



BOARD OF SUPERVISORS

Terrell Swofford, 1st District
Robert A. Meacher, Vice Chair 2nd District
Sharon Thrall, 3rd District
Lori Simpson, Chair 4th District
Jon Kennedy, 5th District

MEETING MINUTES

REGULAR MEETING OF THE BOARD OF SUPERVISORS COUNTY OF PLUMAS, STATE OF CALIFORNIA HELD IN QUINCY ON SEPTEMBER 20, 2011

AGENDA

10:00 A.M. CALL TO ORDER/ROLL CALL

Present: Supervisor Swofford, Supervisor Simpson, Supervisor Meacher, Supervisor Thrall, Supervisor Kennedy.

In attendance are Jack Ingstad, County Administrative Officer, Craig Settlemyre, County Counsel, and Nancy DaForno, Clerk of the Board

FLAG SALUTE

Supervisor Robert Meacher leads the flag salute

ADDITIONS TO OR DELETIONS FROM THE AGENDA

None

PUBLIC COMMENT OPPORTUNITY

Todd Anderson regarding private water rights

Dave Preston, Director of Information Technology announces the County has received four awards for website

Mimi Hall, Director of Public Health - Nakoma Resort presented \$3,600 to Senior Nutrition Advisory Committee

Introduction of Earl Ford, Plumas National Forest Supervisor

ACTION AGENDA

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.

Convene as the Flood Control and Water Conservation District Governing Board

1. FLOOD CONTROL AND WATER CONSERVATION DISTRICT – Brian Morris

- A. Approve license agreement with Grizzly Lake Community Services District for operation of wells at 1200 Grizzly Road

Motion: Approve license agreement with Grizzly Lake Community Services District for operation of wells at 1200 Grizzly Road, and authorize the Chair to sign, **Action:** Approve, **Moved by** Supervisor Thrall, **Seconded by** Supervisor Swofford.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 5).

Yes: Supervisor Kennedy, Supervisor Meacher, Supervisor Simpson, Supervisor Swofford, Supervisor Thrall.

- B. Update on watermaster service transition; discussion and further direction to staff

Motion: authorizing staff to proceed with the joint powers agreement with Sierra County, **Action:** Approve, **Moved by** Supervisor Meacher, **Seconded by** Supervisor Swofford.

Vote: Motion passed (**summary:** Yes = 3, No = 2, Abstain = 0).

Yes: Supervisor Kennedy, Supervisor Meacher, Supervisor Swofford.

No: Supervisor Simpson, Supervisor Thrall.

Motion: authorizing staff to proceed with an interim joint powers agreement with Sierra County pending the formation of a watermaster district, **Action:** Approve, **Moved by** Supervisor Meacher, **Seconded by** Supervisor Swofford.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 5).

Yes: Supervisor Kennedy, Supervisor Meacher, Supervisor Simpson, Supervisor Swofford, Supervisor Thrall.

Adjourn as the Flood Control and Water Conservation District Governing Board and reconvene as the Board of Supervisors

2. BOARD OF SUPERVISORS

- A. Adopt a **RESOLUTION** adopting the final budget for Plumas County and the Dependent Special Districts therein for Fiscal Year 2011-2012, in accordance with Government Code §29092, and other budgetary administrative controls in accordance with §29092. **Roll call vote**

Motion: adopt **Resolution No. 11-7720** adopting the final budget for Plumas County and the Dependent Special Districts therein for Fiscal Year 2011-2012 of \$86,725,515 in accordance with Government Code §29092, including the attached detail budget, position classification and salary range, salary resolution as well as the attached budget letter, and estimated schedules; further the Auditor/Controller shall adjust and complete the attached estimated budget schedules in accordance with the detailed budget and file those schedules with the Clerk of the Board and State Controller as required by law, **Action:** Approve, **Moved by** Supervisor Meacher, **Seconded by** Supervisor Thrall.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 5).

Yes: Supervisor Kennedy, Supervisor Meacher, Supervisor Simpson, Supervisor Swofford, Supervisor Thrall.

B. **PUBLIC HEARING** – Discussion and possible action to consider applications received for 2011 Title III, Secure Rural School and Community Self-Determination Act

The public hearing is opened. The Chair takes comments from the public. There being no further comment, the public hearing is closed and before the Board for decision.

Motion: approve allocation of Title III funding of \$820,710 to fund the following applications submitted as amended, **Action:** Approve, **Moved by** Supervisor Thrall, **Seconded by** Supervisor Kennedy.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 5).

Yes: Supervisor Kennedy, Supervisor Meacher, Supervisor Simpson, Supervisor Swofford, Supervisor Thrall.

- Application No. 1 – Plumas County FireSafe Council \$120,000
- Application No. 2 – Plumas County Proposal \$500,710
- Application No. 3 – Sheriff Search & Rescue \$200,000

C. Report and update on implementation of AB 109

D. **CORRESPONDENCE**

- Letter from Lake Almanor Associates requesting a hearing before the Board to consider a development agreement
- Letter from Bailey Creek requesting to deed property to Plumas County
- Letter from Betty Folchi regarding turning streetlights off in Delleker
- Letter from CalEMA regarding loss of agriculture in Plumas County

E. **INFORMATIONAL ANNOUNCEMENTS**

Report by Supervisor Thrall regarding issues related to County government and include attending Transportation Commission meeting; ABWAC meeting

Report by Supervisor Swofford regarding issues related to County government and include attending Grizzly Lake Resort Improvement District meeting; City of Portola Council meeting; Planning Commission meeting; Community Correction meeting; Eastern Plumas Recreation District meeting; Travel Management presentation by Plumas County Sheriff


Report by Supervisor Meacher regarding issues related to County government and include attending California Biodiversity 20th Anniversary meeting; Stewardship Council meeting

Report by Supervisor Kennedy regarding issues related to County government and include attending California State Parks meeting regarding closure of parks statewide including Plumas-Eureka State Park

Report by Supervisor Simpson regarding issues related to County government and include attending First 5 Commission meeting; Mental Health Commission meeting; Juvenile Justice Commission meeting

3. **COUNTY ADMINISTRATIVE OFFICE** – Jack Ingstad
DEPARTMENTAL MATTERS

SHERIFF – Greg Hagwood

- A.  Request for Board approval to purchase emergency vehicles for Plumas County Search and Rescue from Title III monies allocated of \$150,000

Craig Settlemyre, County Counsel has researched the request and offers the Board an opinion referring to federal legislation.

Motion: Authorize the Sheriff to proceed with the purchase of two emergency vehicles to be solely used for Plumas County Search and Rescue (4-door jeep and a commercial vehicle to haul a snow cat), **Action:** Approve, **Moved by** Supervisor Swofford, **Seconded by** Supervisor Kennedy.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 5).

Yes: Supervisor Kennedy, Supervisor Meacher, Supervisor Simpson, Supervisor Swofford, Supervisor Thrall.

- B. Authorize the Auditor/Controller to pay a claim of \$54.13 for physical training clothing (Correctional Officer training) from the Jail budget; and authorize the Sheriff, at his discretion, to pay for additional officers' training equipment as needed

Motion: authorize the Auditor/Controller to pay a claim of \$54.13 for physical training clothing (Correctional Officer training) from the Jail budget; and authorize the Sheriff, at his discretion, to pay for additional Correctional Officer training equipment as needed, **Action:** Approve, **Moved by** Supervisor Thrall, **Seconded by** Supervisor Swofford.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 5).

Yes: Supervisor Kennedy, Supervisor Meacher, Supervisor Simpson, Supervisor Swofford, Supervisor Thrall.

- C. Adopt a **RESOLUTION** authorizing the Sheriff to apply for and manage the 2011 State Homeland Security Grant. **Roll call vote**

Motion: Adopt **RESOLUTION** No. 11-7721 authorizing the Sheriff to apply for and manage the 2011 State Homeland Security Grant, **Action:** Approve, **Moved by** Supervisor Swofford, **Seconded by** Supervisor Thrall.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 5).

Yes: Supervisor Kennedy, Supervisor Meacher, Supervisor Simpson, Supervisor Swofford, Supervisor Thrall.

4. **COUNTY COUNSEL** – Craig Settlemyre

- A. Request for a waiver of conflict of interest on the part of County Counsel with respect to legal services to be provided in regards to two contracts between the Department of Public Health and the Plumas County Children and Families Commission. Discussion and possible action

Motion: approve request for a waiver of conflict of interest on the part of County Counsel with respect to legal services to be provided in regards to two contracts between the Department of Public Health and the Plumas County Children and Families Commission, **Action:** Approve, **Moved by** Supervisor Kennedy, **Seconded by** Supervisor Swofford.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 5).

Yes: Supervisor Kennedy, Supervisor Meacher, Supervisor Simpson, Supervisor Swofford, Supervisor Thrall.

- B. Approve and authorize the Chair to sign the First Amendment to the Memorandum of Understanding dated April 11, 2010 between the County of Plumas and the Plumas County Children and Families Commission to address the role of County Counsel in conflicted matters

Motion: approve and authorize the Chair to sign the First Amendment to the Memorandum of Understanding dated April 11, 2010 between the County of Plumas and the Plumas County Children and Families Commission to address the role of County Counsel in conflicted matters, **Action:** Approve, **Moved by** Supervisor Kennedy, **Seconded by** Supervisor Swofford.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 5).

Yes: Supervisor Kennedy, Supervisor Meacher, Supervisor Simpson, Supervisor Swofford, Supervisor Thrall.

5. CONSENT AGENDA

These items are expected to be routine and non-controversial. The Board of Supervisors will act upon them at one time without discussion. Any Board members, staff member or interested party may request that an item be removed from the consent agenda for discussion. Additional budget appropriations and/or allocations from reserves will require a four/fifths roll call vote.

Motion: approve the following consent agenda items as presented, **Action:** Approve, **Moved by** Supervisor Thrall, **Seconded by** Supervisor Kennedy.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 5).

Yes: Supervisor Kennedy, Supervisor Meacher, Supervisor Simpson, Supervisor Swofford, Supervisor Thrall.

A. BOARD OF SUPERVISORS

Approve and authorize the Chair to sign letter to the Department of Transportation for encroachment permit (October 08, 2011 Indian Valley Centuries Bike Ride)

B. AGRICULTURE

Approve and authorize the Chair to sign contract 11-0245-SF of \$15,000 between Plumas County and USFS/CDFG for control of Yellow Starthistle

C. LIBRARY

Adopt **RESOLUTION** No. 11-7722 establishing county office hours for the transaction of business for branch libraries

D. PROBATION

Approve and authorize the Chair to sign contract between Plumas County and Trinity County for use of juvenile hall facility for minors in custody

NOON RECESS

Adjourn to appreciation luncheon at Café Le Coq, Quincy

AFTERNOON SESSION

The Board reconvenes at 2:00 p.m. with all Board members present as in the morning session.

6. 2:00 P.M. **CLOSED SESSION**

ANNOUNCE ITEMS TO BE DISCUSSED IN CLOSED SESSION

- A. Conference with Legal Counsel: Claim Against the County filed by James P. Robbins on March 18, 2011
- B. Conference with Legal Counsel – Existing litigation: *Kaye Hancock vs. County of Plumas, et al.*, Plumas County Superior Court, Case No. CV09-00255
- C. Conference with Legal Counsel: Existing litigation - *County of Butte, et al. v. California Department of Water Resources*, Yolo County Superior Court Case No. CV-09-1258 (Government Code 54956.9(a)).
- D. Public employee performance evaluation – Clerk of the Board
- E. Conference with Legal Counsel: Significant exposure to litigation pursuant to Subdivision (b) of Government Code Section 54956.9
- F. Conference with Labor Negotiator regarding employee negotiations: Sheriff's Department Employees Association, Operating Engineers Local #3, and Confidential Employees

REPORT OF ACTION IN CLOSED SESSION (IF APPLICABLE)

- A. Conference with Legal Counsel: Claim Against the County filed by James P. Robbins on March 18, 2011
There was no reportable action taken
- B. Conference with Legal Counsel – Existing litigation: *Kaye Hancock vs. County of Plumas, et al.*, Plumas County Superior Court, Case No. CV09-00255
There was no reportable action taken
- C. Conference with Legal Counsel: Existing litigation - *County of Butte, et al. v. California Department of Water Resources*, Yolo County Superior Court Case No. CV-09-1258 (Government Code 54956.9(a))
There was no reportable action taken
- D. Public employee performance evaluation – Clerk of the Board
There was no reportable action taken
- E. Conference with Legal Counsel: Significant exposure to litigation pursuant to Subdivision (b) of Government Code Section 54956.9
This matter in not addressed
- F. Conference with Labor Negotiator regarding employee negotiations: Sheriff's Department Employees Association, Operating Engineers Local #3, and Confidential Employees
There was no reportable action taken

ADJOURNMENT

Adjourned meeting to Tuesday, October 04, 2011, Board of Supervisors Room 308, Courthouse, Quincy, California.