



**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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Jim Beard, Vice-Chair, District 4

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Sharon Dryden, District 5

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The Sierra County Board of Supervisors met in regular session commencing at 9:00 a.m. on February 19, 2019 in 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 Beard

ROLL CALL

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

Staff: Heather Foster, County Clerk-Recorder
Amanda Uhrhammer, Deputy County Counsel
Van Maddox, Auditor/Treasurer Tax-Collector
Tim Beals, Director of Planning and Transportation
Lea Salas, Director of Behavioral Health
Vickie Clark, Director of Health and Social Services

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APPROVAL OF CONSENT AGENDA

The Board moved to approve the Consent Agenda.

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

10. CONSENT AGENDA

10.A. Contract amendment A01 of Agreement 2018-106 between the Department of Health Care Services and the County of Sierra for the Drug Medi-Cal Program. (BEHAVIORAL HEALTH)

APPROVED, Agreement 2019-010

10.B. CalSAWS Consortium Second Amended and Restated Joint Exercise of Powers Agreement. (SOCIAL SERVICES)

APPROVED, Agreement 2019-011

10.C. Memorandum of Understanding between the CalSAWS Consortium, a California Joint Powers Authority, and the County of Sierra, a member county of the Consortium. (SOCIAL SERVICES)

APPROVED, Agreement 2019-012

10.D. Resolution terminating agreement for services, 2012-035 and subsequent amendments 2017-025 and 2018-012 with Earth Surgeons Construction Company. (PUBLIC WORKS)

ADOPTED, Resolution 2019-022

10.E. Authorize payment of invoice 192676 to Intermountain Disposal for tipping fees for waste that has been diverted to Delleker Transfer Station. (PUBLIC WORKS)

10.F. Minutes from the regular meeting held on February 5, 2019. (CLERK-RECORDER)

APPROVAL OF THE REGULAR AGENDA

The Board moved to approve the Regular Agenda.

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

REGULAR AGENDA

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2. PUBLIC COMMENT OPPORTUNITY

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

Wendy Jackson, Sierra-Plumas Joint Unified School District Adult Education Coordinator informed the Board of upcoming public stakeholder meetings to be held on March 13, 2019 at the Golden West from 6-7:30 p.m. and also in Downieville on March 14, 2019.

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

3. COMMITTEE REPORTS & ANNOUNCEMENTS

Supervisor Huebner reported that escrow will close on the Hill Street Apartments on March 7th.

Supervisor Adams reported on the CSAC meeting held last Thursday and the discussion regarding the repayment California counties are having to make to the federal government as a result of the 2014 Medicare/Medicaid audit and both Alpine and Sierra were excluded from the repayment. Supervisor Adams continued to express concerns regarding the impacts to the County if state and federal funding is not spent properly.

Comments were received by the Auditor and the Director of Health and Social Services.

Supervisor Beard reported the Child Abuse Council will meet on February 27th at 10:00 a.m.

Supervisor Dryden reported on the A4AA meeting she and Supervisor Beard attended and she will be attending the CSAC New Supervisors Institute follow-up training to be held this Thursday and Friday in Sacramento.

4. DEPARTMENT MANAGERS' REPORTS & ANNOUNCEMENTS

The Director of Health and Social Services reported on the skilled nursing facility having taken on 10 patients as a result of the needs request from the Sierra Sacramento Valley EMS and the status of the HVAC project.

5. FOREST SERVICE UPDATE

Sierraville District Ranger Quentin Youngblood provided an update on various projects going on in the district.

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6. HEALTH & SOCIAL SERVICES - VICKIE CLARK

- 6.A. Authorization to hire at the higher classification of Social Services Quality Assurance/Quality Improvement Coordinator III that was previously budgeted as a Social Services Quality Assurance/Quality Improvement Coordinator II.

The Director of Health and Social Services provided background on the request to hire at the higher classification of Social Services Quality Assurance/Quality Improvement Coordinator III.

In response to Supervisor Dryden's inquiry, the Director explained the cost difference between the Coordinator II and III position is around 10%.

The Board moved to authorize hiring at the Social Services Quality Assurance/Quality Improvement Coordinator III classification.

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

7. PUBLIC WORKS/TRANSPORTATION - TIM BEALS

- 7.A. Presentation of bids and adoption of resolution rejecting bids for the Sierra County Wellness Center Addition Project.

The Director of Public Works provided background on the bidding process which has not resulted in positive results and requested the Board reject the bids so they can begin looking at other options to move forward with the project.

Brief discussion ensued.

The Board moved to adopt the resolution rejecting bids for the Sierra County Wellness Center Addition Project.

ADOPTED, Resolution 2019-023. Adams/Huebner/Unanimous Roll Call Vote: 5/0

9. TIMED ITEMS

- 9.A. 10:00AM PUBLIC HEARING - VACATE PUBLIC ACCESS EASEMENT**
Conduct public hearing and direction to staff with regard to Resolution 2019-014 declaring intent to vacate an existing public access easement as shown on Sierra County Assessor's Parcel Map Book 15, Page 5 in the town of Sierraville situated between Sierra County Assessor Parcels 015-052-002-0 and 015-052-013-0.

At 10:19 a.m. Chair Roen opened the public hearing.

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The Director of Public Works provided background on the request to vacate an existing public access easement and reviewed the map outlining the strip of land to be vacated. The Director further expressed concerns with the proposed vacation from a general plan perspective as it would essentially land lock Parcel 13 which is a developable parcel owned by Brendan McCormick.

In response to Supervisor Adams' inquiry, the Director clarified that Mr. McCormick has been notified of the intent to vacate.

Discussion ensued regarding potential access issues to Parcel 13.

The Director further suggested an alternate option and have a vacation proceeding, if the three parties (Los Dos, McCormick and the Fire Department) agree to share in the cost of a quiet title action to convey legal title of a strip of land, extending both lines of the Los Dos property to the south through the right-of-way and assume that Los Dos and McCormick will split that down the middle and what is remaining of the alley to the west would be split between the Fire Department and McCormick which would eliminate the easement and make everyone whole.

Discussion ensued with the Board.

The Director indicated that he would draft a proposed alignment of the remainder of the alley and send it to Los Dos, Brendan McCormick and the Fire Department.

The Board moved to continue the public hearing to March 19, 2019 at 10:30 a.m. in Loyalton and no further notice will be given.

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

9.B. 10:30AM CONTINUED PUBLIC HEARING - VACATE OREGON CREEK ROAD

Conduct continued public hearing with regard to the resolution of intent to vacate Oregon Creek Road (#295).

At 10:30 a.m. Chair Roen opened the public hearing.

The Director of Transportation requested the record of proceeding and resolution be added to the record. The Director further indicated that after listening to all of the testimony he strongly supports the conclusion that the Board terminate any further consideration of the resolution of intent to vacate any portion of the Oregon Creek Road and then direct staff to prepare a resolution of intent under section 954.5 of the Streets and Highways Code as he believes this serves the public well.

Thomas Knoch, consultant for Maverick Gold, commented that the bridge over Lucky Dog is complete along with the bridge over Oregon Creek. Mr. Knoch added that

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Maverick Gold intends to continue to repair the road between the Kate Hardy Mine and Mountain House.

Steve Zumalt commented on the importance of the integrity of the Board's decision made when this was heard in 1986 and the county fulfilling those decisions.

Supervisor Adams commented that times have changed and access to public lands is more important today than it has ever been. While he respects the decision the Board made back in 1986, he does not agree with it and disagrees that this is an issue of integrity of the Board.

Jonathan Zumalt questioned when the road was legally put in as a county road.

Supervisor Adams responded that he doesn't know that it matters; rather what does matter is that nothing has changed for anyone who bought property adjacent to the road as it was a county road then. Supervisor Adams further commented that he continues to support the compromise suggested by the Director of Transportation.

At 10:42 a.m. Chair Roen closed the public hearing.

- 9.B.i. Resolution terminating vacation proceedings for any portion of Oregon Creek Road, County Road 295 and directing the preparation of resolution terminating maintenance of a portion of Oregon Creek Road, County Road 295 for the portion between the Zumalt property and the Kate Hardy Mine property in accordance with California Streets and Highways Code § 954.5 and setting public hearing.

The Board moved to adopt the resolution terminating vacation proceedings for any portion of Oregon Creek Road, County Road 295 and directing the preparation of resolution terminating maintenance of a portion of Oregon Creek Road, County Road 295 for the portion between the Zumalt property and the Kate Hardy Mine property in accordance with California Streets and Highways Code § 954.5 and setting public hearing.

ADOPTED, Resolution 2019-024. Motion: Adams/Huebner/Unanimous Roll Call Vote: 5/0

8. CLOSED SESSION

- 8.A. Closed Session pursuant to Government Code Section 54956.9(d)(2) - conference with legal counsel regarding anticipated litigation - 1 case.

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CLOSED SESSION STATEMENT

The Board met in closed session from 10:50 a.m. to 11:21 a.m. Deputy County Counsel reported that direction was given to staff.

11. CORRESPONDENCE LOG

11.A. Letter from Tahoe National Forest Supervisor, Eli Ilano, regarding the Over-Snow Vehicle Use Designation Project.

No action taken.

11.B. Letter from Board of Forestry and Fire Protection - Notice of Preparation of a Program Environmental Impact Report for the California Vegetation Treatment Program.

No action taken.

11.C. Letter from California Department of Parks and Recreation, Office of Historic Preservation, regarding Webber Lake Hotel Listing in the National Register of Historic Places.

No action taken.

ADJOURN

At 11:22 a.m., with no further business, Chair Roen adjourned the meeting.

PAUL ROEN, CHAIR
BOARD OF SUPERVISORS

ATTEST:

HEATHER FOSTER
CLERK OF THE BOARD