



### **BOARD OF SUPERVISORS**

William Powers, Vice Chair, 1<sup>st</sup> District

Robert A. Meacher, 2<sup>nd</sup> District

Sharon Thrall, 3<sup>rd</sup> District

Rose Comstock, Chair, 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 JULY 22, 2008**

### **STANDING ORDERS**

#### **ROLL CALL**

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

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

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

#### **PUBLIC COMMENT OPPORTUNITY**

None.

### **REPORTS/ANNOUNCEMENTS**

#### **1. COUNTY ADMINISTRATIVE OFFICER**

#### **FY 2007-2008 GENERAL FUND CONTINGENCY APPROPRIATION**

Following discussion, motion by Supervisor Meacher and second by Supervisor Powers to appropriate \$27,470 from the General Fund Contingency to cover costs for the remainder of FY 2007-2008 (Animal Services-\$6,000; Museum-\$1,470; County Counsel-\$20,000). AYES: Supervisors Powers, Thrall, Meacher, Olsen and Comstock. NOES: None. ABSENT: None. Carried and so ordered.

#### **FY 2007-2008 GENERAL FUND CONTINGENCY APPROPRIATION – PLUMAS-SIERRA COUNTY FAIR (SALARIES AND BENEFITS)**

Motion by Supervisor Powers and second by Supervisor Meacher to appropriate \$40,000 from the General Fund Contingency to cover salaries and benefits for the remainder of FY 2007-2008. AYES: Supervisors Powers, Thrall, Meacher, Olsen and Comstock. NOES: None. ABSENT: None. Carried and so ordered.

#### **DEPARTMENT MATTERS**

#### **FY 2008-2009 BUDGET MEETING DATES**

August 06, 07, 2008 is scheduled for FY 2008-2009 Budget Workshop.

September 08, 2008 is scheduled for FY 2008-2009 Public Hearing.

September 23, 2008 is scheduled for FY 2008-2009 Budget Adoption.

## **2. BOARD OF SUPERVISORS CORRESPONDENCE**

Motion by Supervisor Powers, second by Supervisor Meacher and carried authorizing the Chair to sign a letter to Mary Nichols, Chair, California Air Resources Board regarding Climate Change Scoping Plan, June 2008 Discussion Draft, recommended by RCRC.

### **JOHN JEFFERSON “DAY OF REMEMBRANCE”**

Motion by Supervisor Olsen, second by Supervisor Meacher and carried to Proclaim July 31, 2008 as “A Day of Remembrance” for deceased County employee, John Jefferson.

### **RESOLUTION 08-7489 RE: ALMANOR RECREATION CENTER**

Motion by Supervisor Thrall and second by Supervisor Meacher to adopt Resolution No. 08-7489, designating the County’s Authorized Representative for purpose of the County’s Prop 40 Per Capita Grant to construct the Almanor Recreation Center. AYES: Supervisors Powers, Thrall, Meacher, Olsen and Comstock. NOES: None. ABSENT: None. Carried and so ordered.

### **TRANSIENT OCCUPANCY TAX (TOT), PROPOSED INCREASE**

This matter is before the Board for consideration of a Resolution authorizing an election to be consolidated with the November 04, 2008 General Election for the purpose of enabling the voters of Plumas County to enact or reject proposed Ordinance No. 08-1067 (Measure B) increasing the Transient Occupancy Tax Rate from nine percent (9%) to eleven percent (11%).

The Board receives comments from members of the public.

Tony Olsen in opposition to the proposed increase and provides the Board with recommendations for calendaring events throughout the county.

Pete Dryer requests that if there is an increase, the funding be designated to the Visitors Bureau and Sheriff. Mr. Dryer recommends a measure to increase sales tax.

Susie Brakken, Visitors Bureau refers to a statewide survey and a trend that if the proposed increase is designated, the measure will pass.

Kim Henderson states her opposition because she believes the proposed 2% increase would place a burden on resorts.

Sara Metzler, representing the Quincy Chamber provides the Board with a Plumas County lodging survey. The majority of those responded are in opposition to the proposed increase. Most lodging providers surveyed felt that an increase in TOT was discriminatory and that an increase in local sales tax would be more equitable.

Claudia Vickers in opposition to the proposed increase but would support an increase in sales tax.

Pete Morrison in opposition to the proposed increase.

There is discussion by the Board.

Supervisor Comstock is opposed to the proposed increase and basis her opposition on the declining economy and the possible tax increases at the state and federal level.

Supervisor Meacher believes the November election should include a proposed measure to increase local sales tax. Supervisor Meacher believes a measure proposing an increase in local sales tax would send a message to county employees regarding current budget impacts.

Supervisor Thrall met with constituents in her district and determined support for an increase in TOT. Constituents view the increase as a tax on visitors to the county that utilize local services. The sales tax increase was viewed as encouraging local citizens to travel outside the area for shopping which would impact local merchants. Supervisor Thrall appreciates the thoughtful response from District 3 constituents especially during a declining economy.

Supervisor Powers believes the proposed increase is timely and refers to severe budget impacts at the State level and affects at the County level.

Kathleen William, County Clerk/Recorder informs the Board that today, July 22, 2008 is the final date for Board action to consolidate a measure with the November 04, 2008 General Election.

**Following further discussion, motion by Supervisor Thrall and second by Supervisor Olsen authorizing an election to be consolidated with the November 04, 2008 General Election for the purpose of enabling the voters of Plumas County to enact or reject proposed Ordinance No. 08-1067 (Measure B) increasing the Transient Occupancy Tax Rate from nine percent (9%) to eleven percent (11%) in the unincorporated area of the County, and requiring any funds generated as a result of the increase to be used for general governmental purposes, effective January 01, 2009. AYES: Supervisors Powers, Thrall and Olsen. NOES: Supervisors Meacher and Comstock. ABSENT: None. Motion dies for lack of a four/fifths required majority vote.**

#### **PLUMAS-SIERRA COUNTY FAIR BOARD, RE-ORGANIZATION**

Direction to Supervisor Thrall and Supervisor Powers to develop a committee to include two Fair Board members to discuss possible re-organization of the Plumas-Sierra County Fair Board. Additional information to be discussed to include bylaws, budget, MOU, policy & procedures, and protocols. Committee to return to the Board with a recommendation.

#### **INFORMATIONAL ANNOUNCEMENTS**

Report and update by Supervisor Powers regarding issues related to County Government and include Corrections Standards Authority meeting; Sierra Valley Groundwater Management District meeting.

Report and update by Supervisor Thrall regarding issues related to County Government and include upcoming Leadership Development classes; LAFCo; Airport Land Use Commission meeting; Transportation Commission.

Report and update by Supervisor Comstock regarding issues related to County Government and include Secure Rural Schools re-authorization, PILT funding; request of County Counsel to pursue MOU for temperature/clock signage in Quincy.

#### **APPOINTMENTS**

##### **MENTAL HEALTH COMMISSION**

Motion by Supervisor Olsen, second by Supervisor Powers and carried to appoint Gregory Margason to the Plumas County Mental Health Commission.

#### **3. CLERK OF THE BOARD**

##### **JULY 2008 BOARD MINUTES**

Motion by Supervisor Powers, second by Supervisor Thrall and carried to approve Board minutes for July 2008 as amended.

## ACTION AGENDA

### **4. CONSENT AGENDA**

Motion by Supervisor Powers and second by Supervisor Thrall to approve the following consent agenda matters. AYES: Supervisors Powers, Thrall, Meacher, Olsen and Comstock. NOES: None. ABSENT: None. Carried and so ordered. Agenda item 4.F.-Elections is removed from the agenda at the request of the City of Portola. Agenda item 4.A.2.-Board of Supervisors is amended to approve the expenditure from District 1 Community Services Funds.

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

##### **1. Approve expenditures from Community Services Funds**

###### **Department 20730 – Supervisor Thrall**

Donation – Chester/Lake Almanor Chamber (4<sup>th</sup> of July Celebration) \$300.00

###### **Department 20750 – Supervisor Olsen**

Donation – Mohawk Valley Independence Day (4<sup>th</sup> of July Celebration) \$500.00

##### **2. Request from the Portola Retired Firefighters Association to waive the rental fee for the Portola Memorial Hall for the Annual Beef Feed on July 26, 2008. **This matter is amended to approve the expenditure from District 1 Community Service Funds.****

#### **B. PUBLIC WORKS**

Authorize Contract Change Order #4 to Contract #HES3 (Construction of Guardrail on Arlington Road and North Valley Road in Indian Valley and on Lake Davis Road at the Dam).

#### **C. ANIMAL SERVICES**

Supplemental budget transfer for \$3,426 for FY 2007-2008 to Animal Spay/Neuter account to cover costs for the remainder of FY 2007-2008.

#### **D. SHERIFF**

Approve and authorize the Chair to sign FY 2009 Annual Operating and Financial Plan for the Plumas & Lassen National Forests Cooperative Patrol.

#### **E. PUBLIC HEALTH AGENCY**

Approve an Agreement designating Northern California EMS, Inc. as the Local EMS Agency for Plumas County to administer certain local emergency medical services; and authorize the Chair to sign. Approved as to form by County Counsel.

#### **F. ELECTIONS**

**RESOLUTION**, authorizing the Plumas County Clerk to consolidate and conduct an election for a Measure within the Incorporated Area of the County, City of Portola, with the Statewide General Election on November 04, 2008. **This matter is removed from the agenda at the request of the City of Portola.**

## NOON RECESS

## AFTERNOON SESSION

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

**5. ALMANOR BASIN WATERSHED ADVISORY COMMITTEE  
CHESTER MEADOWS**

Presentation by the Almanor Basin Watershed Advisory Committee (ABWAC) regarding protection of Chester Meadows. The ABWAC is recommending that the Board of Supervisors work with PG&E, Collins Pine Company, and the Almanor Ranger District to enact measures to preserve and improve ecological, cultural, and recreation resources of Chester Meadows.

Following discussion, Supervisor Thrall agrees to meet with ABWAC and stakeholders regarding this matter and return to the Board.

**6. PUBLIC WORKS  
FEATHER RIVER DISPOSAL, SOLID WASTE RATE INCREASE**

Motion by Supervisor Comstock, second by Supervisor Thrall and carried directing Public Works to provide notice to all Feather River Disposal rate payers; schedule the required public hearing and return to the Board with a proposed Ordinance amending the County Code supporting a 5.36% rate increase for Feather River Disposal.

**MATERIALS RECOVERY FACILITY – INTERMOUNTAIN DISPOSAL**

Status report on Project Proposal by Intermountain Disposal, Inc. to construct a Materials Recovery Facility in Delleker, including a waterline and proposed funding.

**CLOSED SESSION**

The Board meets in closed session from 4:10 p.m. to 5:45 p.m. as follows.

**BOARD OF SUPERVISORS**

- A. Personnel
  - 1. Public employee performance evaluation – Clerk of the Board
  - 2. Public employee discipline/dismissal/separation
- B. Conference with Labor Negotiator regarding employee negotiations: Operating Engineers Local #3, Sheriff's Department Employees Association, Confidential Employees, and Un-represented Department Heads.

**COUNTY COUNSEL**

- A. Conference with Legal Counsel regarding existing litigation - Removal of Lien on 460 Melissa Ave., Chester, CA pursuant to Health & Safety Code §25400.25 and §25400.26.
- B. Conference with Legal Counsel regarding existing litigation (Govt. Code Sec. 54956.9(a)).
  - 1. Corey v. County of Plumas, et al, USDC EDCA No. CIVS-05-0231FCDJFM
  - 2. Rytter v. County of Plumas, et al, Case No. 28176

**URGENCY MATTER – PUBLIC HEALTH AGENCY**

**MEDI-CAL ADMINISTRATIVE ACTIVITIES – PAYMENT OF CLAIM FOR FY 03-04  
OVERPAYMENT**

Motion by Supervisor Meacher and second by Supervisor Powers 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 Powers, Thrall, Meacher, Olsen and Comstock. NOES: None. ABSENT: None. Carried and so ordered.

Motion by Supervisor Meacher and second by Supervisor Powers to approve payment of \$12,482 to Department of Health Care Services for overpayment of Medi-Cal Administrative Activities invoice for budget unit 70560 in FY 2003-2004 to be paid in FY 2007-2008. AYES: Supervisors Powers, Thrall, Meacher, Olsen and Comstock. NOES: None. ABSENT: None. Carried and so ordered.

**ADJOURNMENT**

Adjourned meeting to Tuesday, August 05, 2008, 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 JULY 22, 2008 ARE CORRECT AS RECORDED.

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Nancy L. DaForno, Clerk of the Board