



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

Lee Adams, Chair, District 1

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Peter W. Huebner, Vice-Chair, District 2

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Paul Roen, District 3

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Jim Beard, District 4

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Scott A. Schlefstein, District 5

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The Sierra County Board of Supervisors met in special session commencing at 1:00 p.m. on March 23, 2016 in the Loyalton Social Hall, in the Loyalton City Park, Loyalton, CA. This meeting was recorded for posting on the Board of Supervisors' website at www.sierracounty.ca.gov.

PLEDGE OF ALLEGIANCE: Led by Supervisor Huebner

ROLL CALL

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

Staff: Heather Foster, County Clerk-Recorder
Christian Curtis, Deputy County Counsel
Van Maddox, Auditor/Treasurer Tax-Collector
Tim Beals, Director of Planning and Transportation
Darden Bynum, Director of Health and Human Services

March 23, 2016

APPROVAL OF CONSENT AGENDA

The Board moved to approve the Consent Agenda.

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

11. CONSENT AGENDA

11.A. Resolution authorizing the submittal of a regional application for the CalRecycle Beverage Container Recycling City/County Payment Program. (PUBLIC WORKS)

ADOPTED, Resolution 2016-021

11.B. Resolution approving Amendment to Agreement 2014-123 between the Department of Health Care Services and Sierra County Behavioral Health for Substance Use Disorder (SUD) services for fiscal year 2014-2015 through 2016-2017. (BEHAVIORAL HEALTH)

ADOPTED, Resolution 2016-022

APPROVED, Agreement 2016-020

11.C. Amendment to Agreement 2015-098 for professional services between Mary Lowe, MFT and the County of Sierra. (BEHAVIORAL HEALTH)

APPROVED, Agreement 2016-021

11.D. Minutes from the regular meeting held on January 19, 2016. (CLERK-RECORDER)

APPROVAL OF REGULAR AGENDA

The Board moved to approve the Regular Agenda.

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

REGULAR AGENDA

2. PUBLIC COMMENT OPPORTUNITY

At 1:09 a.m. Chair Adams opened and closed the public comment opportunity with no persons addressing the Board.

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3. COMMITTEE REPORTS & ANNOUNCEMENTS

Supervisor Beard reported that Pat Whitley is in the hospital.

Supervisor Roen reported that Supervisor Huebner has been appointed as the new chairman of the Local Transportation Commission.

Supervisor Schlefstein reported the Child Abuse Council will meet tomorrow at 10:00 a.m. at the Family Resource Building.

Chair Adams thanked the Director of Planning for the completion of the park fencing in Downieville. Chair Adams further reported that SB 1345 has been amended by Senator Berryhill with the support of Assemblyman Dahle, which outlines a four year pilot project with respect to off-highway vehicles in the counties of Inyo and Sierra. Chair Adams added he believes this bill is a real opportunity for economic activity all over the county.

Chair Adams also reported that the County won't hear anything with respect to the SRS funding until after the fall election which is after the budget process; Mr. Shulman is answering questions for potential applicants with respect to the RFP for County Counsel Services; and the Auditor has requested the Finance Committee begin meeting regarding the 2016/2017 budget.

4. DEPARTMENT MANAGERS' REPORTS & ANNOUNCEMENTS

No reports were given.

5. FOREST SERVICE UPDATE

No updates were given.

6. PLANNING / BUILDING - Tim Beals

6.A. Request to set public hearing on Zoning Ordinance Amendment to comply with current housing law and Housing Element Guidelines regarding Emergency Shelters, Transitional and Supportive Housing.

The Director of Planning provided background on the item, noting this is a request to set a public hearing to comply with the 5th cycle of the state housing law which is a requirement in order to gain approval of the housing element from State Housing and Community Development. Without this ordinance the County's housing element would be out of compliance.

The Board move to set the public hearing for April 19, 2016 at 10:00 a.m. in Loyalton.

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

- 6.B. Resolution taking action on Irrevocable Offers of Dedication for the Evelyn Church Trust 1990 Parcel Map, and Robert Church Applicant.

The Director of Planning provided background on the item and recommended accepting the offers of dedication. The Director added that once this is complete this portion of the road would be added to the County's maintained mileage system.

The Board moved to adopt the resolution taking action on Irrevocable Offers of Dedication for the Evelyn Church Trust 1990 Parcel Map, and Robert Church Applicant.

ADOPTED, Resolution 2016-023. Motion: Schlefstein/Huebner/Unanimous Roll Call Vote: 5/0

- 6.C. Discussion/direction regarding continued analysis of the fire protection services at Verdi (California portion) and request for continuation of ad-hoc committee (Supervisors Huebner and Roen) including authorization to meet with Truckee Meadows Fire District, City of Reno, Sierra County Fire Protection District, and the community as may be necessary and to continue seeking long-term solutions to the delivery of emergency fire services.

The Director of Planning provided background on the item, noting this request is to continue the ad hoc committee that has been in place to address the series of questions pertaining to the coordination between the County, the Sierra County Fire Protection District No. 1(SCFPD1), and the community of Verdi. The Director continued to explain that a portion of Verdi is within the SCFPD1; however, the newer portion is outside of any organized fire protection district. Therefore, the County has funded and executed a contract with Truckee Meadows Fire District to provide fire protection to this portion of Verdi so homeowners can obtain fire insurance.

The Director continued to explain there are a number of changes on the horizon that may potentially impact the County's relationship with the Truckee Meadows Fire District including: 1) the relationship between Truckee Meadows Fire District and the City of Reno; 2) a new law in the state of Nevada that becomes effect July 2016 which has a material effect on volunteer fire agencies and the scope of jurisdiction of the Truckee Meadows Fire District; and 3) the cost for services the Truckee Meadows Fire District will expect in the future from the County for fire protection in Verdi. In addition, there is another constraint regarding whether or not the SCFPD1 will consider annexation to include the portion of Verdi not within the district or choose to detach the area of Verdi within the district. If there is a detachment, the County will have to consider what will happen with that area of unprotected property in the County.

The Director further recommended the ad hoc committee continue discussions with the Truckee Meadows Fire District, the City of Reno and the SCFPD1.

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Chair Adams indicated he supports the continued discussions with the ad hoc committee.

The Board moved request for continuation of ad-hoc committee (Supervisors Huebner and Roen) including authorization to meet with Truckee Meadows Fire District, City of Reno, Sierra County Fire Protection District, and the community as may be necessary and to continue seeking long-term solutions to the delivery of emergency fire services.

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

- 6.D. Resolution amending County Water Policy Resolution (Resolution 2013-041) to clarify expectations of the Sierra Valley Resource Conservation District involving lands and agricultural facilities and water diversion works within its district and/or within the Little Truckee River watershed that benefit agricultural users within its district boundary.

The Director of Planning referred to the documents in the packet, explaining that following recent discussions with the Sierra Valley Resource Conservation District (RCD) it became clear that although the District is charged with the Feather River watershed, the Feather River watershed has boundaries within the Truckee River watershed. Not only does the RCD have lands within the Truckee River watershed they also have facilities that only benefit the Sierra Valley and includes the Sierra Valley diversion, dams, pipelines, canals, etc. related to that facility. The RCD wanted to make sure it was properly engaging the direction of the Board and wanted the resolution clarified that those water rights, diversions, etc. were clearly within the jurisdiction of the RCD. This resolution clarifies the Board's intent of 2013 resolution by assigning and affirming that the RCD continues to be the watershed management authority and also clarifies that this extends beyond the boundaries of the Feather River watershed into the Truckee River watershed to include all of the diversion works, water rights, etc. for the sole benefit of the Sierra Valley.

The Board moved to adopt the resolution amending County Water Policy Resolution (Resolution 2013-041) to clarify expectations of the Sierra Valley Resource Conservation District involving lands and agricultural facilities and water diversion works within its district and/or within the Little Truckee River watershed that benefit agricultural users within its district boundary.

ADOPTED, Resolution 2016-024. Motion: Schlefstein/Roen/Unanimous Roll Call Vote: 5/0

10.A. 1:30PM LOYALTON GIRLS VARSITY BASKETBALL TEAM

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Resolution of Appreciation to the Loyalton High School Girls Varsity Basketball Team for an outstanding season and taking the team to the State Championship Game.

Presentations were made to the Loyalton High School Girls Varsity Basketball Team.

- 6.E. Approval and authorization to implement promotion that was mistakenly omitted from the approved County budget.

The Board moved to approve the promotion of Permit Technician I, Step C to Permit Technician II, Step B.

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

7. OFFICE OF EMERGENCY SERVICES (OES) -Tim Beals

- 7.A. Resolution allocating funding provided to the County from the State Homeland Security Grant fiscal year 2015 in the amount of \$78,146.00.

The Director of OES introduced the item noting the total grant is in the amount of \$78,146 and reviewed the recommended expenditures. The Director further indicated that the allocation of \$10,000 to the Sierra-Plumas Joint Unified School District is a placeholder as the District Superintendent believes having radio communication at each school is a high priority, but they are still evaluating the best system for the schools.

The Board moved to adopt the resolution allocating funding provided to the County from the State Homeland Security Grant fiscal year 2015 in the amount of \$78,146.00.

ADOPTED, Resolution 2016-025. Motion: Roen/Schlefstein/Unanimous Roll Call Vote: 5/0

8. BOARD OF SUPERVISORS

- 8.A. Approval of letter to state legislative budget committee regarding funding of state Payment In Lieu of Taxes (PILT) funding. (CHAIR ADAMS)

Chair Adams introduced the item explaining this is funding the state committed to decades ago. The state's debt is about \$40,000 per year and was previously written out of the budget. The state has now started paying, but this letter is to put pressure on the state to pay these taxes in arrears.

The Board moved to approve the letter to state legislative budget committee regarding funding of state Payment In Lieu of Taxes (PILT) funding.

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

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- 8.B. Resolution urging the state to provide new sustainable funding for state and local transportation infrastructure. (CHAIR ADAMS)

Chair Adams provided background on the item, noting this resolution was drafted by CSAC requesting all counties get online as there are a lot more transportation needs than there is funding available with the state. All counties, especially the rural counties, are falling deeper into the hole especially with the decrease in gas taxes. The present bill is not as good as the previous bill, but is the next best thing to make local government whole.

The Board moved to adopt the resolution urging the state to provide new sustainable funding for state and local transportation infrastructure.

ADOPTED, Resolution 2016-026. Motion: Roen/Huebner/Unanimous Roll Call Vote: 5/0

- 8.C. Discussion/action regarding Forest Service response to Transient Occupancy Tax (TOT) and cooperative law enforcement program issues. (CHAIR ADAMS)

Chair Adams explained following the receipt of the letter provided in the background, County Counsel, the Director of Planning, Supervisor Roen and himself met with the Eli Llano (Tahoe National Forest Supervisor) and staff to discuss this issue and they are planning a follow-up meeting with the Sheriff to also discuss the law enforcement contracts. Chair Adams added the Forest Service is not willing to collect the TOT which will be a \$70,000 hit to the County's budget. He has attempted to tie this to the law enforcement contracts in order to make up the difference in lost TOT; however, according to the Sheriff, the contract amounts have been reduced.

Chair Adams continued to explain that he wanted to make the Board aware of the ongoing discussions and at some point the Board will have to make a decision with respect to providing law enforcement services on federal land.

Supervisor Roen indicated he has heard that not only was the Forest Service reducing the County's revenues, but they are planning on replacing all of their firefighting tractors for the year which accounts to 24 pieces of equipment and approximately \$12 to \$14 million in capital improvements.

Chair Adams continued to address the potential half million deficit in the budget as a result of the loss of this funding and potentially the loss of the Secured Rural Schools funding.

- 8.D. Discussion/direction regarding options for providing services to Sierra County veterans. (SUPERVISOR ROEN)

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Supervisor Roen reported on the veteran services ad hoc committee meeting held in lieu of the Board meeting on March 15, 2016, noting there are three volunteers willing to provide insight and options to the Board and the committee would like direction from the Board to authorize the Director of Health and Human Services to work with the committee on a program for veteran services in Sierra County.

The Board moved to direct the continuation of the ad hoc committee and to add the Director of Health and Human Services as staff to the committee.

Chair Adams further suggested contacting Plumas County to obtain any records they have with respect to the services they provided on behalf of Sierra County in order to provide continuity of services.

Don Yegge, Sierra Brooks thanked the Board for taking this action and Supervisor Roen for leading this. Mr. Yegge added that he met with Jimmy LaPlante from Plumas County and even though the contract with Plumas County has been canceled, Mr. LaPlante will continue to provide services to any vets we bring to him.

Supervisor Roen added that Frank Lang and Irv Christiansen have offered services for the west side of the County.

Mr. Christiansen, Indian Valley thanked the Board for working on this issue. Mr. Christiansen added he believes having the Director of Health and Human Services involved is a good thing as well as having a contact person on the east and west side of the county. Mr. Christiansen also indicated that after talking with Mr. Paul Bianco from Plumas County there are ways to eliminate the middle man and get services directly from Reno which would take a few months out of the process.

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

8.E. Appointment to the Cemetery District No. 2. (CLERK OF THE BOARD)

The Board moved to appoint Wayne Babros to the Cemetery District No. 2.

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

10.B. 2:00PM SOLID WASTE LANDFILL

Presentation by Avalex Engineering and Consultants, and direction to staff, on the closure planning documents for the Sierra County Landfill.

The Director of Public Works introduced Craig Morgan with Avalex Engineering.

Mr. Morgan addressed the Board and reviewed in detail a PowerPoint presentation on the Loyaltan Landfill Closure Project including the final closure date, cover design, closure construction, and closure costs.

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Mr. Morgan further provided background on the Regional Water Quality Control Board's decision to require the installation of an active LFG (Landfill Gas Monitoring) system versus a passive LFG system and the County having since sent the Regional Board a pilot study work plan to prove how a passive system would work. Mr. Morgan further explained that it also makes more sense to install a LFG system after the closure of the landfill and not before.

In response to Supervisor Schlefstein's inquiry, Mr. Morgan responded that they are envisioning the transfer station setup to remain the same along with the burn area at the landfill.

Supervisor Roen further clarified that all of Sierra County's burn areas are recorded with the Air Board and will continue.

Following further discussion, the Board moved to accept the reports by Avalex Engineering and Consultants on the Sierra County landfill closure and direct staff to move forward with this process including the submittal of the reports to the State Regional Water Quality Control Board and CalRecycle.

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

The Director also indicated the need for the Solid Waste Committee to meet soon.

9. COUNTY COUNSEL - James A. Curtis

9.A. Resolution denying Wayne DeLisle's solid waste fee appeals of February 2, 2016.

The Board moved to adopt the resolution denying Wayne DeLisle's solid waste fee appeals of February 2, 2016.

ADOPTED, Resolution 2016-027. Motion: Huebner/Roen/Unanimous Roll Call Vote: 5/0

12. CORRESPONDENCE LOG

12.A. Application for Alcoholic Beverage License submitted by Sherali Grocery Company, Inc.

No action taken.

12.B. Application for Alcoholic Beverage License submitted by Sherali Food Company, Inc.

No action taken.

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12.C. Application for Alcoholic Beverage License submitted by Sherali Gas Company, Inc.

No action taken.

12.D. Letter from Karma Hackney, CalOES regarding the U.S. Small Business Administration declaring Sierra County a disaster designation due to drought severity levels of D2 (for eight consecutive weeks), D3 or D4 as identified on the U.S. Drought Monitor.

No action taken.

12.E. Letter from Karma Hackney, CalOES regarding the U.S. Department of Agriculture granting a Secretarial disaster designation for Sierra County as reported on the U.S. Drought Monitor.

No action taken.

12.F. Letter from Michael Filippini resigning from the Sierra Valley Resource Conservation District.

No action taken.

ADJOURN

At 2:51 p.m., with no further business, Chair Adams adjourned the meeting.

LEE ADAMS, CHAIR
BOARD OF SUPERVISORS

ATTEST:

HEATHER FOSTER
CLERK OF THE BOARD