

**REGULAR MEETING OF THE FLOOD CONTROL
AND WATER CONSERVATION DISTRICT,
COUNTY OF PLUMAS, STATE OF CALIFORNIA
HELD IN QUINCY ON JULY 10, 2007**

The meeting is called to order at 9:00 a.m. The Board of Supervisors is sitting as the Plumas County Flood Control and Water Conservation District.

CLOSED SESSION

The Board meets in closed session from 9:00 a.m. to 9:15 a.m. for conference with legal counsel regarding initiation of litigation (Government Code 54956.9(c)).

FY 2007-2008 INTERIM BUDGET

Discussion is held regarding interim budget for FY 2007-2008. Motion is made by Supervisor Powers, seconded by Supervisor Thrall and unanimously carried to earmark \$20,000 from 2008 HR-2389 Title III funds to the Flood Control District for Professional Services Agreement with John Mills.

FISHERIES EXPERT AGREEMENT

Motion is made by Supervisor Meacher, seconded by Supervisor Thrall and unanimously carried authorizing the General Manager of the Flood Control District to enter into a professional services agreement with a fisheries expert to provide technical review and assistance in the 2105 re-licensing, in an amount not to exceed \$10,000.

PROFESSIONAL SERVICES AGREEMENT – JOHN MILLS

Motion is made by Supervisor Powers, seconded by Supervisor Thrall and unanimously carried to approve a professional services agreement for John Mills and authorize the Chair to sign.

UPDATES

Updates by Brian Morris, General Manager regarding:

- FERC relicensings
- Monterey EIR
- Plumas Watershed Forum
- Ecosystem Services Partnership

**REGULAR MEETING OF THE BOARD OF SUPERVISORS
COUNTY OF PLUMAS, STATE OF CALIFORNIA
HELD IN QUINCY ON JULY 10, 2007**

1. ROLL CALL

The meeting is called to order at 9:00 a.m. with Supervisors Rose Comstock, William Powers, Sharon Thrall, Robert Meacher and Chairman Ole Olsen present.

2. INVOCATION AND FLAG SALUTE

Pastor Tarleton from the First Baptist Church of Quincy offers the invocation and Leanne Schramel leads the flag salute.

3. PUBLIC COMMENT OPPORTUNITY

Andy Anderson, Director of OES announces that cooling centers have been activated countywide in preparation for extreme high temperatures across much of California. Throughout the summer, OES will continue to closely monitor severe heat forecasts from the National Weather Service and coordinate the activities of the state to ensure the safety of residents.

Report and update by the US Forest Service regarding the Antelope Complex fire.

Ken Johnston addresses the Board regarding the recently held High Sierra Music Festival in Quincy. Mr. Johnston is not opposed to the Festival although, is concerned about the noise level late night. The late night venues are taken inside buildings beginning at 1:00 a.m. Mr. Johnston requests the time be moved up to 10:00 p.m.

Sherry Halverson addresses the Board with concerns regarding the financial condition of the County. Ms. Halverson requests the Board say no to expenses such as lunches, purchase of electronic devices, dinners, Cost of Living increases for Board members, etc.

Introduction of Robert Stane, new representative to Senator Cox. Mr. Stane offers his assistance and may be contacted at (530) 283-3437.

4. PLUMAS COUNTY DEPARTMENT HEADS COMMENT PERIOD

Billy Cox, Fair Manager gives a report and update on the High Sierra Music Festival. The event was very successful. Mr. Cox commends Friends of the Fair and thanks all the volunteers involved. The presence of law enforcement was at a minimum which made the event friendlier.

Scott Lawson, Museum Director gives a report and update on activities of the Plumas County Museum.

Kelly Stane, Risk Manager announces the County is now on board with the new workers comp. carrier, Bragg & Associates.

**5. LASSEN NATIONAL FOREST
ROUTE DESIGNATION PROCESS**

Almanor District Ranger Al Vasquez addresses the Board regarding the Lassen National Forest's route designation process and the new Temporary Forest Order.

On June 5 a Decision Memo was signed issuing a Temporary Forest Order prohibiting cross country motorized wheeled vehicle travel. Under the Forest Order, wheeled motor vehicle travel on most existing roads, trails, and small riding areas is allowed to continue. Cross-country travel (between roads, trails or areas) in the Forest will be prohibited. This is part of the 5-Step Route Designation process that the Lassen National Forest has been involved in over the past several years, this Temporary Forest Order marks the completion of Step 2. The Order will take effect on July 12 following a 30-day public notification period. This matter is for informational purposes only, no action is taken.

6. PUBLIC HEALTH AGENCY

PUBLIC HEARING/RESOLUTION 07-7384, MASTER FEE SCHEDULE

The public hearing is opened. There being no comment, the public hearing is closed. Motion is made by Supervisor Powers and seconded by Supervisor Thrall to adopt Resolution No. 07-7384, amending portions of the Master Fee Schedule establishing services fees for the County Public Health Agency (Environmental Health). AYES: Supervisors Thrall, Meacher, Powers and Olsen. NOES: Supervisor Comstock. ABSENT: None. Carried and so ordered.

Supervisor Comstock is opposed to increasing fees for a state mandated program.

7. VICTIM WITNESS

\$4,283 BUDGET TRANSFER/APPROPRIATION

Motion is made by Supervisor Comstock and seconded by Supervisor Powers to approve a budget transfer for \$4,283, including appropriation from Victim Witness Contingency for \$1,939, to cover costs for the remainder of FY 2006-2007. AYES: Supervisors Comstock, Thrall, Meacher, Powers, Olsen. NOES: None. ABSENT: None. Carried and so ordered.

8. PUBLIC WORKS

INTEGRATED WASTE MANAGEMENT TASK FORCE

Status report by Robert Perreault, Director of Public Works on the current membership of the Plumas County Integrated Waste Management Task Force. There are currently three vacancies. The Clerk of the Board will post the required notice of vacancy.

BAILEY CREEK DEVELOPMENT, ACCEPTANCE OF ROADS

Following discussion by the Board, motion is made by Supervisor Thrall and seconded by Supervisor Comstock directing Public Works to accept subdivision roadways, upon satisfactory completion, of Bailey Creek Development into the county road system. AYES: Supervisors Comstock, Thrall, Meacher, Powers, Olsen. NOES: None. ABSENT: None. Carried and so ordered.

9. SOCIAL SERVICES

SUB-LEASE AGREEMENT – ALLIANCE FOR WORKFORCE DEVELOPMENT

This matter is before the Board for approval to extend the existing sub-lease agreement between the Alliance for Workforce Development and the Department of Social Services for office space located at the Plumas County Work Connection, Quincy.

Discussion by the Board. Supervisor Comstock believes that considering the current financial condition of the County it is unwise to extend the lease agreement. Supervisor Comstock recommends the program be re-located to the Health & Human Services Center. There is discussion regarding dwindling realignment funds and the possibility that Social Services may need help from general fund monies.

Elliott Smart, Director of Social Services believes that having all employment-related and temporary assistant services co-located in one place has benefits in terms of transitioning recipients into work or work-related programs and recommends approval of the sub-lease agreement.

Supervisor Meacher requests an analysis on space availability to move the entire agency to the Health & Human Services Center.

Following further discussion, motion is made by Supervisor Powers and seconded by Supervisor Thrall to extend the existing sub-lease agreement for FY 2007-2008 between the Alliance for Workforce Development and the Department of Social Services for office space located at the Plumas County Work Connection, Quincy, and authorize the Director of Social Services to sign. AYES: Supervisors Thrall, Meacher, Powers and Olsen. NOES: Supervisor Comstock. ABSENT: None. Carried and so ordered.

CHILD AND FAMILY SERVICES REVIEW

At the request Elliott Smart, Director of Social Services, this matter is withdrawn.

10. BOARD OF SUPERVISORS

2008 FEDERAL RESERVE PAYMENT – TITLE I/II/III

Determine allocation and authorize the Chair to sign a letter to the USDA Forest Service electing to receive share of the 2008 Federal Forest Reserve Payment for Title I/II/III. This matter is continued to July 24, 2007 to include setting priorities of the Board. Supervisor Meacher to provide a narrative.

AIRPORT LAND USE COMMISSION

Motion is made by Supervisor Comstock, seconded by Supervisor Meacher and unanimously carried to appoint George Terhune and Carl Felts to the Airport Land Use Commission.

ALMANOR BASIN WATERSHED ADVISORY COMMITTEE

Motion is made by Supervisor Thrall, seconded by Supervisor Meacher and unanimously carried to appoint Tom Archie and Richard Roy to the Almanor Basin Watershed Advisory Committee.

11. COUNTY ADMINISTRATIVE OFFICE

FY 2007-2008 PROPOSED BUDGET – EXPENDITURE AUTHORIZATION

Motion is made by Supervisor Meacher, seconded by Supervisor Powers and unanimously carried pursuant to Government Code §29064(a) adopt the FY 2006-2007 Final Adjusted Budget, including authorization for the expenditure of \$85,000 for payment on the Jail Security System project and the debt service payment of \$1,218,987.50 as the FY 2007-2008 Proposed Budget for expenditure authorization, effective July 01, 2007; and direct Budget Officer to notice the required Public Hearing for September 11, 2007.

INTERIM BUILDING SERVICES DIRECTOR/BUILDING OFFICIAL

Motion is made by Supervisor Meacher, seconded by Supervisor Thrall and unanimously carried to appoint John Cunningham as Interim Building Services Director/Building Official, effective July 10, 2007, and authorize the Chair to execute an Employment Agreement.

NOON RECESS

AFTERNOON SESSION

The Board reconvenes at 1:30 p.m. with all members present as in the morning session.

12. PLANNING & BUILDING SERVICES

FEATHER RIVER INN

Report and update on Feather River Inn Environmental Impact Report and estimated time of completion. Rebecca Herrin, Senior Planner reports the draft EIR should be completed within two weeks. As requested, the Board concurs that upon completion of the draft EIR, legal counsel of the applicant may review the document.

PUBLIC HEARING/GENERAL PLAN AMENDMENT

Topol Development - APN 106-010-002 - T.28N/R.8E/S.21 MDM

Request to amend the General Plan designation and zoning of 13.6 acres from Prime Recreation (Rec-1) within a Suburban Opportunity Area to Single-Family Residential (7-R) within a Prime Opportunity Area while retaining the Special Plan-Scenic Road (SP-ScR) combining zone. This will allow, subject to the approval of a Tentative Map or Planned Development Permit, the creation of 95 lots or dwelling units. This property is located at 7457 Highway 147, Hamilton Branch, Lake Almanor. EIR #76 has been prepared for this project and is proposed to be certified at the public hearing. Planner: James Graham, Asst. Planning Director.

At the request of the applicant, this matter is withdrawn.

Conover, Robert & Diane – APN 117-350-037 – T.24N/R.10E/S.18 MDM

Request for a zone change of approximately 12.62 acres of a 20.67 acre parcel from Light Industrial with a Limited Combining Zone (I-2, Ltd.) to Single-family Residential (3-R). This property is located at 330 N. Mill Creek Road, Quincy. EIR #82 has been prepared for this project and is proposed to be certified at the public hearing. Planner: Jim McCulloch, Senior Planner.

The public hearing is opened. Stevee Duber, representing High Sierra Rural Alliance addresses the Board in opposition to the General Plan Amendment. Ms. Duber presents the Clerk with written documents supporting opposition. Robert Conover, applicant addresses the Board. There being no further comment, the public hearing is closed.

Following discussion, motion is made by Supervisor Comstock and seconded by Supervisor Meacher to accept Draft Environmental Impact Report No. 82 as acceptable and adequate for the project; and amend the general plan and zoning as proposed by the applicant Moderate Opportunity Area – Prime Expansion Area (16.85 acres) and Prime Opportunity Area (3.67 acres) will be retained. General Plan designation of Limited Industrial will be retained over 8.05 acres and 12.62 acres will be amended to Residential (3 d.u./acre). The zoning of 12.62 acres of the 20.52 acre site will be amended from I-2, Ltd (Light Industrial with a Limited Combining Zone) to 3-R, Ltd (Single-Family Residential Zone with a Limited Combining Zone) with three units per acre. Project objectives as outlined in the EIR are met with this alternative; and required findings as outlined in the staff report. AYES: Supervisors Comstock, Meacher and Olsen. NOES: Supervisors Thrall and Powers. ABSENT: None. Carried and so ordered.

Supervisors Thrall and Powers are opposed based on need to remain consistent with the current General Plan and the intent to preserve light industrial.

Finkbeiner, David – APN 106-070-011 – T.28N/R.8E/S.21 MDM

Request for a zone change of approximately 0.64 acres from Moderate Opportunity Area, Suburban (S-1) to Moderate Opportunity Area, Recreation Commercial (R-C) while retaining the Special Plan-Scenic Road (SP-ScR) combining zone across the frontage of the lot. This property is located at 7360 Highway 147, East Shore, Lake Almanor. Negative Declaration #598 has been prepared for this project and is proposed to be adopted at the public hearing. Planner: Jim McCulloch, Senior Planner.

The public hearing is opened. There being no comment, the public hearing is closed.

Motion is made by Supervisor Meacher, seconded by Supervisor Comstock and unanimously carried to adopt Negative Declaration No. 598 and uphold the recommendation of Planning & Building Services to approve the General Plan Amendment and Rezoning. The Moderate Opportunity Area – Suburban and Scenic Road designations will be retained and Recreation will be added. The General Plan designation will change from Secondary Suburban to Recreation. The zoning will change from S-1, SP-ScR (Suburban Zone with design review for scenic road) and S-1 (Suburban Zone) to R-C, Ltd, SP-ScR (Recreation Commercial with a limited combining zone and design review for scenic road) over the westerly 100' of the site and R-C, Ltd over the remainder of the parcel. The Ltd (Limited Combining Zone) is necessary to provide additional review of the site development (primarily grading and drainage issues) due to its proximity to the Sensitive Water Area – Lake Almanor; and required findings as outlined in the staff report.

Leonhardt, Dan & Segura, Jesse – APNs 005-230-023 & 005-230-024 – T.24N/R.9E/S.16 MDM

Request for a zone change from Agricultural Preserve, Prime Mining, Moderate Opportunity-Rural and Moderate Opportunity-Secondary Suburban, Flood Plain, Scenic Area to Rural (R-10) and Secondary Suburban (S-3) while retaining the Special Plan-Scenic Area (SP-ScA) and modifying the flood plain boundary to conform to the FEMA Flood Insurance Rate Map flood hazard boundary as updated March 2, 2005. This property is located at 2651 Bucks Lake Road, Quincy. EIR #81 has been prepared for this project and is proposed to be certified at the public hearing. Planner: Rebecca Herrin, Senior Planner.

The public hearing is opened. Stevee Duber, representing High Sierra Rural Alliance addresses the Board in opposition to the General Plan Amendment. Ms. Duber presents the Clerk with written documents supporting opposition.

Owners of Assessor Parcel Numbers 005-520-001 and 005-520-002 (John McMorrow and Dave Sims) withdraw their properties from consideration for amendment. The zoning and general plan designations on these properties will remain unchanged.

There being no further comment, the public hearing is closed.

Following discussion by the Board, motion is made by Supervisor Comstock, seconded by Supervisor Thrall and unanimously carried to accept Draft Environmental Impact Report No. 81 as applicable and adequate for the project and approve the General Plan Amendment and rezoning as follows:

Amend portion of Assessor Parcel Number 005-520-003 to Moderate Opportunity area, Secondary Suburban and S-3 zoning because the property meets the diagram directive for Moderate Opportunity area, Secondary Suburban.

Amend portion of Assessor Parcel Number 005-230-025 to Moderate Opportunity area, Secondary Suburban and S-3 zoning as shown on the application, because the property evaluated in the soils study does not qualify for designation as Agricultural Preserve or Important Agriculture and meets the diagram directive for Moderate Opportunity area, Secondary Suburban. Retain the Prime Mining and Mining (M) zoning in the area defined by the FEMA Special Flood Hazard area, Flood Insurance Rate Map, March 2, 2005 on both Assessor Parcels. The existing American Valley Scenic Area and SP-ScA zoning will be retained. This Prime Mining area will be retained in order to protect the sand and gravel resource for mining in the future.

Amend the Flood Plain boundary to reflect the more accurate flood hazard area boundary as per FEMA Flood Insurance Rate Map 06063C, effective date March 2, 2005."

AVMI, LLC (Aylward, Todd) – APNs 116-150-001; 116-150-002; and 116-150-014 – T.24N/R.10E/S.20 MDM

Request for a zone change from Periphery Commercial, Special Plan-Design Review Area (C-2, SP-DRA) to Periphery Commercial, Single-Family Residential, Design Review Area (C-2, 7-R, SP-DRA) in order to allow for the creation of 6 residential parcels on the rear portion of the property and retain the front portion as commercial. This property is located at 2335 E. Main Street, Quincy (corner of E. Main Street and Meadow Lane). Negative Declaration #615 has been prepared for this project and is proposed to be adopted at the public hearing. Planner: Rebecca Herrin, Senior Planner.

The public hearing is opened. There being no comment, the public hearing is closed.

Motion is made by Supervisor Comstock, seconded by Supervisor Thrall and unanimously carried to adopt Negative Declaration No. 615 as applicable and adequate for the project and approve the general plan amendment and rezoning as presented. Amend rear portion of property as shown in exhibit maps to Prime Opportunity area, Single Family Residential, Design Review and rezone 7-R, SP-DRA; with required findings as outline in the staff report.

Farnham, Blanche – APN 025-170-002 – T.23N/R.14E/S.21 MDM

Request for a zone change of approximately 19.98 acres from Moderate Opportunity Area - Rural (R-10) to Moderate Opportunity Area - Suburban (S-3). This property is located at 79356 Evolution Road, Beckwourth. Negative Declaration #620 has been prepared for this project and is proposed to be adopted at the public hearing. Planner: Jeremy Mills, Asst. Planner.

The public hearing is opened. Blanche Farnham, applicant addresses the Board. Ms. Farnham has no intention, at this time, to sale or develop the 19.98 acres although, would like her family to have the opportunity in the future. Lands to the south and east are zoned S-3. The property is zoned Rural (R-10) although to divide the property Ms. Farnham needs to transfer .02 acres from a neighboring property.

Kathleen Backman, adjoining property owner, is present and addresses the Board opposed to the zone change. Ms. Backman's reasons for opposition include the possible impact to the water supply; impact to roads; and deer migration.

Stevee Duber, representing High Sierra Rural Alliance addresses the Board in opposition to the General Plan Amendment. Ms. Duber presents the Clerk with written documents supporting opposition. There being no further comment, the public hearing is closed.

Following discussion by the Board, motion is made by Supervisor Powers and seconded by Supervisor Meacher to continue this matter to August 07, 2007 to allow the applicant to investigate other options i.e. transfer of .02 acres from a neighboring property. AYES: Supervisors Meacher and Powers. NOES: Supervisors Comstock, Thrall and Olsen. ABSENT: None. Motion dies due to lack of a majority vote.

Motion is made by Supervisor Powers and seconded by Supervisor Meacher to uphold the recommendation of Planning & Building Services to deny the General Plan Amendment and rezoning because it does not meet the General Plan diagram directive for distance to a paved county road. AYES: Supervisors Comstock, Thrall, Meacher and Powers. NOES: Supervisor Olsen. ABSENT: None. Carried and so ordered.

13. COUNTY COUNSEL

MOU – ADMINISTRATIVE OFFICE OF COURTS/SUPERIOR COURT

Following discussion, motion is made by Supervisor Comstock and seconded by Supervisor Powers to approve a Memorandum of Understanding with the Administrative Office of the Courts and the Superior Court of California, County of Plumas regarding construction project at the Quincy Courthouse. The County shall make available \$450,000 for remodeling of Department Two, Courthouse and the County shall make the necessary ADA improvements outside the subject courtroom. AYES: Supervisors Comstock, Thrall, Meacher, Powers, Olsen. NOES: None. ABSENT: None. Carried and so ordered.

14. BOARD OF SUPERVISORS

INFORMATIONAL ANNOUNCEMENTS

Report and update by Board members regarding issues related to County Government.

15. CONSENT AGENDA

Motion is made by Supervisor Thrall and seconded by Supervisor Comstock to approve the following consent agenda items. AYES: Supervisors Comstock, Thrall, Meacher, Powers, Olsen. NOES: None. ABSENT: None. Carried and so ordered.

A. BOARD OF SUPERVISORS

- 1) Approve expenditures from Community Services Funds.

Department 20710 – Supervisor Powers

Portola Sr. Nutrition Ctr. – Donation (Tour Bus) \$ 50.00

Department 20750 – Supervisor Olsen

Mohawk Valley Independence Day – Donation (4th of July) \$1,000.00

- 2) Approve Board minutes for June 2007.
- 3) Authorize the Chair to sign a letter to CalTrans for Encroachment Permit – Plumas-Sierra County Fair Parade, August 11, 2007.

B. FACILITY SERVICES

Budget transfer for \$117,509 from Criminal Justice Construction Fund to Security System to cover costs for Jail Security Console project.

C. AUDITOR/CONTROLLER

- 1) Adopt Policy that all Vehicle Certificate of Title's (pink slips) be remitted to the Auditor Controller immediately upon receipt by County departments.
- 2) Approve and authorize the Chair to sign a contract for audit services performed by Smith & Newell CPA's for fiscal years ending June 30, 2007, 2008, 2009.

D. COUNTY ADMINISTRATIVE OFFICE

Approve and authorize the Chair to sign an Agreement for Animal Control Services between the City of Portola and County of Plumas for FY 2207-2009.

E. SHERIFF

Approve request to bring Sheriff Dispatchers and Supervisor into POST Public Safety reimbursement program, and direct Human Resources to consult with the Union of Operating Engineers, Local No. 3.

F. DISTRICT ATTORNEY

- 1) **RESOLUTION** 07-7385, to undertake a certain program designated Plumas County Spousal Abuser Prosecution Program.
- 2) **RESOLUTION** 07-7386, to undertake a certain program designated Plumas County Vertical Prosecution Program.

G. PUBLIC HEALTH AGENCY

- 1) Supplemental budget for \$692 for Plumas County Senior Nutrition Program.
- 2) Approve Subcontract Agreement between Plumas County Public Health Agency and The Chico Research Foundation to provide nutrition and transportation services to senior citizens, and authorize the Director of Public Health to sign as Boards designee, subject to approval by County Counsel.

H. ELECTIONS

RESOLUTION(S) Authorizing the County Clerk/Registrar of Voters to Consolidate Elections for Certain Special Districts Measures with the November 06, 2007 UDEL Election and Conduct said Elections by Mailed Ballot: 07-7387, Almanor Recreation and Park District; 07-7388, Beckwourth Fire District; 07-7389, Hamilton Branch Fire Protection District; 07-7390, Peninsula Fire District; 07-7391, Sierra Valley Fire Protection District (f Member Board); 07-7392, Sierra Valley Fire Protection District (Special Tax).

I. HUMAN RESOURCES

- 1) **RESOLUTION 07-7393**, authorizing the Department of Human Resources to establish an account through the Department of Justice for Live Scan.
- 2) **RESOLUTION 07-7394**, amending the Job Description of Animal Shelter Attendant and Amend the Plumas County Allocation for Budget Year 2007-2008 to reflect a .5 FTE Animal Shelter Attendant in the Department of Animal Services – 20428.

J. ALCOHOL & DRUG

RESOLUTION 07-7395 authorizing the Director of Plumas County Alcohol & Drug Programs to sign the first Amended Negotiated Net Amount Contract from the California Department of Alcohol & Drug Programs for Fiscal Years 2007-2010, and authorize the Director of Alcohol & Drug to sign said Contract.

16. APPOINTMENTS

None.

17. CORRESPONDENCE

None.

18. LEGISLATION UPDATE

None.

ADJOURNMENT

The Board adjourns at 5:45 p.m. to meet again on July 17, 2007 at 9:00 a.m. as the Community Development Commission and at 10:00 a.m. as the Board of Supervisors for all purposes.

I, NANCY L. DAFORNO, CLERK OF THE BOARD DO HEREBY CERTIFY THAT THE FOREGOING MINUTES OF SAID MEETING OF THE PLUMAS COUNTY BOARD OF SUPERVISORS HELD ON JULY 10, 2007 ARE CORRECT AS RECORDED.

Nancy L. DaForno, Clerk of the Board