



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

**Lee Adams, District 1**

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**Paul Roen, District 3**

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The Sierra County Board of Supervisors met in regular session commencing at 9:00 a.m. on February 7, 2017 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](http://www.sierracounty.ca.gov).

**PLEDGE OF ALLEGIANCE:** Led by Supervisor Schlefstein

**ROLL CALL**

**Present:** Lee Adams, Supervisor, District #1  
Peter W. Huebner, Supervisor, Chair, District #2  
Paul Roen, Supervisor, District #3  
Jim Beard, Supervisor, District #4  
Scott A. Schlefstein, Supervisor, Vice-Chair, District #5

**Staff:** Heather Foster, County Clerk-Recorder  
David Prentice, County Counsel  
Van Maddox, Auditor/Treasurer Tax-Collector  
Tim Beals, Director of Planning and Transportation  
Lea Salas, Assistant Director of Health and Human Services  
Laura Marshall, Assessor/IS Manager

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## **APPROVAL OF CONSENT AGENDA**

At the request of Supervisor Adams, Correspondence Item 14.B. was moved to the Regular Agenda as Item 9.B.

- 14.B. Letter from the Washoe County Sheriff's Office asking for the board to authorize Sierra County Sheriff's Office and/or the Sierra County Public Works Department to close Henness Pass Road/Dog Valley Road during inclement weather.

The Board moved to approve the Consent Agenda.

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

### **13. CONSENT AGENDA**

- 13.A. Agreement for professional services between Clean & Sober Detox and the County of Sierra. (BEHAVIORAL HEALTH)

**APPROVED,** Agreement 2017-006

- 13.B. Rescission of Agreement 2016-140 and approval of agreement for professional services between Meegan Schuyler Myers and the County of Sierra. (BEHAVIORAL HEALTH)

**APPROVED,** Agreement 2017-007

- 13.C. Resolution approving State Agreement No.16-10806 with the California Department of Public Health for the HIV Surveillance Program for Fiscal Years 2016/2017, 2017/2018, and 2018/2019. (PUBLIC HEALTH)

**ADOPTED,** Resolution 2017-015

**APPROVED,** Agreement 2017-008

- 13.D. Resolution approving agreement for professional services between the County of Plumas and the County of Sierra for Ryan White HIV Services. (PUBLIC HEALTH)

**ADOPTED,** Resolution 2017-016

**APPROVED,** Agreement 2017-009

- 13.E. Resolution approving agreement for Off Highway Vehicle Grant 2016/2017 between the Department of Parks and Recreation and Sierra County. (SHERIFF)

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**ADOPTED**, Resolution 2017-017

**APPROVED**, Agreement 2017-010

- 13.F. Resolution authorizing the Auditor to make certain changes to the Sheriff's Off Highway Vehicle (OHV) Grant Funds 2016/2017 Final Budget. (SHERIFF)

**ADOPTED**, Resolution 2017-018

- 13.G. Resolution amending Resolution 2017-008 to add the personnel files retention period to the Sierra County Sheriff's Office Retention Schedule. (SHERIFF)

**ADOPTED**, Resolution 2017-019

- 13.H. Acceptance of donated equipment from outside agency in the form of a 1972 and 1973 Idaho Norland Snowblower, each valued at \$6,999.00 and authorization to add to road department equipment inventory. (PUBLIC WORKS)
- 13.I. Resolution authorizing the Tax Collector to sell tax defaulted property. (TAX COLLECTOR)

**ADOPTED**, Resolution 2017-020

- 13.J. Resolution authorizing the Auditor to make changes to the 2016/2017 Final Budget for recent COLAs approved by the Board and the adjusting of the Victim Witness Grant. (AUDITOR)

**ADOPTED**, Resolution 2017-021

- 13.K. Resolution authorizing the Auditor to make changes to 2016/2017 Final Budget for Public Works. (AUDITOR)

**ADOPTED**, Resolution 2017-022

- 13.L. Approval of letter of support for Sierra Buttes Trail Stewardship for State Off Highway Vehicles (OHV) Grant regarding maintenance project for the Downieville trail system. (SUPERVISOR ADAMS)
- 13.M. Minutes from the regular meeting held on January 17, 2017. (CLERK-RECORDER)

**APPROVAL OF REGULAR AGENDA**

The Board moved to approve the Regular Agenda as amended.

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

## **REGULAR AGENDA**

### **2. PUBLIC COMMENT OPPORTUNITY**

At 9:03 a.m. Chair Huebner opened the public comment opportunity time.

Mr. Richard Featherman, Goodyears Bar expressed concerns with the trucks and the number of OSHA rules broken with respect to the recent road work.

At 9:05 a.m. Chair Huebner closed the public opportunity with no further persons addressing the Board.

### **3. COMMITTEE REPORTS & ANNOUNCEMENTS**

- RCRC January 18, 2017 Board meeting highlights. (SUPERVISOR ADAMS)

Supervisor Schlefstein reported on issues with the conference phone at the Sheriff's Substation in Loyalton.

The IS Manager explained that fiber is not available on the east side of the tracks where the Substation is located and suggested for the interim to use the conference phone available at Health and Human Services or the Sierraville School.

Chair Huebner reported on the Emergency Medical Technician graduation in Downieville on January 28, 2017 and reviewed the names of all of EMT graduates.

Supervisor Roen reported on Local Transportation Commission meeting wherein they appointed a new Chair, Marian Moore and also approved conveying the previous transit vans to the School District for utilization for the sports programs, FFA, etc.

### **4. DEPARTMENT MANAGERS' REPORTS & ANNOUNCEMENTS**

The Auditor reported on the Trindel meeting he recently attended and presented a plaque to Chair Huebner for his 12 years of service on the Trindel board.

### **5. FOREST SERVICE UPDATE**

Ms. Marilynn Tierney, District Biologist informed the Board that the Tahoe National Forest is holding an open house for its Off Highway Vehicle program grant application on February 16, 2017 in Nevada City.

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Supervisor Roen requested an update on the RAC proposals as he believes they are due by end of the month.

Ms. Tierney indicated she believes the RAC proposals are due towards the end of the month and there is more information on their website.

## **10. BOARD OF SUPERVISORS**

### **10.A. Approval of letter of support for Western Sierra County Paramedic Pilot project and approval of county staff to assist with taxing proposals. (SUPERVISOR ADAMS)**

Supervisor Adams introduced the item and reminded the Board that they created an ad hoc committee of himself and Supervisor Huebner to work with the community on how best to support emergency medical care on the west side of the county including the possibility of a tax override. A number of committee meetings have been held on how best to deploy a tax override and the discussion now is revolving around the potential for an MOU with the west side fire districts. Supervisor Adams added that in addition to approving the proposed letter it is also thought that some staff time might be involved in developing the MOU.

Mr. Frank Lang, Sierra Frontier Medial Resources, Inc. referred to the letter previously transmitted to the Board explaining the letter is to request the Board's support to rebuild the emergency medical care infrastructure on the west side of the county. Mr. Lang continued to provide the history of emergency medical care services over the last 40 years through the clinic as they were authorized as an alternate emergency medical base station by NorCal EMS and Enloe Medical Center in Chico and was an integral part of the training of new and existing EMTs. In 2014 when the clinic determined they could no longer provide those services due to costs and the inability to recruit providers with the skills to provide advance life support (ALS) emergency care, the clinic also terminated the alternate base station agreement with Enloe. Therefore, the ambulance can no longer take patients to the clinic for stabilization, but the ambulance can still pick patients up. This has left a major deficit of the availability of ALS services in western Sierra County. The ambulance staffing has advance EMTs who can provide ALS care.

Mr. Lang continued to explain that the Sierra Frontier Medical Resources was formed as a nonprofit to address the emergency medical care needs and is working to rebuild the emergency medical care infrastructure for western Sierra County. They have trained 17 homemaker health aids, 13 emergency medical responders, and 14 EMTs who will provide care to the residents of Pike, Alleghany, Camptonville, Downieville, Sierra City, Calpine and Loyalton. They first wanted to work on ALS services and their next objective is to sponsor a western Sierra County pilot paramedic project in which the Downieville Fire Protection District would hire a full time paramedic starting June 1, 2017 through October 1, 2017. The cost of the project is approximately \$25,000 and they have raised \$10,000 so far. They will use this pilot project to develop the structure and funding for a sustainable long term project that would focus on EMT basic and ALS services. He

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hopes to develop funding for the new EMS system through an EMS fee/tax, along with ambulance fees, grants and local organizations including support from Western Sierra Medical Clinic.

Mr. Lang concluded that they are looking for support from the Board of Supervisors based on the Welfare and Institution Code Section 18000 in the form of the letter before them as well as some administrative assistance through county staff.

The Board moved to support the letter and authorize the use of county staff.

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

**6. AUDITOR / TREASURER-TAX COLLECTOR - Van Maddox**

6.A. Discussion/direction to staff regarding the status of the Loyalton Mobile Home Park.

The Auditor provided background the discussion at the last department manager's meeting, noting if the state pulls out it appears the county may be stuck with the lawsuits and shutting the park down and with the costs or relocation of the residents. The Auditor added there was also some discussion about possibly holding a workshop in March in Loyalton to discuss the issues and figure out how to move forward.

County Counsel referred to the conversation with HCD and their general counsel, noting the state is holding off on revocation as they wanted an opportunity to discuss this further. The discussion included a receivership as the state believes a receiver could come up with relocation money. They also discussed other counties that have revitalized mobile home parks rather than close them. The bottom line was the state doesn't have money for relocation and once they revoke the license this becomes the county's problem and not the states. Ultimately, he believes we need to have a discussion to address this as it will not be a simple fix and staff's recommendation was to hold a workshop with residents of the park, the attorneys involved, etc.

Supervisor Schlefstein also reviewed the phone conversation with the state, explaining another option the state was leaning towards doing was revoking the license so all of responsibility falls to the county. The county's special use permit then need to be revoked and the county would be facing code enforcement, lawsuits from residents, etc. Supervisor Schlefstein added that he believes it's time to rip the band-aid off and do something.

The Director of Public Works noted he believes it is critical to understand that the state is looking for direction from the Board on whether to revoke the license or not. If it is revoked the state is out of the picture and the ability for any future owner to repair the park will be subject to new codes which would be a substantial cost to bring it back up to standard.

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The Director continued to address the issue of liability being a major concern, noting once the state revokes the permit they will probably accrue some liability as well as the county due to the special use permit which will be out of compliance if the state revokes the permit. He doesn't think anyone will be free of liability. The state made it clear that it is their decision to revoke the permit and strongly hinted the Board should evaluate going to court to seek a court appointed receiver and keep the permit in a suspense status and try to correct the situation through that process.

The Director continued to refer to holding a workshop and the state having committed to attending. The Director added he believes there should be a workshop in order to for the Board to understand the minefield they are in and what the potential outcomes will be. It will also give the occupants of the park an opportunity to come to the Board and express their concerns.

Discussion ensued regarding whether the county would be responsible for the relocation of the tenants; the number of current issues in the mobile home park; not enough revenue to make a receivership work; the half million tax liability due to the county and whether the county wants to look at another sale to recoup some of the lost taxes; the state having required the county to put the property up for sale before they would consider revoking the permit; and statements made leading the county to believe the state would be on the hook for relocation costs.

Following considerable discussion, the Board directed staff to schedule a workshop on the Loyalton Mobile Home Park in April.

10.F. Appointment to the Sierra County Independent Hearing Panel for Local Solid Waste Enforcement. (CLERK OF THE BOARD)

Following a brief introduction by the Clerk, the Board moved to appoint Supervisor Beard to the Sierra County Independent Hearing Panel for Local Solid Waste Enforcement.

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

## **11. TIMED ITEMS**

### **11.A. 10:00 A.M. SOLID WASTE APPEAL - DIONE L. JACOBS**

Appeal of Solid Waste Assessment Fees filed by Ms. Dione L. Jacobs for APN 013-140-021-9; located at 33 Clark Station, off Highway 49.

The Board moved to deny the appeal of solid waste assessment fees as the appellant Ms. Dione L. Jacobs was not present and has the burden of proof.

**APPEAL DENIED.** Motion: Adams/Roen/Unanimous Roll Call Vote: 5/0

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**7. PROBATION - Jeff Bosworth**

- 7.A. Resolution approving Amendment to Agreement with California Department of Corrections and Rehabilitation (CDCR) to house inmates at CDCR who would normally serve their prison term in county jail as a result of criminal justice realignment.

The Board moved to adopt the resolution approving the amendment to agreement with California Department of Corrections and Rehabilitation (CDCR) to house inmates at CDCR who would normally serve their prison term in county jail as a result of criminal justice realignment.

**ADOPTED**, Resolution 2017-023 and **APPROVED**, Agreement 2017-011. Motion: Adams/Roen/Unanimous Roll Call Vote: 5/0

**8. PUBLIC WORKS/TRANSPORTATION - TIM BEALS**

- 8.A. Discussion/direction to staff, including but not limited to authorization to file an appeal directly to the State Water Resources Control Fund due to the Tank Fund Division's final decision that denies Claim Number 20225, for two 500 gallon underground storage tanks (USTs), eligibility to participate in the Tank Fund.

The Director of Public Works requested tabling the item to later in the meeting and also indicated that he had questioned County Counsel whether this item should be held in closed session as it is a precursor to filing a lawsuit against the state.

- 8.B. Resolution approving contingency appropriation for budget line item 0315002, Road Department overtime, in the amount of \$30,000 and authorization for payment of overtime associated with emergency work and winter response.

The Director of Public Works provided background on the item explaining this is a request for a contingency appropriation or internal budget transfers as the department has already blown through the overtime budget and they are anticipating this being higher.

The Director further expressed concerns regarding the road fund and would like a Finance Committee meeting dedicated to discussing the road fund to address a number of issues including the recent storm disasters.

The Board moved to adopt the resolution approving contingency appropriation for budget line item 0315002, Road Department overtime, in the amount of \$30,000 and authorization for payment of overtime associated with emergency work and winter response.

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**ADOPTED**, Resolution 2017-024. Motion: Adams/Roen/Unanimous Roll Call Vote: 5/0

- 8.C. Resolution authorizing application for grant funds from the California Department of Transportation Acquisition and Development Grant for a project to re-construct the tie-down area at Sierraville Dearwater Airport and directing allocation of matching funds to be included in Fiscal Year 2018 budget.

The Director of Public Works provided background on the item noting this is second round of funds that his staff was able to get a soft commitment from the division of Aeronautics for funding for the Sierraville Airport. The Director added that what is being requested is approval of a resolution making a commitment of a 10% match. The cost of this phase is significantly higher than the slurry seal on the pavement and is approximately a \$500,000 project for construction of the taxiway and tie-down area.

The Director continued to explain that the county can get a significant improvement for a 10% hard match. By adopting the proposed resolution the Board is stating they will come up with the match, however when the grant agreement comes before the Board for approval they can still pull out of the project at that point. If the Board is interested in this project and adopts the resolution, this is going to be a match of approximately \$50,000.

Mr. Bryan Davey, Assistant Engineer explained they already approved the funding and if the county applies the county will more than likely get the funding to reconstruct the tie-down area.

In response to Supervisor Schlefstein's question as to where the 10% match is going to come from, the Director explained this is next year's project and a budget discussion for next year as to where the 10% match will come from.

Supervisor Adams commented that for decades the airport has been ignored and is a valuable commodity to the county, so he would recommend making this a priority during the budget process.

The Board moved to adopt the authorizing application for grant funds from the California Department of Transportation Acquisition and Development Grant for a project to re-construct the tie-down area at Sierraville Dearwater Airport and directing allocation of matching funds to be included in Fiscal Year 2018 budget.

**ADOPTED**, Resolution 2017-025. Motion: Roen/Adams/Unanimous Roll Call Vote: 5/0

- 8.D. Presentation of bids and adoption of resolution awarding contract for the Sierraville Dearwater Airport Slurry Seal and Re-stripe Runway Project.

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The Director of Public Works provided background on the bids received, noting one bid was received late and would like a discussion regarding this issue.

Mr. Bryan Davey, Assistant Engineer explained the bid opening was scheduled in the middle of the road closures and were required to be submitted by 2:00 p.m., so staff sent a notice to all bidders on the list explaining that if a bid was delayed due to the road construction they would offer to the Board of Supervisors to open the bid if they chose to. Mr. Davey continued to explain that one bid was received late via FedEx which wasn't guaranteed to be delivered by 2:00 p.m., so they are presenting this information to the Board in order to decide whether to open the bid or return the bid unopened.

County Counsel indicated the only reason to consider a late bid was due to the road construction and if this bid was not destined to get to the county by 2:00 p.m. then the bidder wasn't in compliance and he would not recommend opening the bid.

The Board moved to direct the Clerk to return the bid unopened.

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

The Board moved to resolution awarding contract for the Sierraville Dearwater Airport Slurry Seal and Re-stripe Runway Project to Sierra Nevada Construction as the lowest bidder.

Supervisor Adams indicated there is a typo on the resolution and the bid opening date should be corrected to state January 18, 2017 and not July 18, 2017.

**ADOPTED as amended,** Resolution 2017-026 and **APPROVED,** Agreement 2017-012. Motion: Roen/Adams/Unanimous Roll Call Vote: 5/0

## **9. OFFICE OF EMERGENCY SERVICES (OES) -Tim Beals**

9.A. Resolution renewing the proclamation of local emergency resulting from the January 2017 winter storms.

The Director of OES explained that OES has determined there were two events in January, this is the first event and the second followed a week later. OES is staying with the fact that January 4<sup>th</sup> or 5<sup>th</sup> was the first day of damage in Sierra County and the proclamation was effective from that day forward and every 30 days forward the Board needs to ratify the continuation of that proclamation.

The Director continued to explain since the last Board meeting they have uncovered four major slides and are expecting restoration to be in an amount upwards of \$4 million.

Supervisor Beard suggested changing the wording in the resolution from "winter storm" to "winter storms".

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Supervisor Roen indicated that he would like the Board to support looking into what opportunities are available to the agriculture producers through NRCS (Natural Resource Conservation Service) and the FSA (Farm Service Agency). The RCD (Resource Conservation District) has requested the Board support whatever activities the RCD takes up on behalf of the agriculture producers.

The Director explained there is a governor's concurrence on the declaration, however we have not received a presidential concurrence which means Sierra County is on the hook for 75% of the cost of restoration. The federal concurrence also opens doors for NRCS, the Farm Services Agency and other federal agencies.

Following further discussion, the Board moved to adopt the resolution renewing the proclamation of local emergency resulting from the January 2017 winter storms.

**ADOPTED as amended**, Resolution 2017-027. Motion: Roen/Beard/Unanimous Roll Call Vote: 5/0

#### **11.B. 11:00 A.M. RESOLUTION OF APPRECIATIONS**

- 11.B.i. Presentation of Resolution of Appreciation to Mr. Mark Daigle, Road Superintendent, upon his retirement.

Supervisor Adams presented the resolution of appreciation to Mr. Mark Daigle.

The Director of Transportation wished Mr. Daigle well on behalf of himself and his co-workers.

Mr. Daigle thanked everyone and stated his overall goal was to live in a place and make it better for everyone.

- 11.B.ii. Presentation of Resolution of Appreciation to Mr. Phil Cammack for his 19 years of service as a Commissioner on the Sierra County Planning Commission.

It was stated that Mr. Cammack was unable to attend the presentation and to continue this to the March 7, 2017 Board meeting.

- 11.B.iii. Presentation of Resolution of Appreciation to Mrs. Docia Bostrom, Assistant Treasurer-Tax Collector, for her long and valuable public service to the citizens of Sierra County.

Chair Huebner presented the resolution of appreciation to Mrs. Docia Bostrom.

The Auditor expressed his appreciation of Mrs. Bostrom.

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- 8.A. Discussion/direction to staff, including but not limited to authorization to file an appeal directly to the State Water Resources Control Fund due to the Tank Fund Division's final decision that denies Claim Number 20225, for two 500 gallon underground storage tanks (USTs), eligibility to participate in the Tank Fund.

The Director of Public Works introduced the item noting the ultimate goal is to have the Board authorize an appeal. This is a significant cost issue to the county and ongoing abatement that the county needs to be responsible for and proceed with the guidance of the Regional Water Quality Control Board as well as the Tank Fund.

Mr. Craig Morgan, Avalex Inc. provided considerable background on the Alleghany underground tank site including the removal of the fuel tanks that had leaked both gasoline and diesel and the filing for reimbursement with the Tank Fund; the ongoing remediation of the site; the discovery of another site where tanks had been removed back in 1975 which initiated the filing of a second claim with the Tank Fund; and the denial of the second claim filed with the Tank Fund.

Mr. Morgan continued to explain the reason the state denied the second claim due to believing this should have been claimed under the original investigation of the site and not having multiple claims at one site. Mr. Morgan added that if the state denies the last claim, the county is left with the only other option of filing a lawsuit against the Tank Fund.

The Director referred to the second paragraph of the email from Mr. Morgan previously transmitted to the Board which outlines the deadline for filing a claim and the process the county has to go through to get to the State Resources Control Board.

The Board moved to authorize staff to file the petition with the State Resources Control Board prior to February 12, 2017.

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

The Director continued to review the appeal process, noting it might be helpful to have one or two elected officials present at the hearing as there is a political element to a decision like this. He is also looking to see whether former supervisors of the Tank Fund who are now in private practice might be willing to work for the county on this.

Supervisor Adams offered to be the liaison of the Board to attend meetings when the Director believes it is appropriate.

Brief discussion ensued with the Board.

- 9.B. Letter from the Washoe County Sheriff's Office asking for the board to authorize Sierra County Sheriff's Office and/or the Sierra County Public Works Department to close Henness Pass Road/Dog Valley Road during inclement weather. **(Correspondence Item 14.B.)**

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Supervisor Adams noted he appreciates the letter from Washoe County and suggested directing the Director of Public Works and County Counsel to bring back a draft ordinance to give the County Road Commissioner authorization to do seasonal road closures on this road.

The Board moved to direct staff to draft an ordinance authorizing seasonal road closure of Henness Pass Road/Dog Valley Road.

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

10.B. Introduction and first reading of an ordinance amending Section 2.04.070 and rescinding Section 2.04.100 of the Sierra County Code pertaining to compensation for County Supervisors. (CHAIR HUEBNER)

Chair Huebner introduced the item explaining that he requested the Auditor to draft a new ordinance similar to the Department Managers salaries as they made a mistake at the last meeting with respect to tying this to the judge's salary.

Supervisor Schlefstein apologized for the math error at the last meeting, noting the proposed ordinance is for a \$500 increase. Supervisor Schlefstein added that the Board just eliminated the health insurance stipend which amounts to about \$486 per month and the 5% longevity he received for his 5<sup>th</sup> year was approximately \$136 so this is a \$622 pay cut. If the proposed ordinance is passed today there are two supervisors that haven't received a longevity, so this would only be \$122 pay cut. This is still a pay cut and doesn't cover the losses that have occurred in the past. Supervisor Schlefstein continued to explain that this doesn't amount to much after taxes and is approximately a \$200 net which probably goes to local businesses.

Chair Huebner indicated that he recently realized he has a \$500 deductible on prescriptions so this is another loss out of his paycheck.

Supervisor Schlefstein further explained there is no raise with this ordinance as you have to look at the loss of health insurance, etc.

Supervisor Adams explained that the Finance Committee's recommendation was to keep in line with what was offered to county employees and he remains uncomfortable with a 17% raise to himself. He has no idea what the Board is worth, but he has difficulty treating themselves different than county staff.

Supervisor Huebner clarified that the proposed ordinance is only a little different from what was presented by the Finance Committee.

Discussion ensued regarding what happens if the proposed ordinance is not approved and the need to address the longevity issue.

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The Board moved to waive the first reading of the ordinance amending Section 2.04.070 and rescinding Section 2.04.100 of the Sierra County Code pertaining to compensation for County Supervisors.

**FAILED.** Motion: Schlefstein/Huebner/FAILED Motion: 2/3 (Supervisors Adams, Roen and Beard NO)

Supervisor Adams suggested taking another look at the Finance Committee's recommendations and see how that can be tweaked. He realizes this is not perfect, but it solves the longevity issues and tries to put all of the Board members on an equal playing field. The intent was not to harm anyone but to give everyone a COLA and solve the longevity issue.

Supervisor Schlefstein suggested the Finance Committee consider taking another look and acknowledge the losses over the years and bring back an ordinance with that in mind.

Supervisor Roen referred to the conversations he had during the Finance Committee and labor negotiations, noting they are trying to get everyone covered and get the county out of the liability issue. If it becomes apparent that the county is solvent and money is available they can look at COLAs for everyone. The Committee was attempting to make this revenue neutral.

Supervisor Adams noted he doesn't know how you reconcile the losses as they are not a salary loss. Supervisors Adams explained that most of his career as a single employee he resented that the single employees were subsidizing families, but that's the way it was.

Supervisor Adams further noted that he doesn't like that the Board is taking up more time talking about themselves than the employees.

Following discussion, the Board directed bringing back the Finance Committee's recommendation to the February 21, 2017 Board meeting.

10.C. Second reading and adoption of an ordinance amending Section 3.08.050 (d) of the Sierra County Code pertaining to Longevity Pay. (FINANCE COMMITTEE)

The Auditor introduced the item explaining the proposed ordinance codifies what the Board already did in a resolution and eliminates the Department Managers longevities.

The Board moved to waive the second reading and adopt an ordinance amending Section 3.08.050 (d) of the Sierra County Code pertaining to Longevity Pay.

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The Director of Planning expressed concerns with respect to the employees and mid-management continuing to receive longevities, but not the appointed department managers as this is stifling an incentive for an appointed official to stick around.

Supervisor Roen indicated that this was discussed at the Finance Committee and the Board can provide an incentive to someone who is considering retiring to stay.

The Auditor clarified that the appointed officials can have longevities, however the current system the county had was broken. The Auditor further suggested the Board negotiate with the appointed similar to other counties and if the Board is going to relook at longevities for the non-elected, to look at how other counties have a range so they aren't waiting 30 years to reach the top.

Discussion ensued with the Board and staff.

**ADOPTED**, Ordinance No. 1077. Motion: Adams/Roen/Majority Roll Call Vote: 4/1 (Chair Huebner NO)

10.D. Second reading and adoption of an ordinance amending 5.04.55 of the Sierra County Code pertaining to authorization for business meals. (FINANCE COMMITTEE)

Following brief discussion, the Board moved to waive the second reading and adopt the ordinance amending 5.04.55 of the Sierra County Code pertaining to authorization for business meals.

**ADOPTED**, Ordinance No. 1078. Motion: Adams/Roen/Unanimous Roll Call Vote: 5/0

10.E. Update on the recodification of the Sierra County Code and discussion/direction regarding rescinding the current master fee schedule in the County Code and adopting a new ordinance establishing fees for each department with the provision that all adjustments to fees be presented by the department to the Board on an annual basis by resolution. (CLERK OF THE BOARD)

The Clerk provided a brief update on the status of the recodification of the County Code, noting they are anticipating a draft sometime in March. The Clerk continued to review the suggestion to rescind the master fee schedule and adopt a new ordinance adopting each department's fees and to update those fees annually by resolution with a link to the County Code.

The Board moved to direct staff to bring back an ordinance rescinding the master fee schedule in the County Code and adopting a new ordinance establishing fees for each department with the provision that all adjustments to fees be presented by the department to the Board on an annual basis by resolution.

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

**12. CLOSED SESSION**

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

The Board met in closed session from 12:54 p.m. to 1:01 p.m. County Counsel reported that the Board considered a settlement agreement settling a potential class action suit before it was filed and voted 4/0 with Supervisor Schlefstein absent, to approve the settlement agreement. The Board also approved the settlement with the Sheriff and Undersheriff with respect to the same case by a unanimous vote of the Board.

**APPROVED,** Agreement 2017-013.

**14. CORRESPONDENCE LOG**

14.A. Letter from the American Lung Association announcing the release of the 15th annual State of Tobacco Control Report on January 25, 2017.

No action taken.

**ADJOURN**

At 1:03 p.m., with no further business, Chair Huebner adjourned the meeting.

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PETER HUEBNER, CHAIR  
BOARD OF SUPERVISORS

ATTEST:

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HEATHER FOSTER  
CLERK OF THE BOARD