



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

Lee Adams, District 1

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Peter W. Huebner, District 2

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Paul Roen, Chair, District 3

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Terry LeBlanc, District 4

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Sharon Dryden, Vice Chair, District 5

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The Sierra County Board of Supervisors met in regular session commencing at 9:00 a.m. on April 19, 2022 at the Loyalton Social Hall, 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, 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
David Prentice, County Counsel
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
Mike Fisher, Sheriff/Coroner

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. APPROVAL OF THE CONSENT AGENDA

The Board moved to approve the Consent Agenda.

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

12. CONSENT AGENDA

12.A. Resolution approving the California Oral Health Program Grant Agreement Number 22-10201 and authorizing the Public Health Director to sign the agreement and all invoices to secure funds. (PUBLIC HEALTH)

ADOPTED, Resolution 2022-040 and **APPROVED,** Agreement 2022-035

12.B. Amendment to Memorandum of Understanding between the County of Sierra and California Health & Wellness. (BEHAVIORAL HEALTH)

APPROVED, Agreement 2022-036

12.C. Resolution approving an amendment to the Mental Health Services Act (MHSA) Plan and Expenditure Report for 2020-2023 Workforce Education and Training Component (WET). (BEHAVIORAL HEALTH)

ADOPTED, Resolution 2022-041

12.D. Resolution approving agreement for Federal Apportionment Exchange Program and State Match Program, California Department of Transportation-Non MPO County (X22-5913(079)). (PUBLIC WORKS)

ADOPTED, Resolution 2022-042 and **APPROVED,** Agreement 2022-037

12.E. Agreement for Indemnification and Reimbursement for Extraordinary Costs for Lucy Blake, applicant and landowner. Consideration for a zone amendment for property located at 222 Lemmon Canyon Road, Sierraville: APN's 018-030-005 and 018-030-006. (PLANNING)

APPROVED, Agreement 2022-038

12.F. Amendment to Lease Agreement 2017-025 between the City of Loyalton and the County of Sierra extending the term of the Lease for 105 Beckwith Street, Loyalton, CA. (PROBATION)

APPROVED, Agreement 2022-039

12.G. Resolution approving amendment to Standard Contract with California Department of Corrections and Rehabilitation (CDCR) and the County of

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Sierra to house inmates who would normally serve their prison term in county jail as a result of criminal justice realignment. (PROBATION)

ADOPTED, Resolution 2022-043 and **APPROVED**, Agreement 2022-040

12.H. Resolution approving the Fire Camp Contract between the California Department of Corrections (CDCR) and the County of Sierra for Inmate Housing at a different rate than the Standard Contract. (PROBATION)

ADOPTED, Resolution 2022-044 and **APPROVED**, Agreement 2022-041

APPROVAL OF THE REGULAR AGENDA

The Board moved to approve the Regular Agenda.

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

REGULAR AGENDA

2. PUBLIC COMMENT OPPORTUNITY

At 9:12 a.m. Chair Roen opened the public comment opportunity.

Public comments were received by Janet McHenry on the National Day of Prayer which is the first Thursday of May each year and invited the Board to attend the Sierra County observance of National Day of Prayer at the flagpole located at the Loyaltan Fire House at 12:00 p.m., on May 5, 2022.

Public comments were received by Paul Cueto regarding the Sierraville Community Firewise's efforts to help the Forest Service and local municipalities by posting signs in the forest and camping areas to remind the public about burn bans, and requested the Board help them educate the public when there are burn bans in place, so the public is aware of what to do.

At 9:18 a.m. Chair Roen closed the public comment opportunity with no further persons addressing the Board.

3. COMMITTEE REPORTS & ANNOUNCEMENTS

Supervisor Dryden reported on the Sierra Brooks Firewise Community working with the Fire Safe Council on distributing the Fire Safe surveys which will help the Fire Safe Council put together their work plan for the upcoming year and to secure grants.

Supervisor LeBlanc reported on the upcoming Sierra Timberfest event.

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4. DEPARTMENT MANAGERS' REPORTS & ANNOUNCEMENTS

The Director of Behavioral Health reported on the Drug Medi-Cal desk audit which will be held the first week in May; the MHSA program audit to be held in late July; and the status of the No Place Like project.

The Sheriff reported on looking at new policies and procedures on how the department responds to suicide subjects as a result of new legislation.

The Director of Health and Social Services reported on limited resources for rental assistance; serious compliance issues with respect to the Quality Assurance and IHSS audits as the department has been dealing with personnel issues over the last eight months and will likely be put on a compliance improvement plan; results for IHSS program desk audit will be available this Friday; an upcoming meeting with OES, the Sheriff's office and her staff to discuss the impacts of wildfire on the Social Services side of the department; moving out of the pandemic; Senate Bill 1737 gaining momentum which is a mandate on environmental health to regulate and inspect the oversight of child camps; proposed legislation that will require all county officers be residents of the county; upcoming booster clinics; and the status of masking in public transportation.

5. FOREST SERVICE UPDATE

Acting Sierraville District Ranger Rachel Hutchinson provided an update on staffing; the shooting range opening on Friday; and working to open the Jackson Meadow campgrounds in June.

Yuba River District Ranger Lon Henderson provided an update on staffing; prescribed fires; the Yuba and Red Ant projects; the North Yuba Forest Partnership meeting to be held this Thursday; the Ramshorn Campground to open for Memorial Day weekend; the passing of the bipartisan infrastructure which will introduce an extra \$7 million into the North Yuba Landscape project this fiscal year and \$19 million for the federal 23/24 fiscal year.

Chair Roen indicated that the Board would like to see work on the ground now that they've received this funding. Chair Roen also commented on the Highway 49 Corridor fuels reduction project and Caltrans stating that due to lack of cooperation with the Forest Service they are not going to treat anything along the district's right of way on the Highway 49 Corridor.

Beckworth District Ranger Mike Rahe provided an update on postponed burning in the Lakes Basin due to public concerns; a large community protection and recovery project and having identified an area in northwest side of the county; and the district currently only open to the public on Tuesday and Thursdays due to low staffing.

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6. HEALTH & SOCIAL SERVICES - VICKIE CLARK

6.A. Authorization to hire a permanent part-time Social Services Aide.

The Director of Health and Social Services provided background on the request for a case aide to help the department with transportation the department is required to provide for court ordered visitations.

In resp to Supervisor Dryden's inquiry, the Director clarified that the funding is available in the budget, but this is a new position.

The Board moved to authorize the hiring of a permanent part-time Social Services Aide.

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

10. TIMED ITEMS

10.A. 10:00AM VERDI AND LONG VALLEY DEVELOPMENT IMPACTS

Discussion and direction on issues and impacts surrounding the Washoe County and City of Reno growth projections for the Verdi and Long Valley areas.

The Director of Planning provided background on the frustration from the substantial impacts appearing along the state line in Sierra County and the need to start planning for these impacts. The Director further questioned whether the Board wants to take proactive steps to engage the City of Reno, County of Washoe and other Nevada State agencies that have jurisdiction along the border, to understand the views of Verdi and Long Valley communities in Sierra County.

The Director continued to provide history on the master plan in Verdi which projects a land use density of 250 homes in addition to what is there and the key goals and objectives of the plan including open space, protecting the ambience of the community structure, maintaining a rural atmosphere, etc. Long Valley does not have a master plan, however there is a combination of Williamson Act, TPZ (Timberland Production Zone) and large lots under agricultural production.

The Director further reviewed the fire protection map of the Truckee Meadows Fire Protection District which identifies the lands annexed by the City of Reno to the City and the proposed new projects along on the Nevada/California border and concerns with the impacts pertaining to traffic, recreational access to the Humboldt-Toiyabe National Forest through Dog Valley and Long Valley roads, wildlife management resources, and schools.

This item was tabled to later in the meeting.

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10.B. 10:30AM NORTHERN CALIFORNIA EMERGENCY MEDICAL SERVICES

Presentation by Donna Stone, Chief Executive Officer, Northern California EMS, Inc. with respect to services provided to Sierra County. (SUPERVISOR ADAMS)

Donna Stone, Chief Executive Officer thanked Sierra County for being a leader in promoting Nor-Cal EMS programs and expressed her appreciation for the recent donation to their EMS/First Responder program. Ms. Stone further commented on the annual contract for services and recently sending out the modification extending the term of the contract.

Ms. Stone continued to provide an overview of Nor-Cal EMS.

Brief discussion ensued.

10.C. 10:45AM CHILD ABUSE PREVENTION MONTH - SIERRA COUNTY CHILD ABUSE COUNCIL

Presentation by Katie Mitchell and Lauri Lizarde, Family Outreach Workers from High Sierras Family Resource Center with respect to Child Abuse Prevention Month. (CHAIR ROEN)

Katie Mitchell made her presentation to the Board on the number of child abuse cases reported within the county, the programs provided to children of the county by the Child Abuse Council, and partnerships that provide monetary support to families.

The Board thanked Ms. Mitchell and the Child Abuse Council for their work.

Item 10.A. Continued

Supervisor Adams thanked the Director for his presentation and the information proved in the background and commented on the growing pains of communities in the county that are up against a border. Supervisor Adams further expressed the need to be practical when addressing these agencies with our concerns, and also suggested discussing these issues with the California Department of Fish and Wildlife as they have made a lot of investments in protecting the deer herds in the Long Valley area.

Discussion ensued with the Board.

Supervisor Adams further commented on the Director and Supervisor Huebner's efforts and suggested a committee to reach out to these entities regarding the county's concerns.

Following further discussion, the Chair appointed an Ad Hoc Committee consisting of Chair Roen and Supervisor Huebner.

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7. PLANNING / BUILDING - TIM BEALS

- 7.A. Status report and direction on review of FEMA Flood Insurance Rate Maps (FIRM) and Flood Insurance Study that will change floodplain management and flood insurance issues for eastern Sierra County and the City of Loyalton.

The Director of Planning provided background on prior workshops held to provide residents an opportunity to make comments and identify the impacts of the FEMA Flood Insurance Rate Maps. The Director further indicated that following the meeting held on April 15, 2022, FEMA agreed that their modeling and assumptions need review and possible change, so he has requested FEMA to officially communicate with the county suspending the appeal period to address these issues.

Discussion ensued with the Board.

Additional comments were received by the Deputy Director of Planning Brandon Pangman and Chair Roen.

- 7.B. Discussion and direction on the issue of conservation easements within General Plan community cores, and whether a county-initiated General Plan Amendment and Zone Amendment process is appropriate to modify the community boundaries and designations for the community of Sattley.

The Director of Planning indicated that following the review of Mr. Turner's application and the holdings represented by the Turner Family and their desire to place it under restriction and blend it with the property that has already gone into the Williamson Act or a conservation easement, it has become apparent that the entire community of Sattley has been become nonexistent for general plan purposes as it will eliminate potential housing outlined in the general plan.

The Director continued to review in detail the map provided in the background documentation outlining the properties constrained by Williamson Act contracts and conservation easements. The Director added that following discussions, Mr. Turner has decided not to request a Williamson Act contract for some of the timber land involved but remains committed to putting the core agricultural properties back into the Williamson Act.

Chair Roen commented on the potential conflict with the property that is in the Williamson Act and in a conservation easement.

In response to Chair Roen's inquiry pertaining to Mr. Turner's conservation easement not being as restrictive as other easements, Mr. Turner clarified that what is in the conservation easement is not conducive to grazing on the property.

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Chair Roen further clarified that he doesn't want to do anything that is incompatible to the property with respect to the Williamson Act and conservation easements.

Discussion ensued regarding being able to mitigate the conflict when issuing a Williamson Act contract for properties that are in a conservation easement.

The Director continued to clarify the issue is with finding consistency with the county's general plan, so the general plan needs to be amended to remove the community core as the county has no control over the conservation easements.

The Director further questioned who should pay for the service with respect to initiating a general plan amendment – the county or the applicant.

Discussion ensued regarding process for a county-initiated zone amendment and the costs involved.

Following discussion and by consensus, the Board directed staff to initiate a general plan amendment and zone amendment process appropriate to modify the community boundaries and designations for the community of Sattley and to work with Mr. Turner on potential fees.

8. PUBLIC WORKS/TRANSPORTATION - TIM BEALS

- 8.A. Introduction and waive first reading of an ordinance amending Sierra County Code Part 11, Chapter 12, Section 080(B) to update parking regulations on Dog Valley Road in the community of Verdi.

Following a brief overview of the ordinance by the Director of Public Works, the Board moved to waive the first reading of an ordinance amending Sierra County Code Part 11, Chapter 12, Section 080(B) to update parking regulations on Dog Valley Road in the community of Verdi.

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

- 8.B. Introduction and waive first reading of an 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.

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easements, and other responsibilities including the Sierra Brooks Public Water System of County Service Area 5, Zone 5A.

Discussion ensued regarding accessory dwellings 2:23

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

9. BOARD OF SUPERVISORS

9.A. Appointment to the Fish and Wildlife Commission to fill a vacancy.
(CLERK OF THE BOARD)

Supervisor Huebner commented on the three applications received and questioned if a county employee can serve on the commission.

County Counsel recommended tabling this item so he can review the position and the county's conflict of interest code.

Supervisor Huebner recommended appointing Kevin Marshall to the commission as he is from Downieville.

Supervisor Adams suggested giving due respect to the applicant who has been the alternate for more than two years and elevate this individual to the full position.

Following further discussion, the Board moved to appoint Michael Estrada and encouraged the other applicants to reapply pending County Counsel's opinion on whether employees can serve on the commission.

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

9.B. Appointment to the Pliocene Ridge Community Services District to fill a vacancy. (CLERK OF THE BOARD)

The Board moved to appoint Pam Davis to the Pliocene Ridge Community Services District.

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

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.

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- 9.D. Discussion/action on request from Sierra Buttes Trail Stewardship, Connected Communities Trails Program to waive/offset \$500 fee for mapping sections/parcel layers located within Sierra County for the Connected Communities Trail Map. (SUPERVISOR ADAMS)

Supervisor Adams provided background on the request from the Sierra Buttes Trail Stewardship to waive the \$500 fee for mapping as they've not had to pay this fee in other counties. Supervisor Adams added that the Board could argue that this is helping the local economy, but on the other hand why should the general taxpayer pay for this request.

Chair Roen commented that the Sierra Nevada Conservancy recently authorized a \$1 million grant to the Sierra Buttes Trail Stewardship.

Supervisor Adams suggested waiving any county fee, but any external cost should be paid for by the Sierra Buttes Trail Stewardship.

The Assessor clarified that there is no internal employee cost of the GIS, rather this data belongs to a contractor and every manipulation made to the GIS map has a cost component. The \$500 fee attempts to pay for the maintenance of the GIS, which is approximately \$10,000 per year.

Following further discussion, no action was taken.

11. CLOSED SESSION

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

CLOSED SESSION STATEMENT

The Board met in closed session from 12:15 p.m. to 12:42 p.m. Deputy County Counsel indicated there were not actions taken that require reporting out.

13. CORRESPONDENCE LOG

- 13.A. Application for Alcoholic Beverage License submitted by Empire Creek Provisions LLC.

No action taken.

- 13.B. Notice of preparation to harvest timber submitted by Doug and Jason White for Kenton Ventures LLC. Project is located approximately 0.5 miles west of Alleghany, California.

No action taken.

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13.C. Press Release from the North Yuba Forest Partnership on gaining national support for forest resilience work in North Yuba River watershed.

No action taken.

ADJOURN

At 12:42 p.m., with no further business, Chair Roen adjourned the meeting.

PAUL ROEN, CHAIR
BOARD OF SUPERVISORS

ATTEST:

HEATHER FOSTER
CLERK OF THE BOARD