



## **MEETING MINUTES**

### **BOARD OF SUPERVISORS**

Terrell Swofford, 1<sup>st</sup> District  
Robert A. Meacher, Vice Chair 2<sup>nd</sup> District  
Sharon Thrall, Chair 3<sup>rd</sup> District  
Lori Simpson, 4<sup>th</sup> District  
Ole Olsen, 5<sup>th</sup> District

### **REGULAR MEETING OF THE BOARD OF SUPERVISORS COUNTY OF PLUMAS, STATE OF CALIFORNIA HELD IN QUINCY ON DECEMBER 15, 2009**

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### **STANDING ORDERS**

#### **ROLL CALL**

The meeting is called to order at 9:00 a.m. with Supervisors Terrell Swofford, Lori Simpson, Robert Meacher, Ole Olsen and Chair Sharon Thrall present.

#### **INVOCATION AND FLAG SALUTE**

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

#### **PUBLIC COMMENT OPPORTUNITY**

Roxanne Vallado, representing Plumas Arts addresses the Board regarding recent vandalism at the Quincy Townhall Theater causing major flooding on the roof of the Quincy Townhall Theater. Ms. Vallado wants to thank and commend all those who responded to help.

### **ACTION AGENDA**

#### **1. COMMUNITY DEVELOPMENT COMMISSION PUBLIC HEARING/RESOLUTION 09-7592 RE: STATE CDBG PROGRAM (GRANT AGREEMENT)**

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

Motion by Supervisor Olsen and second by Supervisor Simpson to adopt Resolution No. 09-7592, approving an application for funding and the execution of a Grant Agreement and any amendments thereto from the General Planning & Technical Assistance (PTA) allocation of the State CDBG Program. AYES: Supervisors Swofford, Simpson, Meacher, Olsen and Thrall NOES: None ABSENT: None Carried and so ordered

**PUBLIC HEARING/RESOLUTION 09-7593 RE: STATE CDBG PROGRAM (PROGRAM INCOME)**

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

Motion by Supervisor Meacher and second by Supervisor Olsen to adopt Resolution No. 09-7593, use of program income for an Open Community Development Block Grant. AYES: Supervisors Swofford, Simpson, Meacher, Olsen and Thrall NOES: None ABSENT: None Carried and so ordered

**SPECIAL DISTRICTS GOVERNED BY BOARD OF SUPERVISORS**

The Board of Supervisors sits as the Governing Board for various special districts in Plumas County including Dixie Valley Community Services District; Walker Ranch Community Services District; Grizzly Ranch Community Services District; Beckwourth County Service Area; Plumas County Flood Control and Water Conservation District; Quincy Lighting District; Crescent Mills Lighting District.

**2. QUINCY LIGHTING DISTRICT**

**DIVESTING POWERS FROM EAST QUINCY CSD/REIMBURSEMENT OF COSTS**

Request from East Quincy CSD that Quincy Lighting District assume responsibility for payment of lighting bills in East Quincy effective January 01, 2010; and reimburse East Quincy CSD \$9,739 for the FY 2008-2009 shortfall. The LAFCo Commission has approved divesting of powers.

At the request of Robert Perreault, Manager of Quincy Lighting District, this matter is continued to January 12, 2010. Mary Henrici, representing East Quincy CSD is present and concurs with the request to continue.

**3. BOARD OF SUPERVISORS**

**PUBLIC HEARING – 2009 HR 2389 TITLE III FUNDS**

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

Motion by Supervisor Simpson and second by Supervisor Swofford to adopt projects tentatively approved by the Board of Supervisors on October 20, 2009 under HR 2389-Title III funds with the understanding that accountability of all projects shall be presented by submitting timely reports outlining time spent; and accountability of funding spent. AYES: Supervisors Swofford, Simpson, Meacher, Olsen and Thrall NOES: None ABSENT: None Carried and so ordered

Application No. 1 – Plumas County Fire Safe Council/Plumas Corporation	\$140,000
Application No. 2 – Flood Control District	\$ 25,400
Application No. 3 – GIS/Planning/Fire Safe Council	\$ 30,000

**INTERIM PLUMAS COUNTY SHERIFF - APPOINTMENT**

This matter is before the Board to appoint an Interim Plumas County Sheriff to fill the unexpired term of Sheriff Terry Bergstrand retiring effective December 30, 2009.

Chairperson Thrall requests a legal opinion from County Counsel regarding an e-mail received from Sheriff Bergstrand requesting to delay his date of retirement. James Reichle, County Counsel addresses the need to add this matter to the agenda as an urgency item pursuant to the Open Meeting Act Law.

Motion by Supervisor Meacher to add this matter to the agenda as urgency item because the need for action was not apparent prior to the posting of the agenda and to allow for discussion regarding the request to rescind action taken by the Board on September 01, 2009 accepting a letter of retirement. Motion dies for lack of a second.

James Reichle, County Counsel provides a legal opinion. If no action is taken by the Board to rescind their action taken on September 01, 2009 to accept a letter of retirement from Sheriff Bergstrand, the action remains and Sheriff Bergstrand is removed from his elected duties effective 12:01 a.m. December 30, 2009.

Upon advice of County Counsel, motion is made by Supervisor Simpson, second by Supervisor Olsen and carried to continue the appointment of Interim Plumas County Sheriff to January 05, 2010.

#### **CORRESPONDENCE**

Invitation to Board members to attend the upcoming Installation of 2010 RCRC Officers to be held January 13, 2010, Sacramento

Letter from Senator Dave Cox

#### **STEWARDSHIP CONTRACTING**

Presentation by Michael Jackson, Frank Stewart and George Terhune regarding possible Stewardship Contracting with the US Forest Service. Informational matter only, no action is taken

#### **INFORMATIONAL ANNOUNCEMENTS**

Report by Supervisor Simpson regarding issues related to County Government and include meeting with USFS Regional Forester; Management Council

Report by Supervisor Swofford regarding issues related to County Government and include Management Council; City of Portola Council meeting; Fire Safe Council; LAFCo

Report by Supervisor Meacher regarding issues related to County Government and include Stewardship Council; Public Works and Indian Valley CSD regarding lighting; LAFCo

#### **APPOINTMENTS**

##### **GREENVILLE CEMETERY DISTRICT**

Motion by Supervisor Meacher, second by Supervisor Olsen and carried to appoint Russell Crouch to the Greenville Cemetery District Board.

#### **NOON RECESS**

#### **AFTERNOON SESSION**

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

#### **4. PLUMAS-SIERRA REC**

##### **ACQUISITION OF SERVICE AREAS FROM SIERRA PACIFIC POWER - LOYALTON AND PORTOLA**

Supervisor Olsen leaves the Boardroom due to a conflict of interest

At the request of Bob Marshall, Plumas-Sierra REC General Manager, motion by Supervisor Swofford, second by Supervisor Simpson and carried authorizing the Chair to sign a letter of support to the Public Utilities Commission for Plumas-Sierra REC to acquire the service areas of Portola and Loyalton from Sierra Pacific Powers Company.

Supervisor Olsen returns to the Boardroom

**5. COUNTY ADMINISTRATIVE OFFICE  
HUMAN RESOURCES**

**RESOLUTION 09-7594 RE: EMPLOYEE MOU'S**

Motion by Supervisor Simpson and second by Supervisor Olsen to adopt Resolution No. 09-7594, ratifying the Memorandum of Understanding between the County of Plumas and the Bargaining Units of General; Mid Management; and Crafts and Trades represented by Operating Engineers Local #3. AYES: Supervisors Swofford, Simpson, Meacher, Olsen and Thrall NOES: None ABSENT: None Carried and so ordered

**SHERIFF**

**AGREEMENT – SECURITY/BAILIFF SERVICES**

Upon report and recommendation of Greg Hagwood, Undersheriff, motion by Supervisor Olsen, second by Supervisor Swofford and carried to approve and authorize the Chair to sign an Agreement between Plumas County Sheriff and Plumas Superior Court for security and bailiff services at the Courthouse in Quincy and Portola.

**PUBLIC WORKS**

**PURCHASE OF FIXED ASSETS**

Following presentation, motion by Supervisor Olsen, second by Supervisor Swofford and carried authorizing the Director of Public Works and the CAO to proceed with the purchase of fixed assets approved in the budget for FY 2009-2010 (Graders; 4-Wheel Drive Plow Trucks; and Tow Behind Pull Broom).

**CHILD ABUSE PREVENTION COUNCIL**

Presentation by Janine of FY 2008-2009 Children's Council Annual Report.

**6. CONSENT AGENDA**

Motion by Supervisor Swofford and second by Supervisor Simpson to approve the following consent agenda matters. AYES: Supervisors Swofford, Simpson, Meacher, Olsen and Thrall NOES: None ABSENT: None Carried and so ordered

**A. BOARD OF SUPERVISORS**

- 1) Approve expenditures from Community Services Funds

**Department 20720 – Supervisor Meacher**

Sacramento River Watershed Program – Donation (Watershed Monument Dinner)	\$250.00
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**Department 20750 – Supervisor Olsen**

Johnsville Jr Ski Team – Donation	\$500.00
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- 2) Approve and authorize the Chair to sign letter to Department of Transportation for encroachment permit (Chester Community Chorus)

**B. MENTAL HEALTH**

- 1) Budget transfer between departments (from 70573 to 70571) for \$306,088, FY 2008-2009 year end fund distribution adjustment.
- 2) Supplemental budget for \$170,325, FY 2009-2010 funding adjustment to the Prevention and Early Intervention Plan.
- 3) **RESOLUTION 09-7595** designating the Director of Mental Health as the authorizer for Medi-Care Mental Health Services

**C. SOCIAL SERVICES**

Approve and authorize the Director of Social Services to sign Agreement with Plumas Crisis Intervention and Resource Center for alcohol and drug testing of parents in the Child Welfare System.

**D. FACILITY SERVICES**

Approve and authorize the Chair to sign MOU with Feather River College for Energy Efficiency and Conservation Block Grant.

**E. DISTRICT ATTORNEY/VICTIM WITNESS**

- 1) **RESOLUTION** 09-7596 granting authority to the District Attorney to sign Grant Awards for the Victim Witness Program for FY 2009-2010.
- 2) Approve Supplemental budget for \$24,311, funding for Victims of Crime Act and Violence Against Women Act; and authorize purchase of fixed assets (copy machine)

**F. HUMAN RESOURCES**

**RESOLUTION** 09-7597 to amend the Plumas County Position Allocation for Budget Year 2009-2010 within the department of Mental Health (70570) and MHSA PEI (70573)

**G. LIBRARY**

Approve supplemental budget for \$8,204 to increase Literacy services and meet the grant requirements from US Bank and First Five

**H. SHERIFF**

Approve supplemental budget for \$16,454 for funding awarded from the Office of Justice Programs – US Department of Justice under the Bulletproof Vest Partnership

**I. PLANNING**

- 1) Approve reimbursement for mileage for Airport Land Use Commission members to attend regularly scheduled monthly meetings at the County standard mileage rate (Planning Budget 20490/20423)
- 2) Approve reimbursement for mileage for General Plan Working Group members to attend kickoff meeting in January 2010 at the County standard mileage rate (Planning Budget 20490/20423)

**CLOSED SESSION**

The Board meets in closed session as follows.

**BOARD OF SUPERVISORS**

- Conference with Labor Negotiator regarding employee negotiations: Operating Engineers Local #3, Sheriff's Department Employees Association, Confidential Employees, and Un-represented Department Heads.
- Existing Litigation – Conference with Legal Counsel – Joint Application of Sierra Pacific Power Company & California Pacific Electric company, LLC for Transfer of Control and Additional Requests Relating to Proposed Transaction –Public Utilities Commission Application 09-10-028 Gov't Code §54956.9(a).

**FLOOD CONTROL DISTRICT**

- Existing Litigation – Conference with Legal Counsel – Planning & Conservation League, et al. v. Department of Water Resources, et al. (Monterey Amendments) Gov't Code §54956.9(a).

**URGENCY MATTER – SHERIFF**

**DEPUTY SHERIFF POSITION – REQUEST TO FILL VACANCY**

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

Motion by Supervisor Meacher and second by Supervisor Simpson authorizing the Sheriff to fill a vacant position of Deputy Sheriff, created by resignation effective December 09, 2009. AYES: Supervisors Swofford, Simpson, Meacher, Olsen and Thrall NOES: None ABSENT: None Carried and so ordered

**ADJOURNMENT**

Adjourned meeting to Tuesday, January 05, 2010, Board of Supervisors Room 308, Courthouse, Quincy, California.

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 DECEMBER 15, 2009 ARE CORRECT AS RECORDED.

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Nancy L. DaForno, Clerk of the Board