to 12:06 p.m.

County Counsel reported there was no reportable action except to extend this closed session to the next meeting.

12. CORRESPONDENCE LOG

- 12.A. 2018-2020 biennial inspection of Sierra County Sheriff's Office Temporary Holding Facility.

No action taken.

- 12.B. Application for Alcoholic Beverage License submitted by Adam Lee Serrao.

No action taken.

- 12.C. Application for Alcoholic Beverage License submitted by Casterman & Sons LLC.

No action taken.

- 12.D. Email from US Board on Geographic Names regarding applying the new name Leonard Creek to a previously unnamed stream in Sierra County.

No action taken.

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ADJOURN

At 12:08 p.m., with no further business, Chair Adams adjourned the meeting.

LEE ADAMS, CHAIR
BOARD OF SUPERVISORS

ATTEST:

HEATHER FOSTER
CLERK OF THE BOARD