

**REGULAR MEETING OF THE BOARD OF SUPERVISORS
COUNTY OF PLUMAS, STATE OF CALIFORNIA
HELD IN QUINCY ON NOVEMBER 06, 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 Supervisor Powers leads the flag salute.

3. PUBLIC COMMENT OPPORTUNITY

Larry Douglas, representing the Save Lake Davis Committee, presents the Board with a natural habitat action plan, if needed in the future, as an alternative to poisoning to eradicate northern pike.

4. PLUMAS COUNTY DEPARTMENT HEADS COMMENT PERIOD

Michelle Blackford, Director of Child Support presents the Board with a Child Support Handbook and a report and update on activities within the department.

Report and update by Katie Hyre, Director of Alcohol & Drug regarding matters pertaining to the department.

Assistant Sheriff, Michael Beatley addresses the Board regarding staffing problems within the Sheriff's Department.

Sergeant Jerry Hendricks addresses the Board with a report and update on Cal Med Grant activities.

5. BOARD OF SUPERVISORS

RESOLUTION OF APPRECIATION – SID ROBERTS, DIRECTOR OF FACILITY SERVICES

Presentation of Resolution of Appreciation and Congratulations to Sidney Roberts, Director of Facility Services for his 21 years of service to Plumas County. Motion by Supervisor Meacher and second by Supervisor Comstock to adopt the Resolution of Appreciation and wish Mr. Roberts a well deserved retirement. AYES: Supervisors Comstock, Thrall, Meacher, Powers and Olsen. NOES: None. ABSENT: None. Carried and so ordered.

6. PLUMAS COUNTY FLOOD CONTROL DISTRICT

PUBLIC HEARING/ORDINANCE RE: COMPENSATION

Sitting as the Plumas County Flood Control District Board

The public hearing is opened. Brian Morris, General Manager addresses question from Sheri Halverson and Larry Douglas, members of the public. There being no further comment, the public hearing is closed. Motion by Supervisor Meacher and second by Supervisor Comstock to waive the reading of an Ordinance, adjusting compensation for the Board of Directors. AYES: Supervisors Comstock, Thrall, Meacher, Powers and Olsen. NOES: None. ABSENT: None. Carried and so ordered. The title of the Ordinance is read and continued to December 04, 2007 for adoption.

SETTLEMENT AGREEMENT – LAKE DAVIS WATER TREATMENT PLANT

Motion by Supervisor Powers, second by Supervisor Comstock and carried authorizing the Chair to sign a revised settlement agreement with the City of Portola and Grizzly Lake Resort Improvement District for the Lake Davis water treatment plant project, including a loan from the City of Portola for \$165,000 to be repaid with Monterey Settlement funds or to be repaid by the District in no more than five years. Staff is directed to work with the City of Portola on the terms of the loan.

7. SHERIFF

ORDINANCE RE: PUBLIC SAFETY DISPATCHERS AND POST REIMBURSE

Motion by Supervisor Powers and second by Supervisor Comstock to waive the reading of an Ordinance, adding Section 2-6.02 to Chapter 6 of Title 2 of the Plumas County Code (Declaration of Adherence to Standards for Public Safety Dispatchers). AYES: Supervisors Comstock, Thrall, Meacher, Powers and Olsen. NOES: None. ABSENT: None. Carried and so ordered. The title of the Ordinance is read and continued to December 04, 2007 for adoption. Pursuant to County policy adopted on April 17, 2007, the Sheriff is directed to include a cost benefit analysis.

8. BUILDING DEPARTMENT

ADA SELF EVALUATION TRANSITION PLAN

This matter is before the Board for approval of a proposal from Gilda Puente Peters Architects and award of contract for the ADA Self Evaluation Transition Plan Update.

This plan will include evaluation of all County programs, 39 facilities including Airports, review of County Code and policies and review of the County website. The project would begin in October of 2007 and be completed by June 2009. Total cost of the project is \$299,560 excluding reimbursable expenses during the term of the Agreement. Joe Wilson, ADA Coordinator is present and addresses questions from the Board.

There is discussion regarding reimbursable expenses being open ended within the proposed contract. The Board agrees reimbursable expenses could be substantial and recommends the contract provide detailed information such as lodging, mileage, etc. Due to budget constraints the Board is cautious about entering into a two year contract. Jack Ingstad, CAO recommends a three year contract with the understanding that there are projects that need to be expedited.

Following further discussion, the Board agrees to continue this matter to a later date and requests the Contractor, Gilda Puente Peters Architects are present to address questions of the Board.

9. BOARD OF SUPERVISORS

AGRICULTURAL COMMISSIONER – LETTER OF RETIREMENT

Motion by Supervisor Powers, second by Supervisor Thrall and carried to accept a letter of retirement from Karl Bishop, Agricultural Commissioner, effective December 31, 2007. The Board directs the County Administrative Officer to meet with Mr. Bishop regarding his decision to retire prior to beginning recruitment.

RENAMING COMMERCIAL BUILDING – FAIRGROUNDS

This matter is before the Board to accept nominations from the public for renaming commercial building at the Plumas-Sierra County Fairgrounds; and by majority vote determine new name for the building pursuant to policy adopted by the Board on October 16, 2007. The Clerk confirms that there have been no nominations submitted. At the request of Supervisor Comstock, this matter is continued to January 2008.

Carol Viscarra, representing the Plumas-Sierra County Fair Board addresses the Board of Supervisors. Ms. Viscarra refers to a policy and process adopted by the Board of Supervisors on October 16, 2007 for naming county buildings. On May 24, 2007, the Fair Board selected a name for the commercial building at the Fairgrounds. The Fair Board is requesting that the Board of Supervisors respect their decision to name the commercial building at the Fairgrounds “Serpilio Hall”. Further, Ms. Viscarra questions if the commercial building belongs to the county and agrees to contact Fairs & Expositions to clarify.

PAYMENTS IN LIEU OF TAXES – LAWSUIT AGAINST FEDERAL GOVERNMENT

Motion by Supervisor Meacher, second by Supervisor Powers and carried authorizing up to \$2,000 to file Amicus Brief in support of New Mexico counties’ lawsuit against the Federal Government for non-receipt of Payments In Lieu of Taxes (PILT).

NOON RECESS

AFTERNOON SESSION

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

10. PLANNING & BUILDING SERVICES

ZONING ADMINISTRATOR – APPOINTMENT

Motion by Supervisor Powers, second by Supervisor Thrall and carried to appoint Randy Wilson, Planning Director as Zoning Administrator replacing Steve Allen.

WILLIAMSON ACT CONTRACT NO. 52 – BONTA RANCH

Motion by Supervisor Powers, second by Supervisor Thrall and carried to approve partial non-renewal of Williamson Act Contract No. 52 for Bonta Ranch (Phil Sih, Maddalena Acres, LLC, owner).

ORDINANCE 07-1061 RE: DEFINING “ALCOHOL AND DRUG RECOVERY FACILITY”

Motion by Supervisor Powers and second by Supervisor Thrall to adopt Ordinance No. 07-1061, first read on October 09, 2007, defining “Alcohol and Drug Recovery Facility” and “Limited Residential Alcohol and Drug Recovery Facility”, and establishment of the manner in which they are to be permitted in various zones.

AYES: Supervisors Thrall, Meacher, Powers, Olsen. NOES: Supervisor Comstock. ABSENT: None. Carried and so ordered.

PUBLIC HEARING/URGENCY ORDINANCE 07-1062 RE: MORATORIUM ON ESTABLISHMENT OF “ALCOHOL AND DRUG RECOVERY FACILITIES”

The public hearing is opened. The Board receives comments from Attorney Riley F. Hurd, representing various property owners of Greenhorn Ranch in favor of extending the moratorium on the establishment of “Alcohol and Drug Recovery Facilities” in Plumas County. There being no further comment, the public hearing is closed.

Motion by Supervisor Meacher and second by Supervisor Powers to adopt Urgency Interim Zoning Ordinance No. 07-1062, extending a moratorium on the establishment of “Alcohol and Drug Recovery Facilities” in all zoning districts from October 02, 2007 through December 06, 2007 unless extended by further action of the Board of Supervisors to take effect immediately. AYES: Supervisors Thrall, Meacher, Powers, Olsen. NOES: Supervisor Comstock. ABSENT: None. Carried and so ordered.

11. COUNTY COUNSEL

PUBLIC HEARING/RESOLUTION 07-7430 RE: EXCHANGE OF PROPERTY TAX INCREMENT – GOLD MOUNTAIN CSD

The public hearing is opened. The Board receives comments from Craig Simmons, President of Gold Mountain CSD. There being no further comment, the public hearing is closed.

Motion by Supervisor Meacher and second by Supervisor Powers to adopt Resolution No. 07-7430, approving exchange of increment with the Gold Mountain Community Services District (GMCSD) in four tax rate areas within GMCSD. AYES: Supervisors Comstock, Thrall, Meacher, Powers and Olsen. NOES: None. ABSENT: None. Carried and so ordered.

At the request of the Board, County Counsel confirms that findings of fact in regard to future financial stability of the County are not required.

12. PUBLIC WORKS/ENGINEERING

WALKER RANCH CSD – PROVISIONS OF SB221

Motion by Supervisor Powers, second by Supervisor Thrall and carried to continue this matter to December 04, 2007.

PLUMAS COUNTY SOLID WASTE PROGRAM

Following presentation by Robert Perreault, Director of Public Works and discussion by the Board the following action is taken pertaining to the Plumas County Solid Waste Program:

Recycling Program in Chester

Motion by Supervisor Thrall, second by Supervisor Comstock and carried authorizing Feather River Disposal to relocate the recycling activities in Chester to the existing transfer site and further authorize Feather River Disposal to cease buyback activities until TOMRA becomes legally operational in accordance with issuance of a Special Use Permit; and no Feather River Disposal recycling bins shall be located on the property of Holiday Market in Chester.

Greenville Program in Greenville

Motion by Supervisor Meacher, second by Supervisor Powers and carried authorizing Feather River Disposal to cease buyback activities in Greenville after TOMRA becomes legally operational in accordance with issuance of a Special Use Permit and with the understanding that there will be no other changes to the current transfer station for recycling.

Integrated Waste Management Task Force

Motion by Supervisor Comstock, second by Supervisor Powers and carried to change the composition of the Plumas County Integrated Waste Management Task Force from seven members to five members.

Urgency Item – LaPorte Transfer Facility

Motion by Supervisor Comstock and second by Supervisor Powers to add this matter to the agenda as an urgency item because the need for action was not apparent prior to the posting of the agenda. AYES: Supervisors Comstock, Thrall, Meacher, Powers and Olsen. NOES: None. ABSENT: None. Carried and so ordered.

Motion by Supervisor Comstock, second by Supervisor Powers and carried to approve a proposal from Feather River Disposal to close the Transfer Facility in LaPorte during the winter months.

PUBLIC HEARING – “GRANT OF RELIEF” – CARMICHAEL PROPERTY, SIERRA VALLEY

The public hearing is opened. Jeff Carmichael, applicant addresses the Board requesting approval for issuance of by the Board of Supervisors of a “Grant of Relief”. There being no further comment, the public hearing is closed.

Motion by Supervisor Meacher and second by Supervisor Powers to approve issuance of “Grant of Relief” to Jeff Carmichael in connection with a proposed residence in Sierra Valley.

13. SEPTAGE WORKING GROUP

Presentation by Supervisor Comstock and Supervisor Thrall, Co-Chairs of the Septage Working Group regarding wastewater issues affecting Plumas and surrounding counties. Information is presented and the following action is taken by the Board.

Plumas County/Lassen County – RFP for Septage Disposal Facility

Motion by Supervisor Comstock, second by Supervisor Thrall and carried authorizing Plumas County participation with Lassen County in request for proposals (RFP) for septage disposal facility.

Indian Valley CSD – Feasibility Assessment of Septage Receiving Facility

Motion by Supervisor Meacher, second by Supervisor Thrall and carried to approve a request from Indian Valley Community Services District to authorize staff to assist in preliminary feasibility assessment of septage receiving facility.

Community Development Commission/Quincy CSD – Lateral Replacement Program

Motion by Supervisor Comstock, second by Supervisor Meacher and carried authorizing Community Development Commission to work with Quincy Community Services District to identify options for funding of a Lateral Replacement Program.

The Ferguson Group – Federal Funding for Wastewater Treatment

Motion by Supervisor Meacher, second by Supervisor Comstock and carried to approve, in concept, the objective of The Ferguson Group in regard to federal funding for wastewater treatment and request that The Ferguson Group search for regional partners for Plumas County.

Septage Containment Policy

Motion by Supervisor Comstock, second by Supervisor Thrall and carried directing staff to prepare a septage containment policy for future development agreements for consideration by the Board.

14. COUNTY COUNSEL

TAX INCREMENT EXCHANGE POLICY

This matter is continued to December 04, 2007.

CLOSED SESSION

The Board meets in closed session from 5:00 p.m. to 6:45 p.m. regarding employee negotiations.

Unrepresented employee position title – County Counsel

15. BOARD OF SUPERVISORS

INFORMATIONAL ANNOUNCEMENTS

None.

16. CONSENT AGENDA

Motion by Supervisor Comstock, second by Supervisor Powers and carried to approve the following consent agenda items.

A. BOARD OF SUPERVISORS

- 1) Approve Board minutes for October 2007.
- 2) Approve expenditures from Community Services Funds.

Department 20720 – Supervisor Meacher

Taylorsville Community Hall – Donation (maintenance projects) \$1,000.00

B. AIRPORT OPERATIONS

Approve and authorize Chair to sign Fixed Base Operator Agreement with Sugarpine Aviators at Gansner Airport.

C. SHERIFF

- 1) Budget transfer for \$32,000 from Video Equipment and authorize purchase of fixed assets - Logging Recorder (\$20,000) and Maintenance Contract (\$12,000).
- 2) Budget transfer for \$4,900 from Computers (\$4,100) and Special Department Expense (\$800), and authorize purchase of fixed assets (Computer Hardware).
- 3) Budget transfer for \$3,352 from Computers (\$2,500), Pager (\$125), Cell Phone (\$200), Office Expense (\$300), Fuel-Vehicle (\$227), and authorize purchase of fixed assets (Computer Hardware).

D. PUBLIC HEALTH AGENCY

- 1) Approve various Subcontract Amendments in budget unit 70560 related to the State Department of Health Services, Office of AIDS, Five County HIV, authorize the Director of Public Health to sign various assurances and authorize the Chair to sign related Subcontract Amendments.
- 2) Approve and authorize the Chair to sign agreements with the Resource Centers related to the Plumas Community Network Program for FY 07-08.

E. INFORMATION TECHNOLOGY

Budget transfer for \$5,800 and authorize purchase of computer hardware to upgrade County data backup technology.

F. ENGINEERING

- 1) Approve final map for Trailhead Subdivision, Unit 1, accept dedication easements and authorize Chair to sign Subdivision Agreement.
- 2) Approve final map for Norton Meadows Subdivision, Unit 2, accept offers of dedication for public utility easements.

G. HUMAN RESOURCES

- 1) **RESOLUTION(S)** amending Job Description for the position of Director of Facility Services; Director of Planning; and Director of Building.
 - **Resolution 07-7431 – Director of Facility Services**
 - **Resolution 07-7432 – Director of Planning**
 - **Resolution 07-7433 – Director of Building Services**
- 2) Approve recommendations from the Critical Staffing Committee to fill positions in Public Health (1.0 FTE Public Health Nurse II); and Jail (Correctional Officer I, II or Correctional Corporal).

H. COUNTY COUNSEL

- 1) Approval of amendment of agreement with Abbott & Kindermann to increase authorization up to a maximum of \$20,000 for FY 07-08.
- 2) Delegate authority to CAO and/or Chair to execute Memorandum of Understanding between the Plumas Superior Court and the County of Plumas for FY 2007/2008.

17. APPOINTMENTS

SIERRA NEVADA CONSERVANCY

Motion by Supervisor Powers, second by Supervisor Thrall and carried to re-appoint Supervisor Comstock as Plumas County representative to the Sierra Nevada Conservancy Sub Region.

18. CORRESPONDENCE

None.

19. LEGISLATION UPDATE

None.

URGENCY ITEM – COUNTY COUNSEL

CLOSED SESSION

Motion by Supervisor Thrall and second by Supervisor Powers to add this matter to the agenda as an urgency item because the need for action was not apparent prior to the posting of the agenda. AYES: Supervisors Comstock, Thrall, Meacher, Powers and Olsen. NOES: None. ABSENT: None. Carried and so ordered.

The Board meets in closed session from 5:00 p.m. to 6:45 p.m. for conference with Legal Counsel regarding potential litigation.

ADJOURNMENT

The Board adjourns at 6:45 p.m. to meet again on December 04, 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 NOVEMBER 06, 2007 ARE CORRECT AS RECORDED.

Nancy L. DaForno, Clerk of the Board