

**REGULAR MEETING OF THE BOARD OF SUPERVISORS  
COUNTY OF PLUMAS, STATE OF CALIFORNIA  
HELD IN QUINCY ON DECEMBER 12, 2006**

**1. ROLL CALL**

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

**2. INVOCATION AND FLAG SALUTE**

Pastor Tarleton from the First Baptist Church of Quincy offers the invocation and Barbara Thompson, County Counsel leads the flag salute.

**3. PUBLIC COMMENT OPPORTUNITY**

None.

**4. PLUMAS COUNTY DEPARTMENT HEADS COMMENT PERIOD**

Sheryl Austin, Director of Veterans Service cordially invites the Board to an evening of "Childrens Celebration of Art" on December 12, 2006 from 5:30 p.m. to 7:30 p.m. in the lobby of the Health & Human Services Center.

Dr. Hank Foley addresses the Board regarding a recent outbreak of dysentery in Plumas County. Blood tests have ruled out any sign of ecoli. Jack Ingstad, County Administrative Officer recommends that in the future any health case that may involve potential liability be reported to County Counsel immediately.

Charles Leonhardt, Assessor has been appointed as Chair of Management Council for 2007. Mr. Leonhardt encourages Board members to attend the meetings.

Mr. Leonhardt gives a report and update on appointment of members to the Capital Facilities Committee. Members will include a representative from each supervisorial district.

**5. SOCIAL SERVICES**

**AGREEMENT WITH UNITED DOMESTIC WORKERS OF AMERICA**

Sitting as the Governing Board for In-Home Supportive Services Public Authority, motion is made by Supervisor Dennison, seconded by Supervisor Olsen and unanimously carried to ratify an Agreement with the United Domestic Workers of America, NUHCE, AFSCME, AFL-CIO representing Plumas County IHSS providers, and authorize the Nevada Sierra Public Authority to submit the necessary documents to implement the wage and benefit changes.

**6. COUNTY ADMINISTRATIVE OFFICE**

**AIRPORT CAPITAL IMPROVEMENT PROGRAM FOR 2007**

This matter is before the Board for discussion and adoption of Plumas County's Airport Capital Improvement Program for 2007. Jack Ingstad, County Administrative Officer makes his presentation to the Board. Mr. Ingstad brings this matter to the Board as a workshop to review projects and costs for 2007. Reinard Brandley, County Airport Engineer is present to address questions.

Following review and discussion, the Board agrees that obstruction surveys and obstruction removal projects are priority. Reinard Brandley receives the information presented from Sid Roberts, Airport Coordinator and information from the Board. Mr. Brandley agrees to work with Mr. Ingstad and Mr. Roberts to review and update the Airport Capital Improvement Program for 2007 and return to the Board for adoption.

## **\$5,000 FROM FIXED ASSETS TO WAGES – CONTRACT FOR TOM HUNTER**

Motion is made by Supervisor Dennison, seconded by Supervisor Powers and unanimously carried to approve a budget transfer for \$5,000 from Fixed Assets to Wages, Budget Unit 20136 to cover expenses for professional services for Tom Hunter.

### **7. PROBATION**

#### **RESOLUTION 06-7344 RE: POLICY AMENDMENT-RELATIONSHIPS WITH CRIMINAL JUSTICE CLIENTS**

This matter is before the Board for approval of a policy amendment under the title of “Relationships with Criminal Justice Clients”. The Board receives comments from a member of the public opposed to the amendment. Following discussion by the Board, motion is made by Supervisor Dennison and seconded by Supervisor Olsen to adopt Resolution No. 06-7344, approval of the Plumas County Probation Department Policy Amendment under the title of “Relationships with Criminal Justice Clients”. AYES: Supervisors Olsen, Dennison and Powers. NOES: Supervisors Comstock and Meacher. ABSENT: None. Carried and so ordered. Amendment supported and approved by County Counsel.

### **8. BOARD OF SUPERVISORS**

#### **PUBLIC HEARING – TITLE III-PROP 50 RIVER PARKWAYS**

The public hearing is opened. There being no comment, the public hearing is closed. Motion is made by Supervisor Comstock, seconded by Supervisor Olsen and unanimously carried to finalize action taken on October 10, 2006 to approve \$40,000 in Title III funds as matching contribution for Prop. 50 river parkways projects for Gansner Park (\$10,000) and Spanish Creek (\$30,000).

#### **DEVELOPMENT IMPACT FEE PROGRAM**

Following brief discussion, this matter is continued to December 19, 2006 to allow Supervisor Comstock time to meet with the Affordable Housing Committee.

#### **AB 32 – CALIFORNIA GLOBAL WARMING SOLUTIONS ACT**

Following discussion, motion is made by Supervisor Powers, seconded by Supervisor Comstock and carried, with Supervisor Olsen opposing, directing staff to move forward with registration and funding for implementation of AB 32 and carbon credit trading market related to forest projects.

#### **PROPOSAL BY PLANNING COMMISSION TO IMPOSE MORATORIUM**

Supervisor Dennison brings this matter before the Board for discussion regarding a proposal by the Planning Commission to impose a moratorium on general plan amendments. Following presentation by the Planning Commission and discussion the Board does not support the proposal to impose a moratorium. This matter is continued to December 19, 2006.

### **9. HUMAN RESOURCES**

#### **AGREEMENT – LABOR RELATIONS SERVICES**

Motion is made by Supervisor Powers, seconded by Supervisor Dennison and unanimously carried authorizing the Chair to sign an Agreement for Labor Relations Services between the County of Plumas and Renee Mayne, Labor Management Success Inc., effective November 09, 2006.

### **10. UNITED STATES FOREST SERVICE**

#### **TRAVEL MANAGEMENT/OHV ROUTE DESIGNATION**

This matter is continued to December 19, 2006.

### **11. PLUMAS LEAGUE OF WOMEN VOTERS**

#### **ANNUAL ESSAY CONTEST**

Presentation and introduction of the winners of the League of Women Voters Annual Essay Contest.

### **NOON RECESS**

## **AFTERNOON SESSION**

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

### **12. PLANNING & BUILDING SERVICES**

#### **RESOLUTION 06-7348/FIRST READING OF ORDINANCE – WINTER 2005 GENERAL PLAN AMENDMENTS**

Motion is made by Supervisor Dennison and seconded by Supervisor Comstock to adopt Resolution No. 06-7348, and waive the first reading of an Ordinance, for Winter 2005 General Plan Amendments (Perano, McIntyre, Gardner, Leonhardt) and Winter 2006 General Plan Amendments (Mancebo, Pourcho, Taylor). AYES: Supervisors Olsen, Dennison, Comstock, Powers and Meacher. NOES: None. ABSENT: None. Carried and so ordered. The title of the Ordinance is read and continued to December 19, 2006 for adoption.

Stevee Duber, representing High Sierra Rural Alliance presents the Board with a written document regarding concerns about the number of General Plan Amendments the Board is considering in 2006 and the method of consideration.

#### **PUBLIC HEARING – NEGATIVE DECLARATION NO. 605-LITTLE NORWAY**

Presentation by James Graham, Senior Planner. Proposal to amend 1.52 acres from Recreation Commercial to Multiple Family Residential. The public hearing is opened. Various members of the public address the Board in favor of the General Plan Amendment.

Stevee Duber, representing High Sierra Rural Alliance presents the Board with a written document regarding concerns about the number of General Plan Amendments the Board is considering in 2006 and the method of consideration. Ms. Duber believes the Negative Declaration for the project is inadequate and requests the Board deny the General Plan Amendment.

There being no further public comment, the hearing is closed. Following discussion, motion is made by Supervisor Dennison and seconded by Supervisor Olsen to adopt Negative Declaration No. 605, and approve the recommendation to amend the general plan designation and zoning of 1.52 acres from Recreation Commercial (R-C) to Multiple Family Residential (M-R), and Limited Combining Zone (LTD). The Limited Combining Zone will allow the county to evaluate necessary erosion control and air quality mitigations that will reduce the significance of these potential impacts to a less than significant level. The Board further adopts the required finding as outlined in the backup material from Planning & Building Services. AYES: Supervisors Olsen, Dennison, Comstock, Powers and Meacher. NOES: None. ABSENT: None. Carried and so ordered.

#### **PUBLIC HEARING – NEGATIVE DECLARATION NO. 596-RALPH WITTICK**

Presentation by James Graham, Senior Planner. Proposal to change the general plan designation and zoning of 2.9 acres located 1425 East Main in Quincy from Periphery Commercial (C-2) to Multiple Family Residential (M-R) while retaining the Design Review Combining Zone. The public hearing is opened.

Ralph Wittick, applicant addresses the Board requesting their approval of the proposed amendment.

Jim Boland, representing Central Plumas Recreation District addresses the Board. The District is concerned with the potential for noise pollution from amplified music, objectionable lyrics, television, animals, social gatherings, domestic disagreements or quarrels which may result in offensive language or behavior. Planning & Building Services has provided a response as outlined in the backup material presented to the Board.

Stevee Duber, representing High Sierra Rural Alliance presents the Board with a written document regarding concerns about the number of General Plan Amendments the Board is considering in 2006 and the method of consideration. Ms. Duber believes the Negative Declaration for the project is inadequate and requests the Board deny the General Plan Amendment.

There being no further public comment, the hearing is closed. Following discussion, motion is made by Supervisor Comstock and seconded by Supervisor Dennison to adopt Negative Declaration No. 596, and approve the recommendation to amend the general plan designation and zoning of 2.9 acres located at 1425 East Main in Quincy from Periphery Commercial (C-2) to Multiple Family Residential (M-R) and Limited Combining Zone (LTD), while retaining the Design Review Combining Zone. The limited combining zone will allow the county to evaluate proposed noise mitigations that will reduce interior noise levels of the dwelling units to below 45 decibels as required by the Plumas County General Plan. The Board further adopts the required finding as outlined in the backup material from Planning & Building Services. AYES: Supervisors Olsen, Dennison, Comstock, Powers and Meacher. NOES: None. ABSENT: None. Carried and so ordered.

**PUBLIC HEARING – NEGATIVE DECLARATION NO. 595-HARRISONS, INC.**

Presentation by James Graham, Senior Planner. Proposal to change the general plan designation and zoning of 0.87 acres located at 1385 East Main in Quincy from Periphery Commercial (C-2) to Multiple Family Residential (M-R), while retaining the Design Review Combining Zone. The public hearing is opened.

Stevee Duber, representing High Sierra Rural Alliance presents the Board with a written document regarding concerns about the number of General Plan Amendments the Board is considering in 2006 and the method of consideration. Ms. Duber believes the Negative Declaration for the project is inadequate and requests the Board deny the General Plan Amendment.

There being no further comment, the public hearing is closed. Following discussion, motion is made by Supervisor Comstock and seconded by Supervisor Olsen to adopt Negative Declaration No. 595 and approve the recommendation to amend the general plan designation and zoning of 0.87 acres located at 1385 East main in Quincy from Periphery Commercial (C-2) to Multiple Family Residential (M-R) and Limited Combining Zone (LTD), while retaining the Design Review Combining Zone. The limited combining zone will allow the county to evaluate proposed noise mitigations that will reduce interior noise levels of the dwelling units to below 45 decibels as required by the Plumas County General Plan. The Board further adopts the required finding as outlined in the backup material from Planning & Building Services. AYES: Supervisors Olsen, Dennison, Comstock, Powers and Meacher. NOES: None. ABSENT: None. Carried and so ordered.

**PUBLIC HEARING – NEGATIVE DECLARATION NO. 606-SCHOMAC GROUP (FEATHER RIVER INN)**

Presentation by Rebecca Herrin, Senior Planner. General Plan Amendment and rezoning proposal to amend APN 123-140-036 from Moderate Opportunity area, Prime Expansion, Prime Recreation, Historic Building, Flood Plain, Scenic Road to Moderate Opportunity area, Secondary Suburban, Historic Building, Scenic Road and S-3, SP-HB and SP-ScR.

APN 123-140-040 is proposed to be amended from Moderate Opportunity area, Prime Expansion, Prime Recreation and Flood Plain to Moderate Opportunity area, Secondary Suburban, Flood Plain and S-3, FP zoning.

APNs 123-170-004 and 123-170-005 are proposed to be amended from Moderate Opportunity area, Prime Expansion, Prime Recreation and Scenic Road to Moderate Opportunity area, Scenic Road and S-3, SP-ScR zoning.

The public hearing is opened.

Stevee Duber, representing High Sierra Rural Alliance presents the Board with a written document regarding concerns about the number of General Plan Amendments the Board is considering in 2006 and the method of consideration. Ms. Duber believes the Negative Declaration for the project is inadequate and requests the Board deny the General Plan Amendment.

Linda Williams, reads a letter from Donald and Shirley Williams, adjoining property owners on the west side of the Feather River Inn. The Williams family is opposed to the proposed general plan amendment. A copy of the letter is submitted to the Clerk of the Board.

Attorney Steve Gross, representing Donald Williams, an adjacent property owner of the subject property addresses the Board. The Williams family is opposed to the general plan amendment and requests a continuance of the public hearing in order to determine the facts and circumstances associated with the issuance of building permits by the County for golf cottages on property zoned Recreation-Open Space. Mr. Gross addresses other concerns including issuance of building permits; environmental review; CEQA review; inadequacy of the Negative Declaration.

Mr. Gross requests that the Board not take any action; immediately revoke building permits and stop all construction at this time. Mr. Gross further requests a meeting between County staff and property owners.

Barbara Thompson, County Counsel recommends review of the Negative Declaration by outside counsel to ensure adequacy.

John McMorrow, Project Manager for Schomac Group (Feather River Inn) addresses the Board opposed to a continuance of the general plan amendment and questions Counsel's reason for review of the negative declaration. Mr. McMorrow further states that the developers will be willing to indemnify the County and take responsibility for any litigation.

There being no further comment, the public hearing is closed and before the Board for decision.

Following discussion, motion is made by Supervisor Olsen and seconded by Supervisor Dennison to uphold the recommendation of staff and required findings subject to internal review by County Counsel of Negative Declaration 606 for CEQA compliance for report back to the Board. AYES: Supervisors Olsen, Dennison, Comstock, Powers and Meacher. NOES: None. ABSENT: None. Carried and so ordered.

## **RECOMMENDATION**

Approve Negative Declaration 606 as applicable and adequate for the project. Approve the general plan amendment and rezoning as follows:

### **APN 123-140-036:**

Moderate Opportunity area, Secondary Suburban, Historic Building, Flood Plain, Scenic Road and S-3, SP-HB, FP and SP-ScR zoning.

### **APN 123-140-040:**

Moderate Opportunity area, Secondary Suburban, Flood Plain and S-3, FP zoning.

### **APNs 123-170-004 and 123-170-005:**

Moderate Opportunity area, Secondary Suburban, Scenic Road and S-3, SP-ScR zoning.

## **REQUIRED FINDINGS**

1. That, as required by law, a public hearing was duly noticed and held by the Board.
2. That Negative Declaration 606 was completed in compliance with the California Environmental Quality Act and certified as applicable and adequate for the project.
3. That Negative Declaration 606 was presented to the Board and that the information contained in the document was reviewed and considered by the Board prior to the decision, together with any comments received during the public review process.

4. The property meets the General Plan diagram directive for Moderate Opportunity area, Secondary Suburban.
5. The testimony and evidence received justify the action taken

### **13. BOARD OF SUPERVISORS**

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

### **14. PLUMAS COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT CLOSED SESSION RE: ANTICIPATED LITIGATION**

At the request of County Counsel, this matter is removed from the agenda.

### **LAKE DAVIS WATER TREATMENT PLANT SETTLEMENT AGREEMENT**

Following discussion, motion is made by Supervisor Powers, seconded by Supervisor Olsen and unanimously carried to approve the Lake Davis Water Treatment Plant Settlement Agreement and Amended and Restated Water Supply Contracts with City of Portola and Grizzly Lake Resort Improvement District, and authorize chair to sign, and further authorize County Counsel to remove Grizzly Lake Resort Improvement District from the agreement if deemed necessary.

### **RIGHT OF FIRST REFUSAL – PG&E WATERSHED LANDS**

Motion is made by Supervisor Dennison, seconded by Supervisor Powers and unanimously carried authorizing the Chair to sign a letter to the Pacific Forest & Watershed Lands Stewardship Council regarding Right of First Refusal on PG&E Watershed Lands.

### **15. BOARD OF SUPERVISORS**

#### **CLOSED SESSION**

The Board meets in closed session from 4:45 p.m. to 5:15 p.m. regarding personnel – Director of Alcohol & Drug

### **16. CONSENT AGENDA**

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

ABSENT: None. Carried and so ordered. Consent agenda item J.1. regarding Cable Television Franchises is continued to December 19, 2006.

#### **A. BOARD OF SUPERVISORS**

- 1) Approval of Board minutes for November 2006.
- 2) Approval of expenditures from Community Services Funds.

#### **Department 20730 – Supervisor Dennison**

Stover Mountain Facility – Donation (rental of Chester Memorial Hall)	\$135.00
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#### **Department 20750 – Supervisor Olsen**

Plumas Arts – Donation	\$500.00
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#### **B. PROBATION**

- 1) **RESOLUTION 06-7345** approving the Corrections Standards Authority-Standards and Training for Corrections Program and supplemental budget for \$6,500.
- 2) **RESOLUTION 06-7346** approving the Judicial Council of California, Administrative Office of the Courts, Collaborative, and Drug Court Project Grant and supplemental budget for \$21,625.

#### **C. RECORDS MANAGEMENT**

Appropriate \$3,400 from the General Fund Contingency to Office Expense for FY 2006-2007 budget correction.

**D. PUBLIC HEALTH AGENCY**

- 1) Approve an extension of Grant Agreement #EM0610 with the Office of Traffic Safety for the “North State Regional Ambulance, First Responder, And Equipment Project” through September 30, 2007, and approve a supplemental budget in the amount of \$357,010 in Public Health – Budget Unit 70560 FY 06-07.
- 2) Budget Transfer for \$20,610 in Public Health (Budget Unit 70560) from Fixed Assets to Office Expense for FY 06-07(copying and printing charges).
- 3) Approve submission of a Proposal to The California Endowment (TCE) to provide Planning Funds for Environmental and Systems Change with regard to nutrition and physical activity.
- 4) Budget Transfer for \$5,300 in Public Health (Budget Unit 70560) from Regular Wages to Office Furniture/Equipment for the purchase of window coverings for Public Health in the Health and Human Services Building.
- 5) Approve a subcontract between Plumas County Public Health Agency and the County of Shasta to assist Plumas County in meeting their epidemiological requirements for the United States Department of Health and Human Services, Centers for Disease Control and Prevention (CDC) Emergency Preparedness grant, subject to approval by County Counsel.
- 6) Approve and Agreement with Louise Steenkamp for \$30,000 to write up to 65 emergency preparedness exercises and After Action reports, and authorize the Director of Public Health to sign. Approved as to form by County Counsel.

**E. DISTRICT ATTORNEY**

Approve flexible work hours for staff in the District Attorney’s Office.

**F. SHERIFF**

- 1) Supplemental budget for \$1,820 for the Sheriff’s 2004 COPS Technology Grant for FY 2006-2007 budget.
- 2) Supplemental budget for \$1,543 for the Sheriff’s OSV Grant budget for FY 2006-2007.

**G. SOCIAL SERVICES**

Approve an alternative flexible work schedule for Social Services Department employee Linda Patton, Welfare Fraud Investigator.

**H. MENTAL HEALTH**

- 1) Supplemental budget for \$300 for donation from the First Baptist Church of Quincy.
- 2) Approve a Three Year Grant Memorandum of Understanding with NAMI, National Alliance on Mental Illness to provide outreach activities.
- 3) Budget transfer for \$24,000 from Computer Hardware to Services and Supplies for purchase of 17 computers under the MHSA one-time infrastructure funding for FY 2006-2007.

**I. HUMAN RESOURCES**

- 1) Approve recommendations from the Plumas County Critical Staffing Committee, as submitted.
- 2) **RESOLUTION** 06-7347 amending the Plumas County Position Allocation for Budget Year 2006/2007 for Environmental Health-20550.

**J. COUNTY COUNSEL**

- 1) **RESOLUTION**, authorizing renewal of cable television franchises for Charter Communications and Quincy Community TV. This matter is continued to December 19, 2006.
- 2) Approval of contract with ABD Insurance and Financial Services for professional services re: life, dental and vision programs.

**17. APPOINTMENTS**

**PLUMAS COUNTY BOARDS, COMMISSIONS AND COMMITTEES**

This matter is continued to December 19, 2006.

**AREA AGENCY ON AGING**

Motion is made by Supervisor Dennison, seconded by Supervisor Powers and unanimously carried to appoint Sharon Taschenberg to the Area Agency on Aging replacing Jeannine Martinez.

**18. CORRESPONDENCE**

None.

**19. LEGISLATION UPDATE**

None.

**ADJOURNMENT**

The Board adjourns at 5:15 p.m. to meet again on December 19, 2006 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 14, 2006 ARE CORRECT AS RECORDED.

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Nancy L. DaForno, Clerk of the Board