

**REGULAR MEETING OF THE BOARD OF SUPERVISORS
COUNTY OF PLUMAS, STATE OF CALIFORNIA
HELD IN QUINCY ON SEPTEMBER 18, 2007**

1. ROLL CALL

The meeting is called to order at 10:00 a.m. with Supervisors Rose Comstock, William Powers, Sharon Thrall, Robert Meacher and Chairman Ole Olsen present.

2. INVOCATION AND FLAG SALUTE

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

3. PUBLIC COMMENT OPPORTUNITY

None.

4. PLUMAS COUNTY DEPARTMENT HEADS COMMENT PERIOD

Robert Perreault, Director of Public Works gives a report and update on the Bike Path Project in American Valley. The ribbon cutting ceremony is scheduled for October 2007.

Robert Perreault, Director of Public Works provides the Board with information regarding communication with Plumas District Hospital Board of Directors and procedures associated with the early design concepts pertaining to the future expansion of the hospital.

5. CALIFORNIA DEPARTMENT OF FISH & GAME

Report and update by the California State Department of Fish & Game on the Lake Davis Pike Eradication Project.

Supervisor Powers thanks the Department of Public Works for posting speed limit signs on county roads surrounding Lake Davis.

6. PUBLIC WORKS

FEATHER RIVER DISPOSAL – CRV BUY-BACK OPERATIONS

Following discussion, motion by Supervisor Comstock, second by Supervisor Thrall and carried to approve request to authorize Feather River Disposal, Inc. to cease its existing CRV buy-back operations at the Quincy Recycling Facility on Crescent St., Quincy, and direct the Plumas County Planning Department to expedite the Special Use Permit for issuance to Tomra Pacific Inc. for Chester and Greenville sites.

MEMORANDUM OF UNDERSTANDING – INDIAN VALLEY HEALTH CARE DISTRICT

Motion by Supervisor Meacher, second by Supervisor Powers and carried authorizing the Director of Public Works to sign a Memorandum of Understanding, subject to approval by County Counsel, with the Indian Valley Health Care District that will result in construction improvements to the helipad located adjacent to the Greenville Clinic.

7. HUMAN RESOURCES

RESOLUTION 07-7412 RE: MOU-CONFIDENTIAL EMPLOYEES UNIT

Motion by Supervisor Meacher and second by Supervisor Powers to adopt Resolution No. 07-7412, ratifying the Memorandum of Understanding with the Confidential Employees Unit for the period of May 01, 2007 through April 30, 2008. AYES: Supervisors Comstock, Thrall, Meacher, Powers, Olsen. NOES: None. ABSENT: None. Carried and so ordered.

RESOLUTION 07-7413 RE: MOU – OPERATING ENGINEERS GENERAL UNIT, CRAFTS & TRADES UNIT AND MID-MANAGEMENT UNIT

Motion by Supervisor Meacher and second by Supervisor Powers to adopt Resolution No. 07-7413, ratifying the Memorandum of Understanding with the Operating Engineers General Unit, Crafts & Trades Unit and Mid-Management Unit for the period of May 01, 2007 through April 30, 2008. AYES: Supervisors Comstock, Thrall, Meacher, Powers, Olsen. NOES: None. ABSENT: None. Carried and so ordered.

RESOLUTION 07-7414 RE: SALARY AND STIPEND ADJUSTMENT – APPOINTED DEPARTMENT HEADS AND UNREPRESENTED

Motion by Supervisor Meacher and second by Supervisor Powers to adopt Resolution No. 07-7414, authorizing Salary and Stipend Adjustment for Appointed Department Heads and Appointed Non Classified Positions for the period of May 01, 2007 through April 30, 2008. AYES: Supervisors Comstock, Thrall, Meacher, Powers, Olsen. NOES: None. ABSENT: None. Carried and so ordered.

ORDINANCE RE: SALARY ADJUSTMENT FOR ELECTED OFFICIALS

Motion by Supervisor Meacher and second by Supervisor Powers to waive the reading of an Ordinance, adopting Salary Adjustments for Elected Officials. AYES: Supervisors Comstock, Thrall, Meacher, Powers, Olsen. NOES: None. ABSENT: None. Carried and so ordered. The title of the Ordinance is read and continued to October 02, 2007 for adoption.

8. CHILD ABUSE PREVENTION COUNCIL
2006-2007 ANNUAL REPORT

Presentation by Janine, representing the Child Abuse Prevention Council, of the Annual Report for FY 2006-2007. Janine is commended by members of the Council for all her accomplishments.

9. BOARD OF SUPERVISORS

RESOLUTION 07-7411 RE: STATE OF EMERGENCY DUE TO EXTREME WILDFIRE RISK

Motion by Supervisor Comstock and second by Supervisor Meacher to adopt Resolution No. 07-7411, declaring a State of Emergency related to the extreme wildfire risk on the Plumas National Forest and declaring a disaster with respect to the Moonlight and Wheeler Wildfires of 2007. AYES: Supervisors Comstock, Thrall, Meacher, Powers, Olsen. NOES: None. ABSENT: None. Carried and so ordered.

AGREEMENT FOR PROFESSIONAL SERVICES WITH PMC – PLANNING DIRECTOR

Motion by Supervisor Comstock and second by Supervisor Powers to approve and authorize the Chair to sign Agreement for Professional Services between PMC and County of Plumas for services as Planning Director. AYES: Supervisors Comstock, Thrall, Meacher, Powers, Olsen. NOES: None. ABSENT: None. Carried and so ordered.

INFORMATIONAL ANNOUNCEMENTS

Supervisor Comstock announces her appointment by NACo to the Public Lands Steering Committee.

10. COUNTY COUNSEL
CLOSED SESSION

The Board meets in closed session from 4:15 p.m. to 4:30 p.m. for conference with Legal Counsel regarding potential litigation.

- International Union of Operating Engineers v. County of Plumas et. al., US District Court, Eastern District of California, Case No. 02:06-cv-2539-GEB-EFB

NOON RECESS

The Board adjourns to the Employee Appreciation BBQ, Courthouse, Quincy.

AFTERNOON SESSION

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

11. PLANNING & BUILDING SERVICES

PUBLIC HEARING – APPEAL-BRIDGE CENTER, GREENHORN RANCH

Appeal of the Interim Planning Director's zoning interpretation of the Bridge Center at Greenhorn Ranch. Proposal from the Bridge Center to utilize a portion of the Greenhorn Ranch for a residential alcohol/drug treatment facility for a maximum of 80 adolescents, 13 to 18 years of age. The facility is proposed to be in operation between the beginning of November through the end of March. The Bridge Center proposal also includes an educational component with clients attending four "school periods" on weekday.

After careful review by Planning staff, County Counsel, and outside legal counsel, it has been determined that the occupancy and use of the lodging and equine resort facilities by teenaged clients/students of a four-week drug and alcohol treatment and school program is a permitted use in the Recreation Zone. However, since a significant component of the program clearly falls within the definition of a school, a special use permit is required.

This decision has been appealed and is before the Board for a public hearing and decision to either deny the appeal and uphold the decision of the Interim Planning Director or overturn the decision and find in favor of the appellant.

Attorney Joel Ellinwood, representing Plumas County is present and provides information in regard to the zoning interpretation and the current Plumas County code. The proposed uses are consistent with the Prime Recreational Zone.

The public hearing is opened.

Attorney Jan Klement, representing Greenhorn Ranch owners Ralph and Trish Wilburn addresses the Board. Mr. Klement reminds the Board that the issue before them today is whether the Bridge Center may proceed pursuant to the Planning Department's recommendation and ruling by the Interim Planning Director.

Nicole Mara, Director of Operations for the Bridge Center addresses the Board. The Bridge Center looks forward to establishing a positive, cooperative and long-lasting relationship with the County of Plumas and seeks the ability to conduct this valuable and much needed project.

Attorney Pete Hentschel, representing appellant David Hockaday, Greenhorn resident and a group of concerned citizens from Greenhorn Subdivision addresses the Board. Mr. Hentschel presents his case, "the ground for the appeal is that, by the plain language of the Plumas County Code and California Health and Safety Code, a drug and alcohol treatment program is simply not a permitted use within the Recreation Zone". Mr. Hentschel believes that if approved, the Board will set precedence.

Various residents of Greenhorn Subdivision address the Board in opposition to the proposal submitted by the Bridge Center. Reasons for opposition include effects the center could have on property values; quality of life; safety, etc. Residents that addressed the Board include: David Hockaday, Debbie Hockaday, Larry Zeiner, Charlene Zube, J. Brain Wood, Donald Musante, Bob Walter, Helen Ettinger, Kris Parton, David Lory, Wes Mead, Peter Burnell, James McGlynn, Dowanna Chisholm, Johnny Chisholm and Stevee Duber.

Ralph Wilburn, owner of Greenhorn Ranch addresses the Board and members of the public. Mr. Wilburn

The public hearing is closed and before the Board for decision.

Following discussion, motion by Supervisor Meacher and second by Supervisor Powers to deny the appeal of Interim Planning Director's zoning interpretation of the Bridge Center at Greenhorn Ranch, consistent with recommendation of Counsel, and direct staff to return to the Board on October 02, 2007 for a moratorium on Alcohol and Drug Treatment Centers and Halfway Houses; and an Ordinance to clarify allowable uses in Rec. zoning. AYES: Supervisors Comstock, Thrall, Meacher, Powers, Olsen. NOES: None. ABSENT: None. Carried and so ordered.

ORDINANCE 07-1058 RE: REZONING PROPERTY (WILBURN)

Motion by Supervisor Powers and second by Supervisor Meacher to adopt Ordinance No. 07-1058, first read on September 11, 2007, rezoning Certain Real Property of Ralph and Patricia Wilburn to add the Farm Animal Combining Zone (F) to approximately 411.43 acres around Greenhorn Ranch. AYES: Supervisors Comstock, Thrall, Meacher, Powers, Olsen. NOES: None. ABSENT: None. Carried and so ordered.

12. CONSENT AGENDA

Motion by Supervisor Meacher and second by Supervisor Powers to approve the following consent agenda items. AYES: Supervisors Comstock, Thrall, Meacher, Powers, Olsen. NOES: None. ABSENT: None. Carried and so ordered. **Agenda Item E.2.-County Counsel is removed from the agenda.**

A. BOARD OF SUPERVISORS

Approve expenditures from Community Services Funds.

Department 20720 – Supervisor Meacher

Mountain Valley Child Development – Donation (water bills for Preschool) \$155.68

B. FACILITY SERVICES

Approve and authorize the Chair to sign Janitorial Maintenance Contract with Top Mop Janitorial for cleaning services, Portola Facilities.

C. PUBLIC HEALTH AGENCY

- 1) Approve and authorize the Director of Public Health to sign Agreement between County of Plumas and County of Marin Department of Health and Human Services, for Medi-Cal Administrative Claiming and/or Targeted Case Management. Approved as to form by County Counsel.
- 2) **RESOLUTION 07-7415**, amending the Plumas County Allocation for Budget Year 2007-2008 to reflect an increase of .75 FTE Head Cook, .45 FTE Assistant Cook and .75 FTE Site Manager for the Senior Services Budget 20830.

D. FLOOD CONTROL AND WATER CONSERVATION DISTRICT

Sitting as the Plumas County Flood Control District.

- 1) Budget transfer for \$31,468 from Monterey “B” Contingencies to Professional Services (carryover funding for existing contracts).
- 2) Supplemental budget for \$5,000 for receipt of donations from Committee to Save Lake Almanor.
- 3) Supplemental budget transfer for \$500 to cover costs of Cell Phone Allowance.

E. COUNTY COUNSEL

- 1) Approval of professional services agreement with the Plumas County Community Development Commission for project management services for the Almanor Recreation Center.
- 2) Approval of agreement for services with Robert Hiss for additional services related to the Prop 40 grants, and necessary correction efforts for ADA improvements. **This matter is removed from the agenda.**

F. HUMAN RESOURCES

RESOLUTION 07-7416 to amend the Job Descriptions of Deputy Probation Officer I, Deputy Probation Officer II, Deputy Probation Officer III and Supervising Probation Officer.

13. APPOINTMENTS

INTEGRATED WASTE MANAGEMENT TASK FORCE

Motion by Supervisor Thrall, second by Supervisor Meacher and carried to appoint Bill Turner to the Integrated Waste Management Task Force.

14. CORRESPONDENCE

Correspondence from Supervisor Comstock to Alice Carlton, Plumas National Forest Supervisor regarding salvage harvesting of 2007 Antelope and Moonlight Fire Complexes.

15. LEGISLATION UPDATE

None.

URGENCY ITEM – PUBLIC WORKS

SUPPLEMENTAL BUDGET TRANSFERS – COMMUNITY SERVICES DISTRICTS

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

Motion by Supervisor Powers, second by Supervisor Meacher and carried to approve FY 2007-2008 supplemental budget transfers for Community Services Districts as follows:

Walker Ranch CSD	\$284,142
Greenhorn Ranch CSD	\$129,010
Greenhorn Ranch VFD	\$ 21,500
Beckwourth CSA	\$ 30,804
Grizzly Ranch CSD	\$494,750

URGENCY ITEM – PUBLIC HEALTH AGENCY

CLOSED SESSION

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

The Board meets in closed session from 11:45 a.m. to 12:00 p.m. regarding personnel. No action is taken.

ADJOURNMENT

The Board adjourns at 4:30 p.m. to meet again on October 02, 2007 at 9:00 a.m. as the Community Development Commission and at 10:00 a.m. as the Board of Supervisors for all purposes.

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 18, 2007 ARE CORRECT AS RECORDED.

Nancy L. DaForno, Clerk of the Board