

**STATE OF CALIFORNIA, COUNTY OF SIERRA**

**BOARD OF SUPERVISORS**

**\* A G E N D A \***

**CONTINUED REGULAR MEETING**

The Sierra County Board of Supervisors will meet in continued regular session commencing at 9:00 a.m. on August 17, 2010 in the Loyalton Social Hall, in the Loyalton City Park, Loyalton, CA.

Matters under the jurisdiction of the Board not on the posted agenda, may be addressed by the general public during the Public Comment Opportunity Time. No action may be taken or substantive discussion pursued on matters not on the posted agenda.

Anyone wishing to address the Board during an Agenda Item will need to complete a Board Appearance Request Form and turn it into the Clerk of the Board prior to the morning or afternoon session. Public comment is regulated by the Sierra County Board of Supervisors' Rules of Procedures. You may obtain a copy of the Public Comment rules from the Clerk.

The Board limits public comment to three minutes per person and not more than three individuals addressing the same subject.

All items posted on the agenda, including under correspondence, may be acted upon by the Board of Supervisors. However, matters under committee reports and department manager's reports may be briefly addressed by the Board or Staff but no action or discussion shall be undertaken on any item not appearing on the posted agenda (GC §54954.2).

The Board of Supervisors may hold a Closed Session as the agenda schedule permits.

***TIMED ITEM SCHEDULE***

*9:00 a.m. – Call to Order*  
*9:05 a.m. – Public Comment Opportunity Period*  
*10:00 a.m. – Public Hearing “Meskimen” Zone Amendment*  
*10:30 a.m. – Solid Waste Update*  
*11:00 a.m. – Tahoe Pyramid Bikeway*  
*11:30 a.m. – Secure Rural Schools*  
*– Closed Session*  
*12:00 p.m. – Noon Recess*

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**9:00 A.M.** – Call to Order, Pledge of Allegiance, Roll Call, Approval of Consent Agenda, Regular Agenda and Correspondence to be addressed by the Board.

**9:05 A.M. – PUBLIC COMMENT OPPORTUNITY**

**COMMITTEE REPORTS & ANNOUNCEMENTS** – Board members will report on committee meetings and/or activities. Board members or members of the public may ask questions for clarification but no action will be taken.

**DEPARTMENT MANAGERS’ REPORTS & ANNOUNCEMENTS** – Department Managers may provide brief reports on activities within their departments. Board members or members of the public may ask questions for clarification but no action will be taken.

**FOREST SERVICE UPDATE** – Update by Sierraville District Ranger on items that may affect the County of Sierra.

**HEALTH AND HUMAN SERVICES – Carol Roberts**

1. Resolution approving the submittal of the Emergency Preparedness Program application for funding.
2. Purchase Agreement for property located at 207 Front Street, Loyalton.

**PLANNING/BUILDING INSPECTION – Tim Beals**

3. Introduction and first reading of an ordinance repealing the provision of current County Code Part 12-Building and Construction Section 12.04.030 Exemptions, subsection (f) prefabricated swimming pools, et seq...building permit exemptions.
4. Discussion/direction as required on General Plan implementation progress and General Plan review process.

**COUNTY COUNSEL – James A. Curtis**

5. Amendment to Agreement 2003-192 between Alleghany County Water District and the County of Sierra for staffing and maintenance for a community library.
6. Introduction and first reading of an ordinance amending Subsection (d) of Section 3.08.050 of the Sierra County Code Pertaining to longevity pay for rehired employees.

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**PUBLIC WORKS AND TRANSPORTATION – Tim Beals**

7. Presentation of bids and adoption of resolution awarding public works contract to the lowest qualified bidder for the Alleghany Public Services Building Project.
8. Presentation of bids and adoption of resolution awarding public works contract to the lowest qualified bidder for the Historic Yuba Theatre Improvements Project.
9. Resolution approving waiver of formal bidding for the Mills Peak Trail Project funded under Prop 40.
10. Agreement between Sierra County and Sierra Buttes Trail Stewardship implementing USFS agreement allowing Sierra Buttes Trail Stewardship to construct Mills Peak Trail and allowing use of Prop 40 funding for this purpose.
11. Resolution establishing percentage of National Forest Related Safety-Net Payments to Counties under HR 1429-Reauthorization of the Secure Rural Schools and Community Self-Determination Act 2000 (SRS Act) set aside for Title II and Title III for Fiscal Year 2010, and establishing allocation amounts by percentage for Title II and Title III respectively.
12. Report on United States Forest Service (USFS) Ad Hoc Committee meeting held August 9, 2010.
13. Resolution opposing Assembly Bill 2456 (Torrico), which proposes to impose a new State-mandated local program by requiring counties to comply with new and revised regulations on a wide variety of subjects, and has a potential negative impact to the current Emergency Management Service in Sierra County.

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14. Discussion and possible adoption of resolution increasing county contribution to Department of Agriculture (Ag Commissioner) budget in the amount of \$3000. (CHAIR GOICOECHEA)

**10:00 A.M. – PUBLIC HEARING – LES C. MESKIMEN ZONE AMENDMENT**

- 15A. Conduct public hearing for consideration of a zone amendment from Residential One Family (R1) District to Rural Residential (RR-1) District. The project site is identified as that portion of APN 015-080-009 lying west of Sierraville Creek, located at 230 S. Lincoln Street, within the community of Sierraville in the unincorporated region of the County.

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- 15B. Resolution approving the zone amendment from Residential One Family (R-1) District to Rural Residential (RR-1) District, and approving the filing of a notice of exemption.
- 15C. First reading and adoption of an ordinance amending Section 15.12.320.40 of the Sierra County Code to add that portion of APN 015-080-009, lying west of Sierraville Creek and noted in Staff Recommendation #1116, to the Rural Residential (RR-1) District.

**10:30 A.M. – SOLID WASTE UPDATE**

- 16A. Report and discussion on Board of Supervisors' Public Works, Road, and Solid Waste Standing Committee meeting of August 2, 2010.
- 16B. Discussion about the possible transfer or assumption of solid waste hauling service contract.

**11:00 A.M. – TAHOE PYRAMID BIKEWAY**

- 17A. Presentation by Janet Phillips, President of the Tahoe-Pyramid Bikeway project, Sierra County section.
- 17B. Discussion/direction to staff for letter of support for Tahoe-Pyramid grant applications.

**11:30 A.M. - SECURE RURAL SCHOOLS**

- 18. Presentation by Stan Hardeman, Superintendent, Sierra-Plumas Joint Unified School District, regarding the Secure Rural Schools Self-Determination Act 2000 (SRS Act).

**CLOSED SESSION**

- 19. Closed Session pursuant to Government Code Section 54956.9(a) to discuss the following litigation: High Rural Sierra Alliance v. County of Sierra, Board of Supervisors of Sierra County; Sierra County Superior Court Case No. 7127.
- 20. Closed Session pursuant to Government Code Section 54957.6 to discuss labor negotiations.
- 21. Closed Session pursuant to Government Code Section 54956.9(a) to discuss status of the following litigation: Original Sixteen to One Mine, Inc., v Sierra County, Sierra County Superior Court Case No. 7068.

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22. Closed Session pursuant to Government Code Section 54956.9(a) to discuss the following litigation: Scott Flores v. County of Sierra, John Evans; Tim Cross; Mee Beatie; and Does 1-50; Sierra County Superior Court Case No. 7114
23. Closed Session pursuant to Government Code Section 54956.9(b)(3) to address potential litigation against the County.

## **NOON RECESS**

## **CONSENT AGENDA**

- A. Public Works Purchase Order PW-115 to Earth Surgeon's Construction for backhoe rental in the north area of the County. (PUBLIC WORKS)
- B. Rejection of bids and authorization to re-bid the Sierra City Community Hall Improvements Project. (PUBLIC WORKS)
- C. Agreement for Indemnification for Reimbursement for Extraordinary Costs for Gary Cheatham, Applicant and Landowner, for consideration of a zone variance from the yard setback to construct a single family residence. The project site, identified as APN 008-250-022, is located at 541 Brady Dr. Sierra City. (PLANNING)
- D. Resolution proclaiming August 2010 as "Child Support Awareness Month" in Sierra County. (CHAIR GOICOECHEA)
- E. Letter of support of the Sierra County Fire Safe and Watershed Council's application for the development and implementation of a defensible space assistance program for the elderly and disabled in Sierra County pursuant to Public Resources Code 4291. (CHAIR GOICOECHEA)
- F. Letter of support of the Sierra County Fire Safe and Watershed Council's application for funding of "Special" projects that provide for collaboration with partners who support the Council's efforts. (CHAIR GOICOECHEA)
- G. Letter of support of the Sierra County Fire Safe and Watershed Council's application for funding the California Environmental Quality Act (CEQA) review of the Western Sierra County Community Fire Protection Project. (CHAIR GOICOECHEA)
- H. Letter of support for continued Federal 330 funding to the Western Sierra Medical Clinic. (SUPERVISOR ADAMS)

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- I. Resolution supporting proposed legislation to conduct the January 4, 2010 Special General Election for State Senator District 1 utilizing an all vote by mail ballot election for all counties within Senate District 1. (ELECTIONS)
- J. Minutes of the Special Teleconference Meeting held June 30, 2010. (CLERK-RECORDER)

**CORRESPONDENCE LOG\***

**\*(Items to be discussed or acted upon by the Board shall be identified and placed under the regular agenda)**

- C-1 Notice of Intent to Harvest Timber submitted by Mark Kubich, on behalf of Columbia Channel Gold Mining Company (site located approximately 7 miles northeast of the town of Alleghany and lies on both sides of Henness Pass Road).

**ADJOURN**