

**REGULAR MEETING OF THE BOARD OF SUPERVISORS
COUNTY OF PLUMAS, STATE OF CALIFORNIA
HELD IN QUINCY ON SEPTEMBER 13, 2005**

1. ROLL CALL

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

2. INVOCATION AND FLAG SALUTE

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

3. PUBLIC COMMENT OPPORTUNITY

A petition is presented by a member of the public requesting use of radar on First Street in Quincy and requesting that the County place stop signs on First & Center and First & Pine Streets.

An invitation is extended to the Board for a presentation regarding the USA Patriot Act and the loss of civil and constitutional rights. A film will be held with discussion to follow on September 13, 2005 at the Quincy Library.

Jennifer Logan, a member of the public, addresses the Board requesting a speed study and use of radar on Main Street in Greenville.

4. PLUMAS COUNTY DEPARTMENT HEADS COMMENT PERIOD

Andy Anderson, Director of OES addresses the Board with a report and update on Hurricane Katrina and efforts by citizens of Plumas County to help in the disaster relief.

5. SOCIAL SERVICES

TRENDS REPORT FOR QUARTER ENDING JUNE 30, 2005

Elliott Smart, Director of Social Services addresses the Board with an overview of the Social Services Trends Report for quarter ending June 30, 2005. The Trends report provides information regarding public assistance caseloads and workload trends for services that are offered by the Department of Social Services.

6. CALIFORNIA DEPARTMENT OF FISH & GAME

PROPOSED LAKE DAVIS PIKE ERADICATION PROJECT

Ed Pert, Pike Project Program Manager, California Department of Fish & Game presents the Board with a report and update on the proposed Lake Davis Pike Eradication Project. Public scoping meetings have been scheduled for Monday, September 26, 2005 in Portola and Wednesday, September 28, 2005 in Sacramento. The public scoping process will extend through October 31, 2005. The Department of Fish & Game is looking at fall of 2007 to poison Lake Davis to eradicate northern pike.

7. COUNTY ADMINISTRATIVE OFFICE

APPOINTMENT OF SUB-COMMITTEE – FURNITURE PROCUREMENT DOCUMENT

The Board agrees that Supervisors Comstock and Powers will serve as a sub-committee to review recommendation of furniture consultant and furniture bid documents for the new Health & Human Services Center.

STRATEGIC PLAN STEERING COMMITTEE

As recommended by Jack Ingstad, CAO, the Board agrees that Supervisor Comstock and Chairman Dennison will serve on the Strategic Plan Steering Committee to begin defining the planning process for a Plumas County Strategic Business Plan. The committee will consist of two Board members, three staff, and two elected officials. The remainder of the committee will be determined for report back to the Board on October 11, 2005.

8. BOARD OF SUPERVISORS

PROPOSAL FOR LEASE OF OLD TAYLORSVILLE SCHOOL HOUSE

Supervisor Meacher brings this matter before the Board for consideration of a lease agreement between Plumas County and Sierra Farmstead, a newly formed non-profit organization, for lease of the Old Taylorsville School House. Following discussion, motion is made by Supervisor Olsen, seconded by Supervisor Meacher and unanimously carried directing County Counsel to prepare a long-term lease agreement and return to the Board for approval.

ACCESS TO BOARD CHAMBERS UNDER THE AMERICANS FOR DISABILITIES ACT

Supervisor Powers brings this matter before the Board for discussion regarding access to the Board of Supervisors Chambers under the Americans for Disabilities Act (ADA). Supervisor Powers reports that he is working with a group of citizens and Sid Roberts, Director of Facility Services regarding ADA issues and County facilities.

HURRICANE KATRINA RELIEF EFFORT – FINANCIAL CONTRIBUTION

Chairman Dennison brings this matter before the Board for consideration of a financial contribution from Plumas County to the Hurricane Katrina Relief Effort fund. Following discussion, the Board agrees to contribute \$2,500 upon approval by County Counsel. This matter is continued to September 20, 2005.

CLOSED SESSION

The Board meets in closed session from 11:50 a.m. to 12:00 p.m. regarding personnel.

Public employee appointment or employment – Veterans Service Officer

NOON RECESS

AFTERNOON SESSION

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

9. PLANNING & BUILDING SERVICES

PUBLIC HEARING/ORDINANCE RE: CODE AMENDMENT – WIND TURBINE

Supervisor Olsen is excused from the Board due to a conflict of interest and takes a seat in the audience.

James Graham, Senior Planner brings this matter before the Board pursuant to a code amendment application by Plumas Sierra Rural Electric Cooperative. These amendments have been proposed to permit application of a special use permit for construction of 4 wind turbines on property zoned Rural (R-20). These wind turbines have a total height of approximately 450 feet measured from the base of the tower to the top of the blade assembly. Five other wind turbines will be constructed on land zoned General Agriculture (GA) which does not have a height limit for windmills.

The public hearing is opened. Following discussion by the Board and comments from the public, the hearing is closed.

Motion is made by Supervisor Meacher and seconded by Supervisor Powers to waive the reading of an Ordinance, amending the Plumas County Code to add a definition of Wind Turbine to Article 2 of Chapter 9, and amend the height requirements of Sec. 9-2.1703 (R-10), 9-2.1803 (R-20), Sec. 9-2.3206 (TPZ), Sec. 9-2.3303 (GF), Sec. 9-2.3403 (M). AYES: Supervisors Comstock, Powers, Meacher and Dennison. NOES: None. ABSENT: Supervisor Olsen. Carried and so ordered. The title of the Ordinance is read and continued to September 20, 2005 for adoption.

Motion is made by Supervisor Meacher, seconded by Supervisor Comstock and unanimously carried, with Supervisor Olsen absent, directing staff to return with a policy for domestic use for wind energy.

Supervisor Olsen returns to the Board.

REVISION OF PERMIT FEES FOR PLANNING & BUILDING SERVICES

Upon report and recommendation of William Kelley, Assistant Building Official and following brief discussion by the Board, motion is made by Supervisor Meacher, seconded by Supervisor Powers and unanimously carried directing the staff of Planning & Building Services to return to the Board with a recommendation for revising user fees to achieve 100% self-funding.

10. PUBLIC WORKS

WALKER RANCH CSD – SEWER SYSTEM MANAGER/CERTIFIED OPERATOR AGREEMENT

Sitting as the as the Governing Board of the Walker Ranch Community Services District, motion is made by Supervisor Powers, seconded by Supervisor Meacher and unanimously carried to rescind action taken on August 02, 2005, Agreement for Professional Services with Bob Merrifield, Chester Public Utilities District, and approve an Agreement for Professional Services with Robert Compton as Sewer System Manager/Certified Operator for Walker Ranch Community Services District, and authorize the Chair to sign.

11. PLUMAS COUNTY AND FLOOD CONTROL DISTRICT MILLRACE LEVEE, INDIAN CREEK, TAYLORSVILLE

Sitting as the Plumas County Flood Control District, this matter is before the Board to consider assuming responsibility for and control of the Millrace Levee in Indian Creek above Taylorsville. Following discussion by the Board and comments from Attorney Peter Hentschel, representing Jerry Page, owner of the subject property, this matter is referred to County Counsel for review and continued to a later date.

FERC 2100 RELICENSING, OROVILLE

Attorney Michael Jackson addresses the Board with a report and update on the FERC 2100 Oroville relicensing project.

12. COUNTY ADMINISTRATIVE OFFICE WEEKLY REPORT

Jack Ingstad, CAO presents the Board with a weekly report of meetings attended, key topics and project updates.

13. BOARD OF SUPERVISORS ANNOUNCEMENTS AND REPORTS

None.

14. COUNTY COUNSEL DRAFT GRAND JURY RESPONSE

The Board receives a draft of the response to the FY 2004-2005 Grand Jury Report. Adoption of the response will be before the Board on September 20, 2005.

AGREEMENT FOR LAW ENFORCEMENT SERVICES – CITY OF PORTOLA

Following discussion, motion is made by Supervisor Powers, seconded by Supervisor Meacher and unanimously carried authorizing the Chair to sign an agreement for Law Enforcement Services between the City of Portola, the County of Plumas and the Plumas County Sheriff's, and approval of a lease agreement for property located at 324 So. Gulling St., Portola for FY 2005-2006, subject to approval of Exhibit "A" by County Counsel.

CLOSED SESSION

The Board meets in closed session from 4:20 p.m. to 4:45 p.m. for conference with Legal Counsel regarding pending litigation.

- Corey v. County of Plumas, et al, USDC EDCA, Case No. CIV S 05-0231 FCD JFM
- Environmental Defense Project of Sierra County v. Plumas County, Plumas Superior Court Case No. 25936

15. CONSENT AGENDA

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

A) BOARD OF SUPERVISORS

- 1) Approval of expenditures from Community Services Funds.

Department 20720 – Supervisor Meacher

Seymour Smith Memorial Run/Walk – Donation	\$250.00
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- 2) Approval of Board minutes for August 30, 2005.

- 3) **RESOLUTION** 05-7193, appointing Deputy Clerks of the Board of Supervisors to Serve in the Absence of the Clerk of the Board.

B) PLANNING & BUILDING SERVICES

Supplemental budget for \$215,800 for reimbursement of costs for preparation of an Environmental Impact Report for Lakefront at Walker Ranch, Lake Almanor.

C) COMMUNITY DEVELOPMENT COMMISSION

Approval to appropriate up to \$7,500 from the Community Development Fund pursuant to agreement with Plumas County to pay HUD Payment In Lieu of Tax Monies unpaid for fiscal years 1993 and prior.

D) DISTRICT ATTORNEY

- 1) Approve a budget transfer for \$5,512 and authorize purchase of fixed assets (Laser Fax/Printer and Router for CLETS Program).
- 2) Approve Grant Applications and **RESOLUTION(s)** 05-7194, 05-7195, 05-7196, authorizing the District Attorney to execute and administer Grant Award Agreements for FY 2005-2006 (Spousal Abuser Prosecution Program, Automobile Insurance Fraud Program, and Vertical Prosecution Program).

E) PUBLIC WORKS

- 1) Sitting as the Governing Board of the Greenhorn Creek Community Services District, approve \$2,343 as extra pay to Roy Carter for services on the water system.
- 2) Accept a report and update regarding PG&E's 2005 Rule 20A Underground Electric Line Allocations.
- 3) Sitting as the Governing Board of Walker Ranch Community Services District, adopt a **RESOLUTION** 05-7197, for the election of seven directors to the Special District Risk Management Authority Board of Directors.

F) PUBLIC HEALTH AGENCY

- 1) Supplemental budget for \$18,040 for receipt of unanticipated revenue from the California Integrated Waste Management Board, and approve a Service Agreement with Feather River Disposal for clean up and disposal of tires.
- 2) Approve an amended agreement and revised contract extension with State Department of Health Services for the Medi-Cal Administrative Activities Program, and authorize the Director of Public Health to sign as Board designee.
- 3) Approve and authorize the Chair to sign various AIDS Case Management Contracts for FY 2005-2006.

16. APPOINTMENTS

PLUMAS COUNTY ALCOHOL & DRUG ADVISORY BOARD

Motion is made by Supervisor Powers, seconded by Supervisor Olsen and carried, with Supervisor Comstock abstaining, to appoint Janine to the Plumas County Alcohol & Drug Advisory Board, as recommended.

17. CORRESPONDENCE

None.

18. LEGISLATION UPDATE

None.

URGENCY ITEM – COUNTY COUNSEL

CLOSED SESSION

At the request of County Counsel, motion is made by Supervisor Powers and seconded by Supervisor Meacher 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, Powers, Meacher, Olsen and Dennison. NOES: None. ABSENT: None. Carried and so ordered.

The Board meets in closed session from 4:20 p.m. to 4:45 p.m. for conference with Legal Counsel regarding potential litigation.

ADJOURNMENT

The Board adjourns at 4:45 p.m. to meet again on September 20, 2005 at 9:00 a.m. as the Community Development Commission and at 10:00 a.m. as the Board of Supervisors for all purposes.

William N. Dennison, Chairman of the Board

ATTEST:

Nancy L. DaForno, Clerk of the Board