



**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 May 17, 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 LeBlanc

ROLL CALL

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

Staff: Heather Foster, County Clerk-Recorder
Scott McLeran, Deputy County Counsel
Van Maddox, Auditor/Treasurer Tax Collector
Tim Beals, Director of Planning/Public Works/Transportation/OES
Lea Salas, Director of Behavioral Health
Vickie Clark, Director of Health and Social Services
Chuck Henson, Chief Probation Officer
Mike Fisher, Sheriff/Coroner
Celia Sutton-Pado, County Health Officer

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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

11. CONSENT AGENDA

11.A. Lease Agreement between Janet M. Hamilton, Pamela A. Brandon, and Sierra County for 22 Maiden Lane in Downieville, California. (SOCIAL SERVICES)

APPROVED, Agreement 2022-048

11.B. Workforce Innovation and Opportunity Act (WIOA) Memorandum of Understanding between Northern Rural Training and Employment Consortium (NORTEC) and America's Job Center of California Partners. (SOCIAL SERVICES)

APPROVED, Agreement 2022-049

11.C. Lease Agreement between Richard and Sharon Elorza and Sierra County Human Services for 35 SW Third Street in Loyalton, California. (PUBLIC HEALTH)

APPROVED, Agreement 2022-050

11.D. Professional Services Agreement between the County of Sierra and Carolyn Rees for public health nursing services. (PUBLIC HEALTH)

APPROVED, Agreement 2022-051

11.E. Professional services agreement between Aegis Treatment Centers, LLC and Sierra County to provide a Narcotic Treatment Program (NTP) to Sierra County Residents. (BEHAVIORAL HEALTH)

APPROVED, Agreement 2022-052

11.F. Resolution approving Sierra County's Strategic Prevention Plan for Fiscal Years 2022-2027 and authorizing Sierra County Behavioral Health to implement the plan as written. (BEHAVIORAL HEALTH)

ADOPTED, Resolution 2022-048

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

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ADOPTED, Resolution 2022-049

- 11.H. Resolution authorizing the Auditor to make certain changes to the 2021/2022 Juvenile Justice Crime Prevention Act (JJCPA) budget in regards to unanticipated long-term housing commitment in juvenile hall. (PROBATION)

ADOPTED, Resolution 2022-050

- 11.I. Agreement for Indemnification and Reimbursement for Extraordinary Costs for Daniel Goddard, applicant and landowner: consideration of a zone variance application for property located at 424 West Willow Street, Sierraville, CA, APN: 013-110-081-000. (PLANNING)

APPROVED, Agreement 2022-053

- 11.J. Resolution approving Program Supplement Agreement No. N 029 Rev. 1 to Administering Agency-State Agreement Federal Aid Projects No. 03-5913R, BRLO-5913(058) Plumbago Road at Kanaka Creek Bridge Replacement. (PUBLIC WORKS)

ADOPTED, Resolution 2022-051 and **APPROVED**, Agreement 2022-054

- 11.K. Resolution authorizing Auditor to implement changes to the Fiscal Year 2021-2022 Budget to increase revenues and expenses to reflect the California Fire Safe Council Coordinator Grant. (PUBLIC WORKS)

ADOPTED, Resolution 2022-052

- 11.L. Minutes from the regular meeting held on April 5, 2022. (CLERK OF THE BOARD)
- 11.M. Minutes from the regular meeting held on April 19, 2022. (CLERK OF THE BOARD)

APPROVAL OF THE REGULAR AGENDA

The Board moved to approve the Regular Agenda.

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

REGULAR AGENDA

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2. PUBLIC COMMENT OPPORTUNITY

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

3. COMMITTEE REPORTS & ANNOUNCEMENTS

Supervisor LeBlanc reported on the successful turnout at the Loyalton Timberfest.

Supervisor Adams reported Nor-Cal EMS met last Thursday as well as the Finance Committee to discuss mid-management and department manager cost of living adjustments (COLAs).

4. DEPARTMENT MANAGERS' REPORTS & ANNOUNCEMENTS

The Sheriff reported on status of implementation of Zone Haven notification program.

Quincy CHP Lieutenant Commander Chris Parent introduced himself to the Board.

Chair Roen commented on Lieutenant Parent's proactive role in Sierra County.

The Chief Technology Officer provided an update on the county website refresh project.

The Director of Planning reported on recent COVID-19 exposures in his office; FEMA back peddling on written confirmation of the stay on the appeal period for the proposed maps; the Gold Lake FLAP project; the completion of the Downieville Community Hall plans and the Proposition 68 requirement of deed restrictions to be recorded for both the Sierraville School and Downieville Community Hall; the Local Transportation Commission will meet tomorrow in Sierraville; FEMA is requiring the County to bid the road rehabilitation project from the Loyalton Fire; an upcoming meeting with Plumas County on the final negotiations on the agreement for waste disposal at Delleker; and scheduling a meeting with the Sierra Buttes Trail Stewardship and the Sierraville District Ranger to discuss the Smithneck Road rehabilitation project and concurrent bike lane.

The County Health Officer reported on the increase in COVID-19 positive cases in the county.

The Director of Behavioral Health provided an update on the approval of the local housing grant presented last October through Housing Tools and the loss of the No Place Like Home (NPLH) grant, which now allows them find other properties that would be suitable since they won't have to follow the regulations under NPLH.

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5. FOREST SERVICE UPDATE

Acting Sierraville District Ranger, Rachel Hutchinson reported on the status of the permanent Sierraville District Ranger position and staffing within the district; the status of campgrounds opening; and on the ground projects for this summer.

Acting Ranger Hutchinson also reported on the Tahoe National Forest working on a 10-year plan for projects and the need to have further discussions to determine if the county wants to be a stakeholder in developing the plan and identifying projects.

Chair Roen clarified that NID (Nevada Irrigation District) is going to run the group camps at Jackson Meadows and the Forest Service will run the rest of the campgrounds.

Acting Yuba District Ranger, Stephanie Coppeto reported on the Greene Acres planning project; the completion of clearing 76 acres at Bullards Bar and the plan to burn the piles next year; continuing to review the appropriate uses of the bipartisan funding; an opportunity to partner with the county for the graveyard project; the status of campgrounds opening; and staffing updates.

Brief discussion ensued with the Board.

Beckwourth District Ranger, Michael Rahe provided an update on staffing; the lakes basin road project; the Community Protection and Recovery projects; the status of campgrounds opening; and the status of boat ramp openings at Frenchman Lake, Lake Davis and Gold Lake.

6. BEHAVIORAL HEALTH - LEA SALAS

6.A. Professional Services Agreement between Locum Tenens and County of Sierra for Medical Director of Behavioral Health and Telemedicine services.

The Director of Behavioral Health provided background on the proposed agreement with Locum Tenens.

In response to Supervisor Dryden's inquiry, the Director clarified this agreement is strictly for telemedicine.

The Board moved to approve the Professional Services Agreement between Locum Tenens and County of Sierra for Medical Director of Behavioral Health and Telemedicine services.

APPROVED, Agreement 2022-055. Motion: Adams/Huebner/Unanimous Roll Call Vote: 5/0

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7. PLANNING / BUILDING - TIM BEALS

- 7.A. Approval of grant agreement in the amount of \$121,517 from the California Department of Housing and Community Development under the Regional Early Action Planning (REAP) grants program to help facilitate the production of affordable housing in Sierra County.

The Director of Planning provided a brief overview on the original resolution authorizing the Director to sign the proposed grant agreement.

The Board moved to approve the grant agreement in the amount of \$121,517 from the California Department of Housing and Community Development under the Regional Early Action Planning (REAP) grants program to help facilitate the production of affordable housing in Sierra County.

APPROVED, Agreement 2022-056. Motion: Dryden/Huebner/Unanimous Roll Call Vote: 5/0

- 7.B. Discussion and direction on State Board of Forestry and Fire Protection's Revised Draft "State Minimum Fire Safe Regulations, 2021".

The Director of Planning requested tabling this item to later in the meeting.

- 7.C. Approval of grant and service agreements for Lighting Upgrades in County Courthouse building and Goodyears Bar Road Shop.

Following a brief overview by the Director of Planning, the Board moved to approve the grant and service agreements for Lighting Upgrades in County Courthouse building and Goodyears Bar Road Shop.

ADOPTED, Resolution 2022-053 and **APPROVED**, Agreement 2022-057. Motion: Dryden/Huebner/Unanimous Roll Call Vote: 5/0

8. PUBLIC WORKS/TRANSPORTATION - TIM BEALS

- 8.A. Professional Services Agreement with Feather River Forestry, LLC for services related to Coordination work for the Sierra County Fire Safe Council.

The Director of Public Works provided background on the need for a separate agreement with Feather River Forestry, LLC in order to address invoicing and payment for the services related to Coordination work for the Sierra County Fire Safe Council.

The Board moved to approve the Professional Services Agreement with Feather River Forestry, LLC for services related to Coordination work for the Sierra County Fire Safe Council.

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APPROVED, Agreement 2022-058. Motion: Dryden/Huebner/Unanimous Roll Call Vote: 5/0

- 8.B. Approval of letter to the United States Forest Service (USFS) regarding fuel treatment projects for Sierra County during calendar year 2022 and 2023.

The Director of Public Works provided background on the Forest Service becoming the recipient of a substantial allocation of funding for fire treatment related projects and the need for the county to express the county's priorities to the Forest Supervisor and District Ranger with respect to fuel treatments and fire prevention work.

The Director further reviewed the recommended priorities including the Yuba Project, Greene Acres Project, Forest City Management Plan, Caltrans fuel treatment project along Highway 49, and fuel treatments along Sierra County highways.

In response to Acting Yuba District Ranger Stephanie Cappeto's inquiry regarding the Yuba Project, Chair Roen clarified that the Yuba Project needs additional funding to complete the project.

Discussion ensued pertaining to the proposed priority projects.

Supervisor Adams expressed concerns with Forest Service management falling to local governments who have limited resources.

Acting Ranger Cappeto apologized for it seeming like counties are having to pick up more work, but the Forest Service is working to take on these responsibilities.

In response to the Director's inquiry with respect to potential projects on the west side of the county that can be implemented this year or next, Acting Ranger Cappeto suggested the Yuba underburn and the Red Ant projects.

The Director further encouraged the Board to prioritize a stronger relationship between Forest Service and Caltrans on the Highway 49 corridor project.

Following further discussion, the Board moved to authorize the letter to the United States Forest Service (USFS) regarding fuel treatment projects for Sierra County during calendar year 2022 and 2023.

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

- 8.C. Request for approval to hire two, extra help Administrative Secretary positions during recruitment of two vacancies in both the Planning and Road budgets.

The Director of Public Works provided background on the request for the extra-help positions which will have no impact to the budget due to the current vacancies in the department.

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The Auditor requested approval to use the excess funds from the current vacancies.

The Board moved to approve hiring two, extra help Administrative Secretary positions during recruitment of two vacancies in both the Planning and Road budgets using excess funds.

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

- 8.D. Waive second reading and adoption of 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.

The Clerk indicated that the proposed ordinance is 17 pages long, which will be expensive to publish, and suggested authorizing the publication of a summary of the ordinance and continue the adoption to the June 7, 2022 meeting.

Following brief discussion and by consensus, the Board directed County Counsel to draft the summary of the proposed ordinance and publish, and continue the second reading and adoption to the June 7, 2022, meeting.

- 8.E. Discussion and direction on financial status of the Yuba Project Grant (\$500k); Greene Acres Planning Grant (\$100k); and Fire Safe Coordinator Grant (\$150k).

The Director of Public Works provided background on the lack of having a budget for the grants and submitting claims for payment to the Auditor without a budget in place.

Discussion ensued regarding how the grants should be set up in the county budget.

Following discussion, the Board directed staff to work with the Auditor on creating a budget process for grant projects going forward.

- 8.F. Resolution authorizing the Auditor to implement changes to the Fiscal Year 2021-2022 Budget to increase revenues and expenses in the Road Fund for the recently completed 2017 Storm Damage Projects.

Following a brief overview of the item by the Director of Public Works, the Board moved to adopt the resolution authorizing the Auditor to implement changes to the Fiscal Year 2021-2022 Budget to increase revenues and expenses in the Road Fund for the recently completed 2017 Storm Damage Projects.

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ADOPTED, Resolution 2022-054. Motion: Huebner/Dryden/Unanimous Roll Call Vote: 5/0

9. CLOSED SESSION

- 9.A. Closed session pursuant to Government Code section 54956.9 (a) to discuss the following litigation: Feather River Action! and Project Coyote v. County of Plumas and Plumas-Sierra Counties Department of Agriculture; County of Sierra, Real Party of Interest, Plumas County Superior Court Case No. CV22-0037.
- 9.B. Conference with labor negotiators pursuant to Government Code section 54957.6, David Prentice Negotiator, Deputy Sheriff's Association (DSA).
- 9.C. Conference with labor negotiators pursuant to Government Code section 54957.6, David Prentice Negotiator, Mid-Management.

CLOSED SESSION STATEMENT

The Board met in closed session from 10:58 a.m. to 11:55 a.m.

County Counsel reported there was no reportable action taken with respect to Items 9.A., 9.B. and 9.C.

10. BOARD OF SUPERVISORS

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

Supervisor Adams commented on the Finance Committee meeting held last Thursday and the discussion just held in closed session and the Board's recommendation to offer mid-management 4% immediately and with respect to years two and three, allow the Board additional time to confer more before making a commitment.

Following brief discussion, the Board moved to adopt the resolution authorizing a Cost of Living Adjustment (COLA) for Mid-Management positions as amended to authorize an increase of 4% effective April 25, 2022 and to continue the negotiations for years two and three.

This item was tabled until later in the meeting to determine if mid-management accepts the recommendation.

Item 7.B. continued from earlier in the meeting.

The Director indicated that comments are due by next Friday and questioned if the Board is interested in commenting on the regulations, so the county is on record. The

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Director further reviewed the proposed regulations and the concerns with what the regulations don't say and how they will be interpreted.

Deputy Director of Planning Brandon Pangman indicated that the proposed regulations are an improvement, however staff's concerns are with the interpretation of the regulations.

Following discussion, the Board directed staff to draft and submit a comment letter on the State Board of Forestry and Fire Protection's Revised Draft "State Minimum Fire Safe Regulations, 2021" and to return to the Board for ratification.

10.B. Resolution authorizing a Cost of Living Adjustment (COLA) for Department Managers. (FINANCE COMMITTEE)

Chair Roen continued this item to the June 7, 2022 Board meeting and directed agendaing a closed session for negotiations for the appointed department managers.

10.C. Appointment of alternate to the Fish and Wildlife Commission. (CLERK OF THE BOARD)

The Board moved to appoint Laura Marshall as an alternate to the Fish and Wildlife Commission.

Deputy County Counsel commented on the previous inquiry regarding whether a county employee can serve in this capacity and clarified that he believes it is permissible for an employee to serve on the commission.

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

10.D. 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)

Following brief discussion and by consensus, the Board directed continuing to hold hybrid meetings in accordance with AB 36 and Sierra County Resolution 2021-140.

Item 10.A. continued from earlier in the meeting.

Chair Roen indicated that mid-management agrees to the Board's recommendation for a 4% COLA effective April 25, 2022.

Chair Roen further directed staff to reagenda the closed session for negotiations with mid-management.

ADOPTED as amended, Resolution 2022-055. Motion: Adams/Dryden/Unanimous Roll Call Vote: 5/0

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12. CORRESPONDENCE LOG

12.A. Email from Calpine resident, Russell Rosewood regarding Sierra County Fire Protection District #1.

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