



## **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 SEPTEMBER 01, 2009**

---

### **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.

In attendance are Jack Ingstad, County Administrative Officer; James Reichle, County Counsel and Nancy DaForno, Clerk of the Board.

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

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

#### **PUBLIC COMMENT OPPORTUNITY**

John Steffanic, Fair Manager, addresses the Board with a report and update on the recent Plumas-Sierra County Fair.

### **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.

#### **1. FLOOD CONTROL & WATER CONSERVATION DISTRICT LAKE DAVIS WATER TREATMENT PLANT – CONTRACT (PRESSURE REDUCING/FLOW CONTROL)**

Motion by Supervisor Swofford, second by Supervisor Olsen and carried to award a contract to the lowest responsive bidder for reconstruction of Pressure Reducing/Flow Control Station connecting the City of Portola water system to the Grizzly Valley Pipeline, and authorize the Chair to sign.

### **PROP 50 IRWM GRANT PROJECTS**

Report and update on re-start of Prop 50 IRWM Grant Projects.

### **DELTA METHYLMERCURY TMDL**

Report and update on Delta Methylmercury TMDL and local implications.

### **2. WALKER RANCH COMMUNITY SERVICES DISTRICT STANDBY FEES – REIMBURSEMENT**

Motion by Supervisor Meacher, second by Supervisor Olsen and carried to approve refunds to requesting property owners from Walker Ranch CSD for overpaid standby fees.

**Adjourned as the Governing Board for Special Districts and reconvene as the Plumas County Board of Supervisors for all purposes.**

### **3. BOARD OF SUPERVISORS CORRESPONDENCE**

- Letter of appreciation for Sheryl Austin, Veterans Service Officer
- Letter from Plumas Corporation regarding possible Transient Occupancy Tax election
- Letters from Larry Douglas, member of the public, regarding the State Department of Fish & Game and the recent chemical treatment of Lake Davis
- Letter from HUD in support of homeless shelter in Quincy and availability of property

### **RETIREMENT LETTER – SHERIFF BERGSTRAND**

Motion by Supervisor Meacher, second by Supervisor Olsen and carried to accept a letter of retirement from Sheriff Terry Bergstrand, effective December 30, 2009.

The Board is in receipt of correspondence from County Counsel regarding appointment of a Sheriff to fill the unexpired term. The Board concurs to address this matter at a later date.

### **FEDERAL FOREST RESERVE PAYMENT (SECURE RURAL SCHOOLS)**

Motion by Supervisor Simpson, second by Supervisor Olsen and carried authorizing the Chair to sign a letter to the USDA Forest Service regarding election to receive Federal Forest Reserve Payments (Secure Rural Schools) for 2009.

### **H1N1 FLU/EMPLOYEE HEALTH AND SAFETY**

Motion by Supervisor Meacher, second by Supervisor Swofford and carried authorizing the CAO to approve negative leave balances to allow employees out of leave and affected by flu to stay home when sick or to care for sick family members.

### **INFORMATIONAL ANNOUNCEMENTS**

Report by Supervisor Simpson regarding issues related to County Government and include Planning Commission meeting; Special Districts Association meeting; meeting with Forest Service regarding Quincy Library Group projects; Quincy Library Group meeting.

Report by Supervisor Swofford regarding issues related to County Government and include Planning Commission meeting; Design Workshop; Special Districts Association meeting; USFS; Fair Board meeting; Solid Waste meeting; meeting with Plumas Unified School District.

Report by Supervisor Olsen regarding issues related to County Government and include Planning Commission meeting.

Report by Supervisor Meacher regarding issues related to County Government and include RCRC; Design Workshop; Stewardship Council; meeting with Forest Service regarding Quincy Library Group projects

#### **APPOINTMENTS**

##### **EMERGENCY SERVICES ADVISORY COMMITTEE**

Motion by Supervisor Olsen, second by Supervisor Simpson and carried to appoint Keith Mahan to the Emergency Services Advisory Committee replacing Kelly Stane

##### **DISASTER COUNCIL**

Motion by Supervisor Olsen, second by Supervisor Simpson and carried to appoint Keith Mahan to the Plumas County Disaster Council replacing Kelly Stane

##### **LAST CHANCE CREEK WATER DISTRICT**

Motion by Supervisor Simpson, second by Supervisor Swofford and carried to confirm appointment of Mark Dotta, Darrin DaMonte and Milton Frei to the Last Chance Creek Water District for a four-year term ending 2013.

#### **4. COUNTY ADMINISTRATIVE OFFICE**

##### **FY 2009-2010 FUND BALANCE**

This matter is before the Board for consideration of adjustments to the FY 2009-2010 budget. The actual Fund Balance which is available for FY 2009-2010 is \$1,868,793, or \$680,354 less than anticipated.

The Budget Sub-Committee is recommending several budget adjustments to address the revenue shortfall as follows:

- |   |          |
|---|----------|
| • The Ferguson Group                        | \$48,500 |
| • Contributions: Capital Replacement        | 50,000   |
| • Professional Services: Labor Negotiations | 50,000   |
| • Pay back State grant                      | 50,438   |

and, a reduction in General Fund expenses for \$198,938; and staff reductions of 5.0 FTE's (1.0 FTE-Museum; 3.0 FTE's-Records Management; and 1.0 FTE-Treasurer/Tax Collector).

There is discussion by the Board. Supervisor Simpson requests additional time to revisit options before taking formal action. Since the meeting of the Budget Sub-Committee, Supervisor Simpson has been made aware of additional options. Supervisor Thrall concurs and believes it is important to exhaust all avenues before taking formal action.

The Chair takes comments from department heads. Kathleen Williams, Clerk/Recorder addresses the Board requesting they reconsider eliminating 3.0 FTE's within the Records Management Department. Ms. Williams provides the Board with detailed background material outlining services of the department.

Various department heads address the Board requesting they reconsider eliminating positions in the Records Management Department.

Following further discussion, motion by Supervisor Meacher, second by Supervisor Olsen and carried to continue this matter to September 15, 2009 to allow the Clerk/Recorder time to meet with the Budget Sub-Committee and to allow the Sub-Committee an opportunity to revisit options to address the revenue shortfall.

Departmental Matters

**ANIMAL SERVICES – AGREEMENT (KOEFRAN RENO)**

Motion by Supervisor Swofford, second by Supervisor Meacher and carried to approve an Agreement between Plumas County and Koefran Reno for animal carcass removal, and authorize the Chair to sign.

**5. PUBLIC WORKS**

**PUBLIC HEARING/ORDINANCE RE: SOLID WASTE FRANCHISE AREA 3 FEE INCREASE**

This matter is before the Board for consideration of a fee increase for Solid Waste Franchise Area 3 (InterMountain Disposal Inc.).

On July 14, 2009, there was action by the Board to support a 12% increase for InterMountain Disposal and direct Public Works to prepare the necessary documents for revising the County Code and satisfying Proposition 218 requirements; and direct that the Graeagle Transfer Station remain open to the public.

There was action by the Board on July 14, 2009 to uphold the recommendation of the Solid Waste staff to fund a special forensic audit by an independent auditor in regard to InterMountain Disposal and Feather River Disposal franchise contractors.

The public hearing is opened. Dave Roberti addresses the Board opposed to the proposed fee increase. Mr. Roberti believes the proposed fee increase is inappropriate during hard economic times and recommends the Board issue notice to cancel the current contract and go out to bid for solid waste services. Mr. Roberti believes there is a discrepancy in charges and refers to much lower rates being charged by InterMountain Disposal in Sierra County. Robert Perreault, Director of Public Works reminds the Board that Sierra County charges a parcel tax for solid waste services.

Jane Roberti, representing various public members unable to attend addresses the Board opposed to the proposed fee increase.

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

Supervisor Swofford has received comments from various contractors opposed to the proposed fee increase. There is concern regarding requirements within the current contract that construction debris shall be disposed of in Plumas County and shall not be transferred out of State. Supervisor Swofford requests this matter be continued following completion of forensic audit.

Following further discussion, motion by Supervisor Olsen and second by Supervisor Swofford to continue this matter following receipt of the forensic audit by an independent auditor. AYES: Supervisors Swofford, Simpson, Meacher, Olsen and Thrall NOES: None ABSENT: None Carried and so ordered

**BECKWOURTH-CALPINE BRIDGE PROJECT – CHANGE ORDER NO. 5**

Motion by Supervisor Swofford, second by Supervisor Simpson and carried to approve Contract Change Order No. 5 for \$128,880 for additional repairs to the concrete bridge deck due to change in field conditions (Beckwourth-Calpine Bridge Project), and authorize the Director of Public Works and County Administrative Officer to sign.

**QUINCY NATURAL FOODS – LICENSE AGREEMENT/ROADWAY ACCESS**

Motion by Supervisor Simpson, second by Supervisor Olsen and carried to approve and authorize the Chair to sign License Agreement with Quincy Natural Foods for use of county property for roadway access purposes (Veterans Hall parcel).

## **6. CONSENT AGENDA**

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

### **A. CLERK OF THE BOARD**

Approve Board minutes for August 2009.

### **B. VETERANS SERVICE**

Budget transfer for \$2,700 from 525250-Outreach Program and authorize purchase of fixed assets (Flagpole and light).

### **C. PLANNING**

Approve refund for \$517 to Friends of Plumas County Animal Shelter for Special Use Permit application fee.

## **NOON RECESS**

## **AFTERNOON SESSION**

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

## **7. PLANNING**

### **PUBLIC HEARING/ORDINANCE RE: APPEALS**

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

Motion by Supervisor Meacher and second by Supervisor Olsen to determine that the minor changes to the Plumas County Code for Appeals are exempt from the requirements of CEQA under Section 15061(b)(3). AYES: Supervisors Swofford, Simpson, Meacher, Olsen, Thrall NOES: None ABSENT: None Carried and so ordered

Motion by Supervisor Meacher and second by Supervisor Olsen to waive the reading of an Ordinance to amend Article 10 of Chapter 2 of Title 9 of the Plumas County Code Sections 9-2.1001, 9-2.1002, 9-2.1003, 9-2.1004 and to add Article 10 of Chapter 2 of Title 9 of the Plumas County Code Sections 9-2.1005, 9-2.006, 9-2.1007, and 9-2.1008 (Appeals). AYES: Supervisors Swofford, Simpson, Meacher, Olsen, Thrall NOES: None ABSENT: None Carried and so ordered The title of the Ordinance is read and continued to September 15, 2009 for adoption.

### **PUBLIC HEARING/ORDINANCE RE: LOT LINE ADJUSTMENTS**

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

Motion by Supervisor Meacher and second by Supervisor Olsen to determine that the minor changes to the Plumas County Code for Lot Line Adjustments are exempt from the requirements of CEQA under Section 15061(b)(3). AYES: Supervisors Swofford, Simpson, Meacher, Olsen, Thrall NOES: None ABSENT: None Carried and so ordered

Motion by Supervisor Meacher and second by Supervisor Simpson to waive the reading of an Ordinance to amend Article 12.8 of Chapter 2 of Title 9 of the Plumas County Code Sections 9-2.1281, 9-2.1282, 9-2.1283, 9-2.1284 (Lot Line Adjustments). AYES: Supervisors Swofford, Simpson, Meacher, Olsen, Thrall NOES: None ABSENT: None Carried and so ordered The title of the Ordinance is read and continued to September 15, 2009 for adoption.

**URGENCY MATTER – PUBLIC HEALTH AGENCY**  
**H1N1 INFLUENZA PANDEMIC**

Motion by Supervisor Swofford and second by Supervisor Simpson 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 Swofford, Simpson, Meacher, Olsen, Thrall NOES: None ABSENT: None Carried and so ordered

Motion by Supervisor Simpson, second by Supervisor Swofford and carried to approve an Agreement between the California Department of Public Health and the County of Plumas as part of an expedited process to request and receive federal public health emergency preparedness and response funds for local health jurisdictions to plan, prepare for, and respond to an H1N1 Influenza Pandemic.

**CLOSED SESSION**

**FLOOD CONTROL & WATER CONSERVATION DISTRICT**

Conference with legal counsel regarding existing litigation – *Alameda County Flood Control and Water Conservation District, Zone 7, et al. v. Department of Water Resources*, Sacramento County Superior Court Case No. 05AS01775 (Government Code 54956.9(a)) (State Water Project / Hyatt-Thermalito electricity litigation)

**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

**There is no action taken in closed session**

**ADJOURNMENT**

Adjourned meeting to Tuesday, September 15, 2009, 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 SEPTEMBER 01, 2009 ARE CORRECT AS RECORDED.

---

Nancy L. DaForno, Clerk of the Board