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PLUMAS COUNTY PLANNING & BUILDING SERVICES

555 Main Street, Quincy, CA 95971
(530) 283-7011

www.countyofplumas.com

DATE: December 13, 2016

TO: Honorable Chair and Members of the Board of Supervisors


FROM: Randy Wilson, Plumas County Planning Director 

RE: Request for approval of Amendment No. 10 to Grant Agreement No. 4600007650 between the State of California, Department of Water Resources and Plumas County (Proposition 50 Grant) to reallocate grant funds between projects and recalculate project costs accordingly. Specifically, the Taylorville Sewer Pipeline Project was constructed with \$34,000 less funds. These funds are being reallocated with \$32,000 going to the Geneses Valley Integrated Water Management Project to cover increased costs of the project and \$2,000 to the Sierra Valley Well Assessment and Basin Management Project to review the jurisdictional boundaries of the Sierra Valley Groundwater Management District in the Grizzly Creek and Lake Davis Area from a hydrological standpoint. The request is also to authorize the Planning Director to sign the Amendment.

Background

On January 18, 2008, Plumas County entered into a grant agreement with the Department of Water Resources. The amount of the agreement was for grant funds of \$7,000,000. On March 3, 2015, the Board of Supervisors agreed to Amendment No. 7 to the Proposition 50 Grant Agreement reprogramming, in part, \$400,000 towards funding the purchase of property known as the Chester River Parkway project (sometimes referred to as the Olsen Barn property) by the Feather River Land Trust. On July 14, 2015, the Board of Supervisors considered Amendment No. 8 and approved this amendment to the Proposition 50 Grant Agreement. Amendment No.8 allowed invoicing of these funds, \$400,000 to be placed in an interest-free escrow account facilitating the purchase of the property.

On December 15, 2015 the Board approved Amendment No. 9 of the Proposition 50 Grant Agreement between Plumas County and the Department of Water Resources



(DWR) to extend the expiration date of the Grant Agreement from December 31, 2015, to December 31, 2016.

Proposed Amendment No.10 of the Proposition 50 Grant Agreement between Plumas County and the Department of Water Resources (DWR) will reallocate grant funds between projects and recalculate project costs accordingly. Specifically, the Taylorville Sewer Pipeline Project was constructed with \$34,000 less funds. These funds are being reallocated with \$32,000 going to the Geneses Valley Integrated Water Management Project to cover increased costs of the project and \$2,000 to the Sierra Valley Well Assessment and Basin Management Project to review the jurisdictional boundaries of the Sierra Valley Groundwater Management District in the Grizzly Creek and Lake Davis Area from a hydrological standpoint.

Staff Comment

Once the unused grant funds from the Taylorville Sewer Pipeline Project in the amount of \$34,000 were identified staff looked to how these funds could be reallocated. Putting additional funds into the Greenville Water and Sewer Repair project, which was grant funded in the amount of \$1,290,000, was considered. Staff discussed doing so with the Public Works Director, who indicated support for reprogramming the funds. See attached email from the Public Works Director, dated October 14, 2016.

The Genese Valley Integrated Water Management Project, which is sponsored by the Feather River Land Trust found that they were over budget due to unanticipated costs primarily related to bringing power in and well drilling work. Reallocating \$32,000 to cover these increased cost will insure that this project is completed. See attached email from the Feather River Land Trust, dated October 12, 2016.

An analysis of the boundary of the Sierra Valley groundwater basin as defined by the Department of Water Resources Bulletin 118 and the boundary of the Sierra Valley Groundwater Management District (SVGMD) boundary found a sliver of land outside of the SVGMD boundary that is identified in Bulletin 118 as being a part of the Sierra Valley basin (see attached maps). This is an issue due to the Sierra Valley groundwater basin being a medium priority groundwater basin requiring the development of a Sustainable Groundwater Management Plan according to the recent new state law. Before the issue was found the thinking was that the SVGMD would be the Groundwater Sustainability Agency (GSA) for the Sierra Valley Groundwater basin. The sliver of land outside the Bulletin 118 identified boundary of the Sierra Valley Groundwater basin creates an issue that now involves Plumas County potentially making Plumas County a GSA for this sliver of land. The intent of the study proposed by Hydrologist, Burkhard Bohm, is to clarify if Bulletin 118 is correct hydraulically in this area and perhaps this could lead to a modification of the Bulletin 118 Sierra Valley Groundwater basin boundary. At this time DWR has agreed to shift Proposition 50 funds to conduct this effort. County Staff will be also meeting with the Board of the Sierra Valley Groundwater Management District in the near future to discuss the GSA issue.

Staff notes that amendments to the funding agreements for the Geneses Valley Integrated Water Management Project and Sierra Valley Well Assessment and Basin Management Project funded by the Proposition 50 Grant agreement are presented under another Board of Supervisors item.

ACTIONS FOR CONSIDERATION

Staff recommends the Board of Supervisors take the following actions:

- I. Approve Amendment No. 10 to Grant Agreement No. 4600007650 between the State of California, Department of Water Resources and Plumas County (Proposition 50 Grant) to reallocate grant funds between projects and recalculate project costs accordingly. Specifically, the Taylorville Sewer Pipeline Project was constructed with \$34,000 less funds. These funds are being reallocated with \$32,000 going to the Geneses Valley Integrated Water Management Project to cover increased costs of the project and \$2,000 to the Sierra Valley Well Assessment and Basin Management Project to review the jurisdictional boundaries of the Sierra Valley Groundwater Management District in the Grizzly Creek and Lake Davis Area from a hydrological standpoint.
- II. Authorize the Planning Director to sign the Amendment.

Attachments:

Amendment No. 10 to Grant Agreement No. 4600007650 between the State of California, Department of Water Resources and Plumas County.

Email from Bob Perreault dated October 14, 2016.

Email from Gabe Miller of the Feather River Land Trust dated October 12, 2016.

Map Exhibits of the Bulletin 118 "Sliver" area.

DWR Groundwater Sustainability Agency Formation Notification Guidelines.

Grant Agreement 4600007650

Amendment 10

Under the Water Security, Clean Drinking Water, Coastal and Beach Protection Act of 2002 Grant

State of California
Natural Resources Agency
Department of Water Resources

Agreement Between The State of California
Department of Water Resources
and Plumas County

This amendment to Agreement 4600007650 is made on _____. The agreement is amended as follows:

Exhibit C: Budget (attached): Revised Project budgets for Taylorsville Wastewater Improvement Project, Genesse Valley Integrated Water Management Project, and Sierra Valley Well Assessment and Basin Management Project per the following:

- Reallocated Grant Funds between referenced Projects.
- Recalculated Project Costs accordingly for referenced Projects.

All other terms and conditions of the agreement shall remain the same.

IN WITNESS WHEREOF, the parties hereto have executed this amendment on the date first written above.

STATE OF CALIFORNIA
DEPARTMENT OF WATER RESOURCES

PLUMAS COUNTY

Tracie L. Billington, P.E., Chief
Financial Assistance Branch
Division of Integrated Regional Water
Management

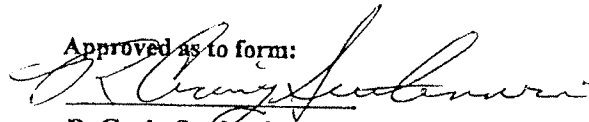
Randy Wilson
Plumas County Planning Director

Date _____

Date _____

Approved as to Legal Form and Sufficiency:

Robin Brewer, Assistant Chief Counsel
Office of Chief Counsel

Approved as to form:

R. Craig Settemire
Plumas County Counsel

Date _____

EXHIBIT C
 BUDGET

Project Title	Local Project Sponsor	Project Cost	Grant Funds	Funding Match	Retention (10% of grant amount)
Project Management	Plumas County	\$249,062.90	\$249,062.90		\$24,906.29
Upper Middle Fork	Plumas County	\$1,515,000.00	\$1,400,000.00	\$115,000.00	\$140,000.00
	Plumas Corporation/Feather River CRM/Quincy Community Services District	\$408,544.49	\$408,544.49	\$0.00	\$40,854.45
Quincy Wetlands Treatment					
National Forest Water Quality Improvement	USFS Plumas Nation Forest	\$1,927,848.00	\$1,927,848.00	\$0.00	\$192,784.80
Genesee Valley Integrated Water Management Project	Feather River Land Trust	\$587,648.00	\$587,648.00	\$0.00	\$58,764.80
Sierra Valley Well Assessment and Basin Management	Plumas County	\$152,555.00	\$125,679.00	\$26,876.00	\$12,567.90
Sierra Valley Integrated Water Management	Feather River Land Trust	\$927,439.04	\$67,358.29	\$860,080.75	\$6,735.83
Greenville Water and Sewer Repair	Plumas County	\$1,290,000.00	\$1,290,000.00	\$0.00	\$129,000.00
Taylorville Sewer Pipeline	Indian Valley Community Services District	\$150,080.00	\$150,080.00	\$0.00	\$15,008.00
Chester River Parkway	Feather River Land Trust	\$750,000.00	\$400,000.00	\$350,000.00	\$40,000.00
Last Chance Creek Restoration Phase 2 (LLC2)	Plumas Corporation/Feather River CRM	\$443,779.32	\$393,779.32	\$50,000.00	\$39,377.93
Total Amounts		\$8,401,956.75	\$7,000,000.00	\$1,401,956.75	\$700,000.00

Footnotes: See Exhibit D, Standard Conditions regarding reimbursement of withheld retention amount.

EXHIBIT C
 BUDGET

Project Title	Local Project Sponsor	Project Cost	Grant Funds	Grant Funds (Am-10 Changes)	Funding Match	Retention (10% of grant amount)
Project Management	Plumas County	\$249,062.90	\$249,062.90			\$24,906.29
Upper Middle Fork	Plumas County	\$1,515,000.00	\$1,400,000.00		\$115,000.00	\$140,000.00
Quincy Wetlands Treatment	Plumas Corporation/Feather River CRM/Quincy Community Services District	\$408,544.49	\$408,544.49		\$0.00	\$40,854.45
National Forest Water Quality Improvement	USFS Plumas Nation Forest	\$1,927,848.00	\$1,927,848.00		\$0.00	\$192,784.80
Genesee Valley Integrated Water Management Project	Feather River Land Trust	\$587,648.00	\$555,648.00	\$587,648.00	\$0.00	\$58,764.80
Sierra Valley Well Assessment and Basin Management	Plumas County	\$152,555.00	\$123,679.00	\$125,679.00	\$26,876.00	\$12,567.90
Sierra Valley Integrated Water Management	Feather River Land Trust	\$927,439.04	\$67,358.29		\$860,080.75	\$6,735.83
Greenville Water and Sewer Repair	Plumas County	\$1,290,000.00	\$1,290,000.00		\$0.00	\$129,000.00
Taylorsville Sewer Pipeline	Indian Valley Community Services District	\$150,080.00	\$184,080.00	\$150,080.00	\$0.00	\$15,008.00
Chester River Parkway	Feather River Land Trust	\$750,000.00	\$400,000.00		\$350,000.00	\$40,000.00
Last Chance Creek Restoration Phase 2 (LLC2)	Plumas Corporation/Feather River CRM	\$443,779.32	\$393,779.32		\$50,000.00	\$39,377.93
Total Amounts		\$8,401,956.75	\$7,000,000.00		\$1,401,956.75	\$700,000.00

Footnotes: See Exhibit D, Standard Conditions regarding reimbursement of withheld retention amount.

Wilson, Randy

From: Gabe Miller <gmiller@frlt.org>
Sent: Wednesday, October 12, 2016 10:09 AM
To: Wilson, Randy
Subject: Prop 50 Genesee Valley Projected

Randy,

The Genesee Valley project is over budgeted due to a number of factors . The total amount needed to cover the budget shortfall, would be \$31,879.74. This would cover the unanticipated increase in costs for bringing power in from PGE & the well drilling work done in September.

Thanks for considering this request,

Gabe Miller

Land Stewardship Director

Feather River Land Trust
75 Court Street (physical)
P.O. Box 1826 (mailing)
Quincy, CA 95971
Phone: 530.283.5758
Fax: 530.283.5745
gmiller@frlt.org
<http://www.frlt.org>

*Mission Statement - To conserve the lands and waters
of the Feather River Region and steward their ecological,
cultural and educational values for current and future generations.*

Wilson, Randy

From: Perreault, Bob
Sent: Friday, October 14, 2016 1:30 PM
To: Wilson, Randy
Cc: leah wills; umahiman@comcast.net; Thrall, Sharon; Goss, Kevin; Mannle, John; Blackwell, Joe; Graham, Jim
Subject: RE: Confirmation -- Prop 50 Funds -- Greenville IVCS D Project -- Genesse FRLT Project

Hi Randy,

This e-mail is to confirm our recent discussion that Public Works agrees that the \$34,000 surplus from the Taylorsville Sewer Project cannot be guaranteed to be expended during 2016 on remaining, sewer-related items on the Greenville Water and Sewer utilities Project. I concur that the use of the funds on the FRLT's Genesse Project would be appropriate and beneficial use of the funds. Public Works supports the reprogramming of the surplus funds from the Taylorsville Project to the FRLT Genesse Project.

In the meantime, Public Works is continuing to close out the \$1.29 million Water and Sewer Utilities Project ASAP. The goal is to prepare a set of bid documents (for the remaining utility repair work) and submit same to the Governing Board of the Indian Valley CSD, so that they may pursue construction funding from other funding agencies, thus enabling the County to thereafter complete its paving projects in County roads after the IVCS D repairs its water and sewer utilities under those same County road areas.

If you need any additional info or detail, please let me know.

Thanks,

Bob Perreault
Director of Public Works
Plumas County

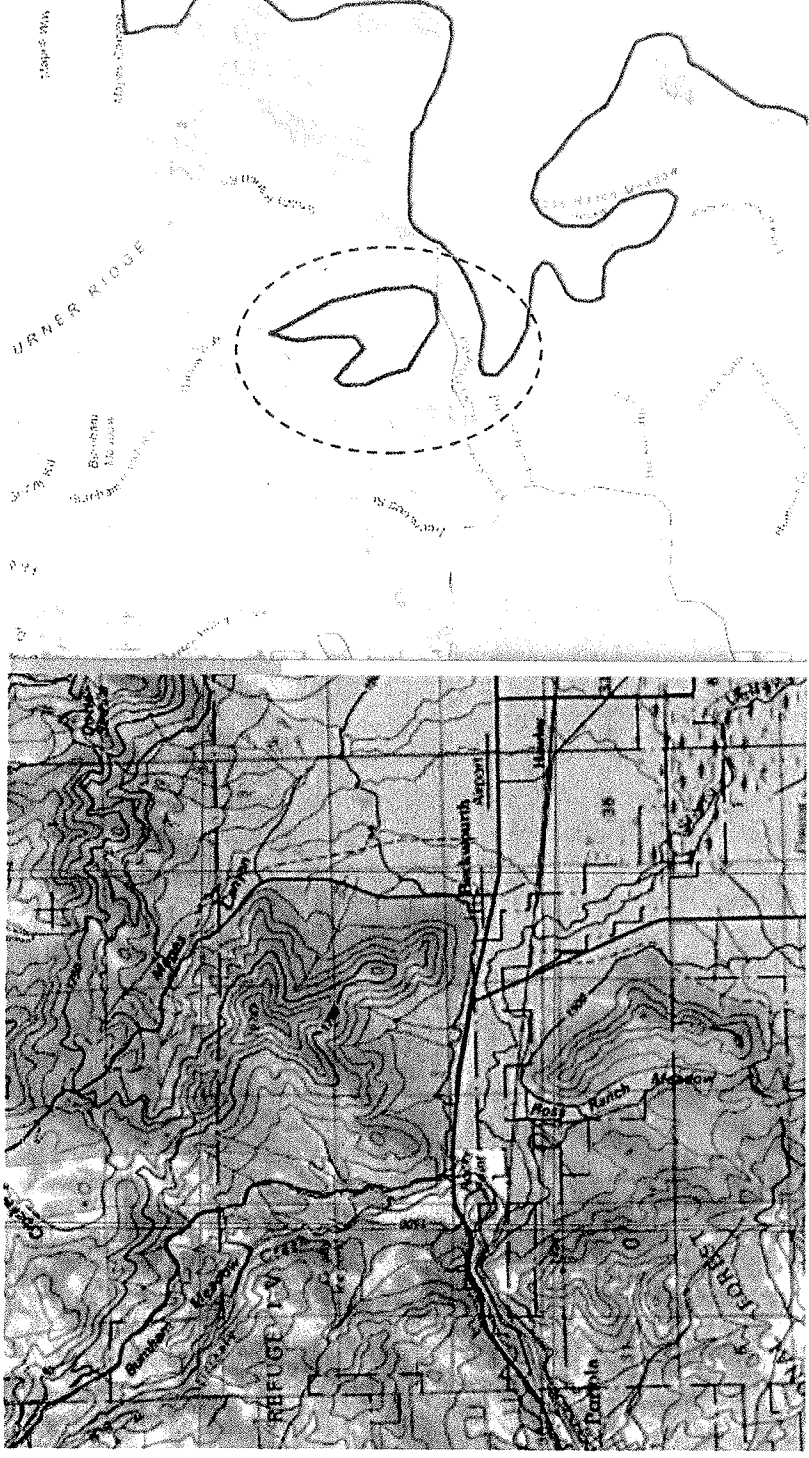
From: Wilson, Randy
Sent: Wednesday, October 12, 2016 10:17 AM
To: Perreault, Bob
Cc: leah wills; umahiman@comcast.net; Thrall, Sharon
Subject: Confirmation Additional Prop 50 Funds for Greenville Project Not Needed

Bob,

Last Thursday we talked about the left over funds (\$34,000) from the Taylorsville Project and that you did not think you could spend the funds on the Greenville Project. Please confirm so I can have Debbie Spangler do the contract amendment such that these funds can be reprogrammed to the Genesse Project (Feather River Land Trust). The Genesse Project is over budget in just about the amount of funds left over from the Taylorsville Project.

Randy

A casual comparison of these images reveals an area of concern in the upper left / NW corner (red dashed line, below), where a portion of the DWR boundary appears to be outside of the District/SB 1391 boundary:



DWR's Groundwater Basin Boundaries Emergency Regulation went into effect on November 16, 2015. The resulting basin boundary modification request submission period was January 1 – March 31, 2016. DWR's Basin Boundary Modifications webpage says, "Future basin boundary modification submission periods will likely be based on demand and coordinated with 5-year updates to Bulletin 118."

Recommendations:

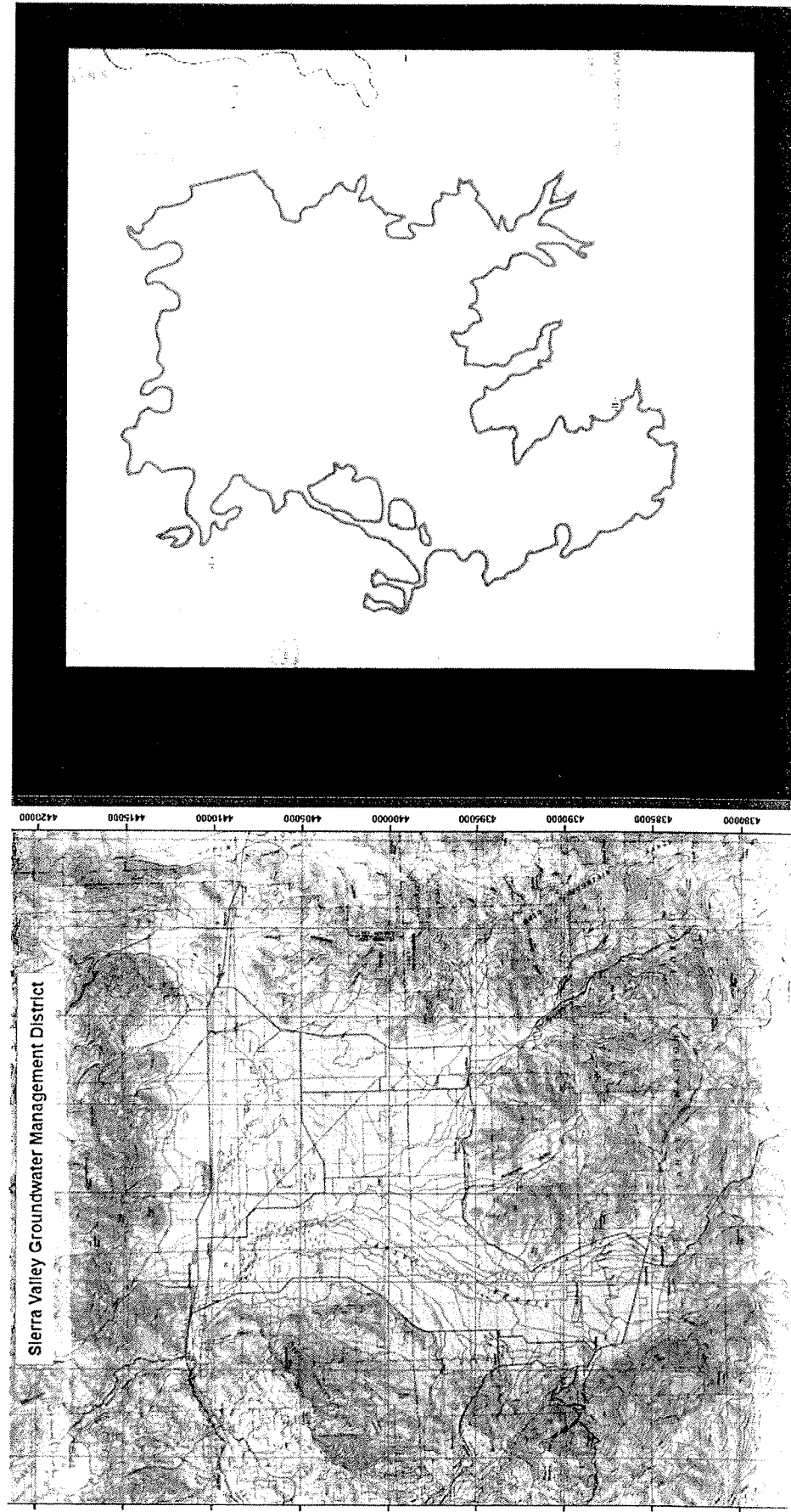
- 1) I have a call in to Bill Ehorn to discuss the implications of this.
- 2) It would seem prudent to have someone skilled in GIS compare the two maps, possibly applying one layer over the other. DWR's downloadable shapefile of CA basins can be found [here](#) (3.39MB). Sercan can likely supply a .shp file as well, after a discussion about coordinate systems, etc. DWR told Einen they are not in a position to do these comparisons.

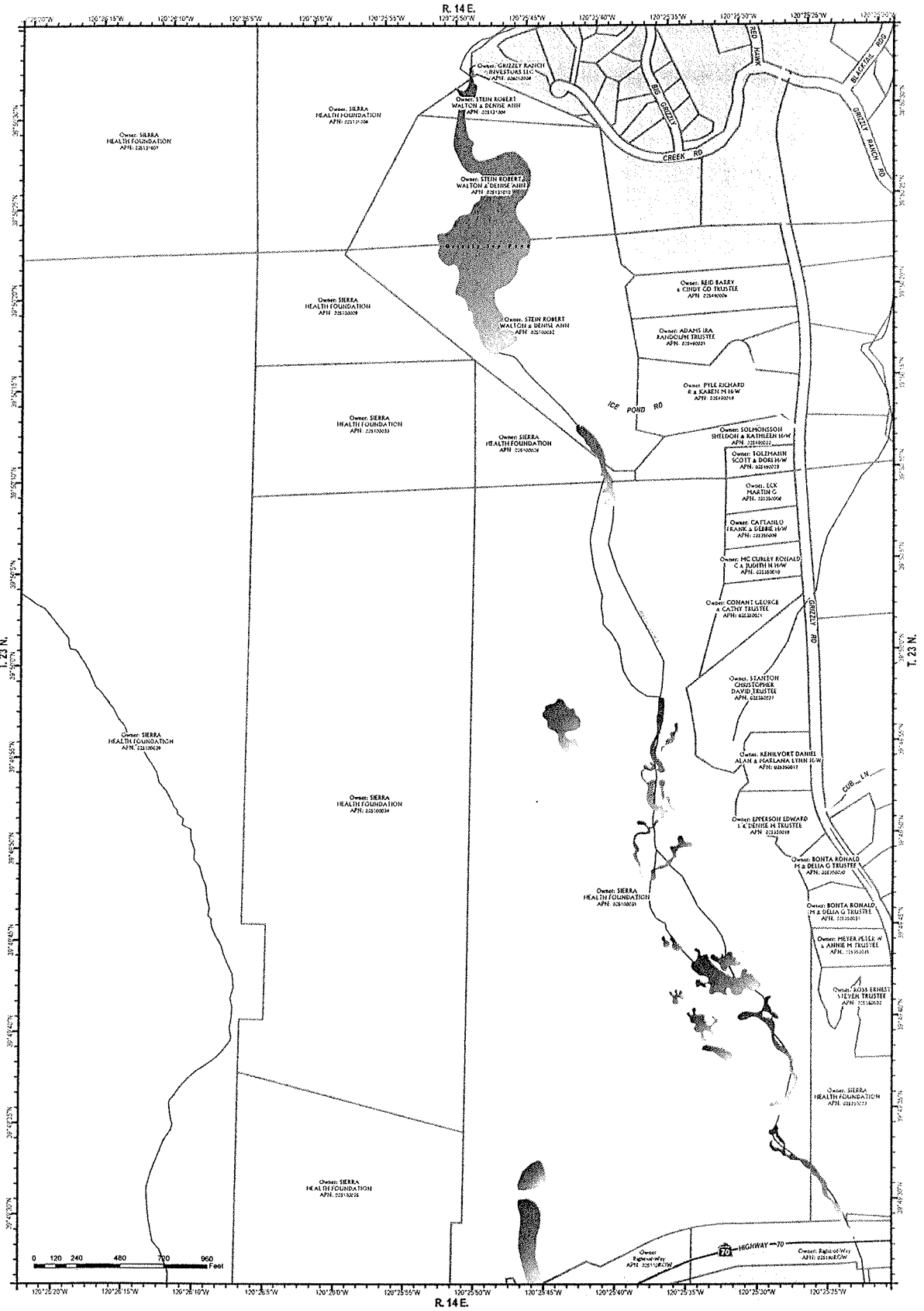
SVGMD Boundary vs. Bulletin 118 Sierra Valley Groundwater Basin Boundary

In an October 10, 2016 conversation with Sierra Valley Groundwater Management District (SVGMD) Chair Einen Grandi, DWR's Bill Ehorn emphasized the importance of the district's boundaries being inclusive of all areas of the basin boundaries. Even a sliver outside would be an issue relative to SVGMD being the default Sustainable Groundwater Agency for the basin. The side-by-side images below are:

Left: pdf image of shapefile created by our UC Davis groundwater model team grad student, Sercan Ceyhan from the SB 1391 legal description (which is written in township/range format) of the SVGMD.

Right: DWR's profile of the Sierra Valley Groundwater subbasin (outlined in blue) and to the right of it, the Chilcoot subbasin, which together form the Bulletin 118 description of the Sierra Valley Groundwater Basin. (source: <https://gis.water.ca.gov/app/bbat/>)



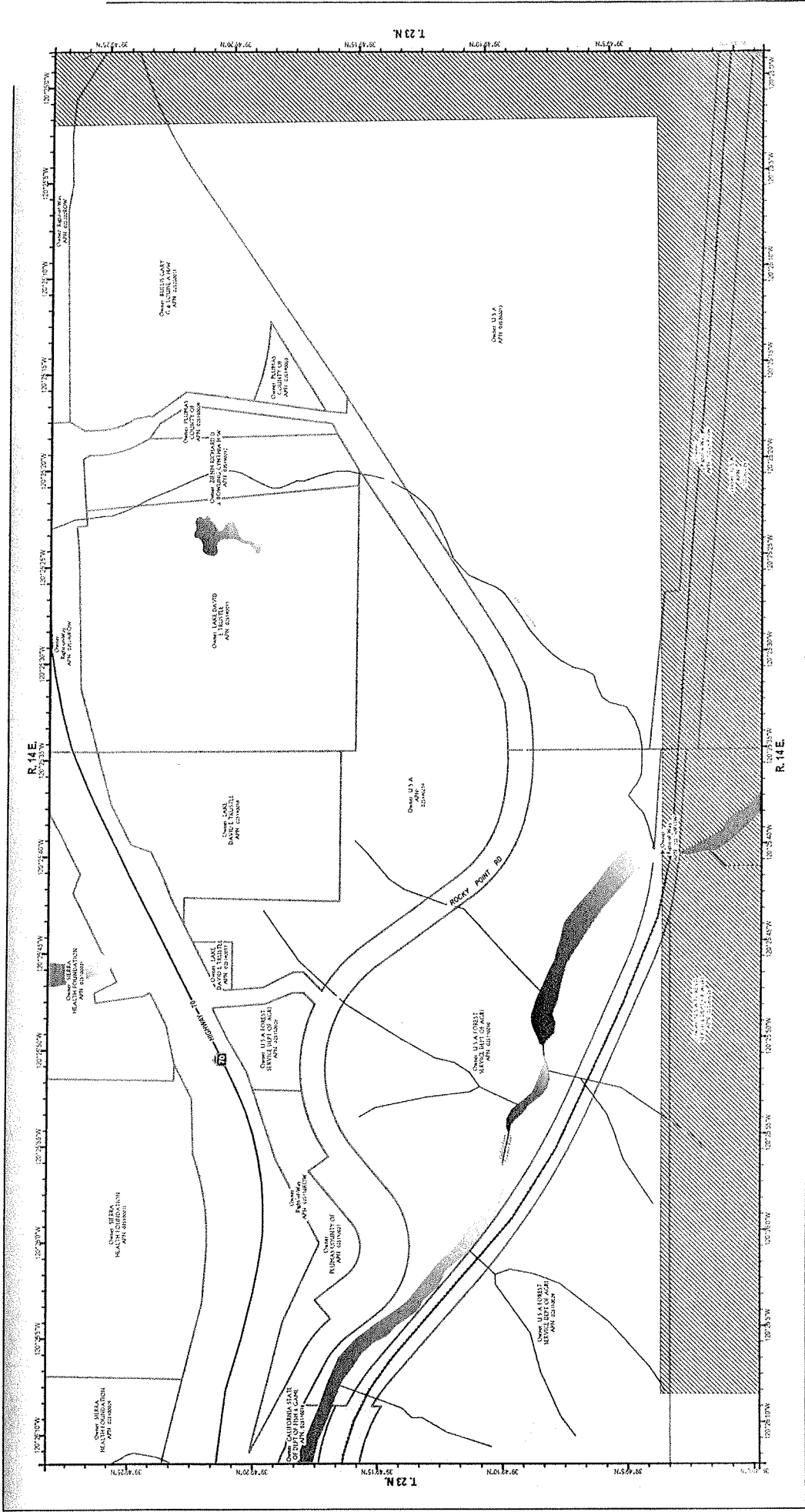


PLUMAS COUNTY GIS
 555 Main Street
 Quincy, CA 95971
 (530) 283-7011
www.plumascounty.us
 Plot Date: 11/16/2016
 Map produced by Plumas County GIS Division
 Mapper: David Olson Date: 11/16/2016
 Data Sources: Plumas County Framework Data, DigitalGlobe Aerial
 Projection: California State Plane, Zone 1, NAD 1983

**DWR "Sliver"
 North of Hwy 70**

— State Highway □ Parcel
 — Road □ Grizzly Ranch CSD
 ~ River / Stream □ DWR Sliver
 Waterbody Area

Disclaimer
 Although a great deal of effort was made by Plumas County GIS to gather the mapping elements presented in this document, it does not constitute a complete and accurate representation of actual physical elements on the ground. Reasonable efforts have been made by Plumas County GIS to verify that this map accurately interprets the source data used in its preparation; however, a degree of error is inherent in all maps, and this map may contain omissions and errors in scale, resolution, rectification, positional accuracy, development methodology, interpretation of source data, and other circumstances. As additional data becomes available to Plumas County GIS, and as verification of source data continues, this map may be reinterpreted or updated by Plumas County GIS. This map is date specific and is intended for use only at the published scale. This digitally compiled map does not represent a legal survey of the land nor should it be used for navigational, engineering, or any other site-specific use and has been created for graphical purposes only. This map is distributed "as-is" without warranty of any kind.



Plot Date: 11/16/2016

PLUMAS COUNTY GIS

555 Main Street, Quincy, CA 95971
 (530) 283-7011 / www.plumascounty.us

Map produced by Plumas County GIS Division
 Manager: Becky Osborn, Date: 11/16/2016
 Data Sources: Plumas County Framework Data
 Projection: California State Plane, Zone 1, NAD 1983

DWR "Sliver" South of Hwy 70

- State Highway
- Road
- Parcel
- Railroad
- River / Stream
- Waterbody Area
- Sierra Valley Groundwater Mgmt. District
- DWR Sliver

Disclaimer:
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ACTIONS FOR LOCAL AGENCIES TO FOLLOW WHEN DECIDING TO BECOME OR FORM A GROUNDWATER SUSTAINABILITY AGENCY (GSA)

INTRODUCTION

The Sustainable Groundwater Management Act (SGMA), which became effective January 1, 2015, established a framework of priorities and requirements to help local agencies sustainably manage groundwater within a basin or subbasin (basin). The information in this document highlights the requirements that should be followed by a local agency in order to become or form a groundwater sustainability agency (GSA) and to be identified as an exclusive GSA by the Department of Water Resources (DWR or department). The GSA formation requirements are located in Division 6 of the Water Code, Part 2.74, Chapter 4, Section (§) 10723 *et seq.* and this document incorporates the amendments made to SGMA by Senate Bill (SB) 13 in September 2015. For reference, the definitions for GSA and local agency as defined in Water Code §10721 are as follows:

“Groundwater sustainability agency” means one or more local agencies that implement the provisions of this part [Part 2.74]. For purposes of imposing fees pursuant to Chapter 8 (commencing with [Water Code] Section 10730) or taking action to enforce a groundwater sustainability plan, “groundwater sustainability agency” also means each local agency comprising the groundwater sustainability agency if the plan authorizes separate agency action.

“Local agency” means a local public agency that has water supply, water management, or land use responsibilities within a groundwater basin.

One local agency can decide to become a GSA or a combination of local agencies can decide to form a GSA by using either a joint powers authority (JPA), a memorandum of agreement (MOA), or other legal agreement. However, a local agency will only be presumed to be the exclusive GSA within their respective service area or combined service areas. A local agency must define its service area as part of its GSA formation process.

SUMMARY OF INFORMATION REQUIRED TO BE FILED WITH DWR

A local agency is required to file the following information with DWR in order to complete the GSA formation notification requirements of Water Code §10723.8(a). Effective January 1, 2016, a notice of GSA formation will not be determined complete until all applicable information is submitted – please see **Attachment A**.

- Information that clearly shows the GSA formation notice was submitted to DWR within 30 days of the decision to become or form a GSA – the decision date is generally the date the local agency signed the resolution or legal agreement that formed the GSA.
- A map and accompanying narrative indicating: (1) the local agency’s service area boundaries; (2) the boundaries of the basin or portion of the basin the agency intends to manage; and (3) any other agencies managing or proposing to manage groundwater within the basin.
 - Please include a hard-copy map and GIS shape files. The area of a basin claimed by a local agency in the GSA formation notice should match the area provided in the GIS shape files. DWR’s Region Office staff will contact local agencies if those areas do not match.
- A copy of the resolution or legal agreement forming the new agency.
- A copy of any new bylaws, ordinances, or new authorities developed by the local agency.
- A list of interested parties developed pursuant to Water Code §10723.2 and an explanation of how their interests will be considered in the development and operation of the GSA and the development and implementation of the GSA’s sustainability plan.

GSA FORMATION NOTIFICATION GUIDELINES FOR LOCAL AGENCIES

A representative of the local agency deciding to become a GSA, or a designated representative from the group of local agencies deciding to form a GSA, should include a statement in its notification that all applicable information listed in Water Code §10723.8(a) has been provided.

DWR recommends that the local agency submitting the GSA formation notice include a copy of its Government Code §6066 notice, as well as evidence demonstrating that a public hearing in accordance with Water Code §10723(b) was held in the county or counties overlying the basin.

Additional information related to a local agency's decision to be a GSA is welcomed and will help demonstrate to DWR, the State Water Resources Control Board (SWRCB), and other local agencies that a proposed GSA has the long-term technical, managerial, and financial capabilities to sustainably manage basin-wide groundwater resources and prepare a groundwater sustainability plan (GSP) or coordinated GSP for an entire groundwater basin.

FORMING A GSA AND PUBLIC NOTIFICATION REQUIREMENTS

The following summarizes the public notification and GSA formation requirements identified in SGMA. Relevant Water Code sections are excerpted for reference.

Step 1: Decision to Form a GSA

The first step in the GSA formation process is public notification that a local agency is either (1) deciding to become a GSA or (2) deciding to form a GSA together with other local agencies. Water Code §10723(b) requires that a local agency or group of local agencies hold a public hearing(s) in the county or counties overlying the groundwater basin.

SGMA identifies 15 exclusive local agencies created by statute to manage groundwater within their respective statutory boundaries; however, the 15 exclusive local agencies must still decide to become GSAs and follow the same public notification process as all other local agencies. The 90-day period described in Water Code §10723.8(c) does not apply to the 15 exclusive agencies, and no other local agency can decide to be a GSA in those areas unless one of the exclusive agencies opts out of its presumed role. The relevant Water Code sections are excerpted below.

WATER CODE §10723

- (a) Except as provided in subdivision (c), any local agency or combination of local agencies overlying a groundwater basin may decide to become a GSA for that basin.*
- (b) Before deciding to become a GSA, and after publication of notice pursuant to Section 6066 of the Government Code, the local agency or agencies shall hold a public hearing in the county or counties overlying the basin.*
- (c) [Includes list of 15 "exclusive" local agencies – these agencies do not become a GSA until they submit a notification of GSA formation to DWR].*

GOVERNMENT CODE §6066

Publication of notice pursuant to this section shall be once a week for two successive weeks. Two publications in a newspaper published once a week or oftener, with at least five days intervening between the respective publication dates not counting such publication dates, are sufficient. The period of notice commences upon the first day of publication and terminates at the end of the fourteenth day, including therein the first day.

Step 2: Consideration of Interests of Beneficial Uses and Users of Groundwater

Water Code §10723.2 requires GSAs to consider the interests of all beneficial uses and users of groundwater, as well as those responsible for implementing GSPs. An explanation of how those interests will be considered by a GSA when developing and implementing a GSP is required as part of the GSA formation notification requirements. The details of the explanation will be considered by DWR staff when performing its completeness review. The relevant Water Code sections are excerpted below.

WATER CODE §10723.2

The GSA shall consider the interests of all beneficial uses and users of groundwater, as well as those responsible for implementing GSPs. These interests include, but are not limited to all of the following:

- (a) Holders of overlying groundwater rights, including:
 - (1) Agricultural users.*
 - (2) Domestic Well owners.**
- (b) Municipal well operators.*
- (c) Public water systems.*
- (d) Local land use planning agencies.*
- (e) Environmental users of groundwater.*
- (f) Surface water users, if there is a hydrologic connection between surface and groundwater bodies.*
- (g) The federal government, including, but not limited to, the military and managers of federal lands.*
- (h) California Native American Tribes.*
- (i) Disadvantaged communities, including, but not limited to, those served by private domestic wells or small community water systems.*
- (j) Entities listed in Section 10927 that are monitoring and reporting groundwater elevations in all or a part of a groundwater basin managed by the GSA.*

GSAs are encouraged to engage additional stakeholders in order to develop the relationships and expertise necessary to develop and implement GSPs. As stated in Water Code §10727.8, *"The GSA shall encourage the active involvement of diverse social, cultural, and economic elements of the population within the groundwater basin prior to and during the development and implementation of the GSP."*

Step 3: Submittal of GSA Formation Information to DWR for Completeness Review

A local agency or group of local agencies must notify DWR and document its intent to become or form a GSA. The requirement for DWR to post complete GSA notices was added by an amendment made by SB 13 and is included in the Water Code references below. DWR will not post GSA formation notifications on its website that are determined incomplete – please see **Attachment A**.

WATER CODE §10723.8

- (a) Within 30 days of deciding to become or form a GSA, the local agency or combination of local agencies shall inform the department of its decision and its intent to undertake sustainable groundwater management. The notification shall include the following information, as applicable:
 - (1) The service area boundaries, the boundaries of the basin or portion of the basin the agency intends to manage pursuant to this part, and the other agencies managing or proposing to manage groundwater within the basin.*
 - (2) A copy of the resolution forming the new agency.*
 - (3) A copy of any new bylaws, ordinances, or new authorities adopted by the local agency.*
 - (4) A list of interested parties developed pursuant to Section 10723.2 and an explanation of how their interests will be considered in the development and operation of the GSA and the development and implementation of the agency's sustainability plan.**

GSA FORMATION NOTIFICATION GUIDELINES FOR LOCAL AGENCIES

- (b) *The department shall post all complete notices received under this section on its Internet Web site within 15 days of receipt.*

EXCLUSIVE GSA FORMATION TIMELINE – OVERLAPPING GSA SERVICE AREAS

Water Code §10735.2(a) says the SWRCB, after notice and a public hearing, may designate a high- or medium-priority basin as a probationary basin after June 30, 2017, if a local agency or a collection of local agencies has not decided to become a GSA(s) and develop a GSP(s) for the entire basin – or if a local agency has not submitted an Alternative Plan for the entire basin. A local agency that decides to become a GSA within its service area, or a group of local agencies that decides to form a GSA within their combined service areas, does not effectively become the exclusive GSA for those areas until the provisions of Water Code §10723.8(c) and (d) are met – these provisions address overlapping GSAs and management within a service area. If multiple local agencies form separate GSAs in a basin within a 90-day period, and if any of those GSA formations result in a service area overlap in the areas proposed to be managed, then none of the local agencies will become the exclusive GSA unless the overlap is resolved, which could require making a material change to the posted notice(s). The relevant Water Code sections are excerpted below.

WATER CODE §10723.8

- (c) *The decision to become a GSA shall take effect 90 days after the department posts notice under subdivision (b) if no other local agency submits a notification under subdivision (a) of its intent to undertake groundwater management in all or a portion of the same area. If another notification is filed within the 90-day period, the decision shall not take effect unless the other notification is withdrawn or modified to eliminate any overlap in the areas proposed to be managed. The local agencies shall seek to reach agreement to allow prompt designation of a GSA. If agreement is reached involving a material change from the information in the posted notice, a new notification shall be submitted under subdivision (a) and the department shall post notice under subdivision (b).*
- (d) *Except as provided in subdivisions (e) and (f), after the decision to be a GSA takes effect, the GSA shall be presumed to be the exclusive GSA within the area of the basin within the service area of the local agency that the local agency is managing as described in the notice.*

WATER CODE §10726.8

- (b) *Nothing in this part shall be construed as authorizing a local agency to make a binding determination of the water rights of any person or entity, or to impose fees or regulatory requirements on activities outside the boundaries of the local agency.*

CONDITIONS FOR DETERMINING A GSA NOTIFICATION INCOMPLETE

A GSA formation notice could be determined incomplete if the provisions of Water Code §10723.8(a) are not clearly addressed. An incomplete notice will not be posted on DWR's GSA Formation Table – DWR staff will inform local agencies of the reason(s) for not posting. Local agencies will be given an opportunity to provide additional required information, if applicable. A complete notice will be posted within 15 days of being determined complete. Examples of what could deem a GSA formation notification to be incomplete include, but are not limited to, the following:

- Informing DWR of the decision to become a GSA more than 30 days after the decision was made.
- Submitting an incomplete map or insufficient information to clearly define the local agency's service area boundaries with respect to the area of the basin proposed to be managed as a GSA.
 - DWR must be able to determine if one GSA notice overlaps with another GSA notice, and a GIS shapefile may be required to make this determination. *Please submit an accurate shapefile.*
- No copy of a resolution or legal agreement forming the new agency.
- No copy of any new bylaws, ordinances, or new authorities adopted, if applicable.

GSA FORMATION NOTIFICATION GUIDELINES FOR LOCAL AGENCIES

- An incomplete list of interested parties developed pursuant to Water Code §10723.2 or an insufficient explanation of how their interests will be considered by the GSA when developing a GSP.
- Submitting a GSA formation notification for a basin or portion of a basin where a local agency is already presumed to be the exclusive GSA.
- Deciding to become or form a GSA for an area that is outside the service area boundary of the local agency(s) forming the GSA (without a legal coordination agreement).
- Forming a GSA outside the boundaries of a basin defined in DWR's Bulletin 118.

Questions related to GSA formation can be directed to DWR by contacting Mark Nordberg at Mark.Nordberg@water.ca.gov or calling 916-651-9673. Other information and responses to frequently asked questions are located on DWR's GSA webpage at: <http://water.ca.gov/groundwater/sgm/gsa.cfm>.

Please e-mail your GSA formation notification and GIS shape files, and send via postal mail a hardcopy, to the following DWR staff:

Mark Nordberg, GSA Project Manager
Sustainable Groundwater Management Program
California Department of Water Resources
901 P Street, Room 213-B
P.O. Box 942836
Sacramento, CA 94236

DWR Region Office Groundwater Contact
<http://water.ca.gov/groundwater/gwinfo/contacts.cfm>
Bill Ehorn, Northern Region
Bill Brewster, North Central Region
Mike McKenzie, South Central Region
Tim Ross, Southern Region

SELECT SGMA AND GSA RESOURCES

- Sustainable Groundwater Management Website: <http://water.ca.gov/groundwater/sgm/index.cfm>
- 2014 SGMA Legislation Text with 2015 Legislative Amendments:
http://www.water.ca.gov/cagroundwater/docs/2014%20Sustainable%20Groundwater%20Management%20Legislation%20with%202015%20amends%2011-10-2015_clean-2.pdf
- GSA Frequently Asked Questions: see <http://water.ca.gov/groundwater/sgm/gsa.cfm>
- GSA Formation Table: http://www.water.ca.gov/groundwater/sgm/gsa_table.cfm
- GSA Interactive Map: http://water.ca.gov/groundwater/sgm/gsa_map.cfm.
- Water Management Planning Tool: <http://water.ca.gov/groundwater/boundaries.cfm>
- Basin Boundaries Assessment Tool: <http://water.ca.gov/groundwater/sgm/bbat.cfm>
- GIC Interactive Map (Data): http://water.ca.gov/groundwater/MAP_APP/index.cfm



ATTACHMENT A
**PROCESS FOR REVIEWING GSA FORMATION NOTICES AND ADDRESSING
OVERLAPPING SERVICE AREA BOUNDARIES**

1. DWR receives a GSA formation notification (notification or notice) from a local agency(s).
2. DWR reviews the notice for completeness.
 - a. If incomplete, the local agency(s) is contacted and the notice is not posted. DWR informs the local agency(s) of the reason(s) for being determined incomplete – the local agency will be given an opportunity to make the notification complete.
 - b. If complete, the notice is posted on DWR’s GSA Formation Table within 15 days.
3. Complete GSA notifications are posted with (1) the posting date and (2) a date that indicates the posting-date-plus-90-calendar-days. This is the active 90-day period for that portion of the basin.
 - a. The GSA area submitted with the notice is included on DWR’s GSA Interactive Map after DWR Region Office staff determines the suitability of the GIS shape files. The area included as a shape file must match the area depicted in the notice.
 - b. The 90-day period does not apply to the statutory boundaries of the exclusive local agencies listed in Water Code §10723(c).
4. If no other local agency(s) submits a notification within the 90-day period in all or a portion of the same basin area, the local agency(s) that submitted the notification will become the “exclusive” GSA for the area of the basin as described in the notice.
 - a. Status as “exclusive” GSA will be indicated on the GSA Formation Table and the area claimed by the GSA will be distinctly colored on the GSA Interactive Map.
 - b. If any other local agency(s) submits a notification for all or a portion of an area managed by an “exclusive” GSA, DWR will determine the notification to be incomplete and will contact that local agency(s).
5. If another local agency(s) submits a complete notification within an active 90-day period, and that notification results in an overlap in all or a portion of the same area of an existing notice, then:
 - a. The notification will be included on the GSA Formation Table with a posting date.
 - b. The column with the posting-date-plus-90-days date for all affected notifications will be labeled with “overlap” to indicate a GSA formation overlap.
 - c. The GIS shape files on the GSA Interactive Map for all affected notifications will be labeled with a color that clearly indicates the extent of the GSA formation overlap.
6. All local agencies that are affected by overlapping notifications will remain in overlap status until the conditions stated in Water Code §10723.8(c) are met.
 - a. “Exclusive” designation of a GSA will not proceed unless conflicting notifications are withdrawn or modified to eliminate any overlap in the areas proposed to be managed.
7. If agreement is reached involving a material change from the information in the posted notice, a new notification shall be submitted in accordance with Water Code §10723.8(a) and the new notification will be reviewed and posted by DWR as described in this process.
 - a. A material change includes, but is not limited to: a significant GSA boundary revision; a change of local agencies forming the GSA; or a consolidation of local agencies or proposed GSAs through a JPA or MOA or other legal agreement.
8. If overlapping GSA notifications exist in a basin after June 30, 2017, then that basin is subject to probationary status by the SWRCB per Water Code §10735.2(a). In addition, the groundwater extraction reporting requirements in Water Code §5200 *et seq.* apply to the portions of that basin where local agencies have not been determined “exclusive” GSAs.



3A3

PLUMAS COUNTY PLANNING & BUILDING SERVICES

555 Main Street, Quincy, CA 95971
(530) 283-7011

www.countyofplumas.com

DATE: December 13, 2016

TO: Honorable Chair and Members of the Board of Supervisors

FROM: Randy Wilson, Plumas County Planning Director *RW*

RE: Request for approval of Amendment No. 2 to the agreement with the Feather River Land Trust for the Genesee Valley Integrated Water Management Project adding an additional \$32,000 to the agreement from reallocated and un used funds from the Taylorville Sewer Pipeline Project. The request is also to authorize the Planning Director to sign the Amendment.

Background

On January 18, 2008, Plumas County entered into a grant agreement with the Department of Water Resources. The amount of the agreement was for grant funds of \$7,000,000. One of the projects contained in this grant agreement is called the Genesee Valley Integrated Water Management Project. This project primarily is to improve the Feather River Land Trust owned Hart K Ranch irrigation system.

Amendment No.10, which is on this Board of Supervisors Agenda, of the Proposition 50 Grant Agreement between Plumas County and the Department of Water Resources (DWR) will reallocate grant funds between projects and recalculate project costs accordingly. Specifically, the Taylorville Sewer Pipeline Project was constructed with \$34,000 less funds. These funds are being reallocated with \$32,000 going to the Genesee *ee* Valley Integrated Water Management Project to cover increased costs of the project and \$2,000 to the Sierra Valley Well Assessment and Basin Management Project to review the jurisdictional boundaries of the Sierra Valley Groundwater Management District in the Grizzly Creek and Lake Davis Area from a hydrological standpoint.

Staff Comment

Once the unused grant funds from the Taylorville Sewer Pipeline Project in the amount of \$34,000 were identified staff looked to how these funds could be reallocated. Putting

EFK
additional funds into the Greenville Water and Sewer Repair project, which was grant funded in the amount of \$1,290,000, was considered. Staff discussed doing so with the Public Works Director, who indicated support for reprogramming the funds. See attached email from the Public Works Director, dated October 14, 2016.

The Genesee Valley Integrated Water Management Project, which is sponsored by the Feather River Land Trust found that they were over budget due to unanticipated costs primarily related to bringing power in and well drilling work. Reallocating \$32,000 to cover these increased cost will insure that this project in completed. See attached email from the Feather River Land Trust, dated October 12, 2016.

Staff notes that an amendment to Grant Agreement No. 4600007650 between the State of California, Department of Water Resources and Plumas County (Proposition 50 Grant) is another Board of Supervisors item on the December 13, 2016 Board of Supervisors Agenda, as it is an amendment to the agreement with Burkhard Bohm for the Sierra Valley Well Assessment and Basin Management Project, which is also funded by the Proposition 50 Grant agreement.

ACTIONS FOR CONSIDERATION

Staff recommends the Board of Supervisors take the following actions:

- I. Approve Amendment No. 2 to the agreement with the Feather River Land Trust for the Genesee Valley Integrated Water Management Project adding an additional \$32,000 to the agreement from reallocated and unused funds from the Taylorville Sewer Pipeline Project.
- II. Authorize the Planning Director to sign the Amendment.

Attachments:

Amendment No. 2 to Agreement between the Feather River Land Trust and Plumas County.

Email from Bob Perreault dated October 14, 2016.

Email from Gabe Miller of the Feather River Land Trust dated October 12, 2016.

SECOND AMENDMENT TO AGREEMENT
BY AND BETWEEN
PLUMAS COUNTY AND FEATHER RIVER LAND TRUST

This Second Amendment to Agreement (“Amendment”) is made on December 6, 2015, between PLUMAS COUNTY, a political subdivision of the State of California (“COUNTY”), and FEATHER RIVER LAND TRUST (“CONTRACTOR”) who agrees as follows:

1. **Recitals:** This Amendment is made with reference to the following facts and objectives:
 - a. PLUMAS COUNTY and the FEATHER RIVER LAND TRUST have entered into a written Agreement dated June 3, 2015, (the “Agreement”), whereby Plumas County will disperse grant funds totaling up to \$555,648.00 to Contractor to assist in funding the Genesee Valley Integrated Water Management Project, as that project is set forth in the Grant Agreement, as such Agreement has been amended on December 15, 2015.
 - b. The Department of Water Resources (DWR) has agreed to modify the Proposition 50 Grant Agreement with Plumas County shifting unused funds from the Taylorsville Sewer Pipeline project, in the amount of \$32,000, to the Genesee Valley Integrated Water Management Project to cover unanticipated additional costs related to bringing electrical power to the wells, which upgrade the existing irrigation system.

2. **Amendments:** The parties agree to amend the Agreement as follows:
 - a. Paragraph A. is amended to read as follows:

The California Department of Water Resources (CA-DWR) has established grant agreement #4600007650 Amendment 7 (the “Grant Agreement”) with Plumas County to provide \$7,000,000 under the Water Security, Clean Drinking Water, Coastal and Beach Protection Act of 2002. CA-DWR will provide these grant funds to assist in financing projects associated with the Upper Feather River Watershed Integrated Regional Water Management Plan and the Upper Feather River Watershed and Water Quality Improvement Project, hereinafter referred to as the Water Quality Improvement Project. In addition to items to be implemented by several entities in the Upper Feather River Region, the Water Quality Improvement Project includes the Genesee Valley Integrated Water Management Project (“Genesee Valley Project”).

Plumas County will disperse grant funds totaling up to \$587,648.00, of which \$135,461.33 has been invoiced and paid less 10% retention (\$13,546.13) to date for work already completed, to Contractor to assist in funding the Genesee Valley Project, as that project is set forth in the Grant Agreement, as such Agreement has been amended on March 13, 2015.

3. **Effectiveness of Agreement:** Except as set forth in this Second Amendment of Agreement, all provisions of the Agreement dated June 3, 2015 as amended by the First Amendment of Agreement dated December 15, 2016, shall remain unchanged and in full force and effect.

IN WITNESS WHEREOF, this Second Amendment of Agreement dated December 6, 2015 has been executed as of the date set below.

The PARTIES HERETO have executed this instrument.

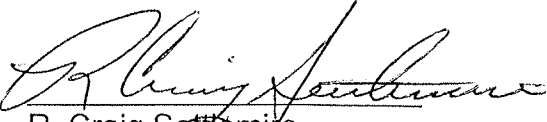
FEATHER RIVER LAND TRUST

PLUMAS COUNTY

Sheldon Douthit DATE
Director

RANDY WILSON DATE
Planning Director

Approved as to Form



R. Craig Settemire
County Counsel

Wilson, Randy

From: Perreault, Bob
Sent: Friday, October 14, 2016 1:30 PM
To: Wilson, Randy
Cc: Leah Wills; umahiman@comcast.net; Thrall, Sharon; Goss, Kevin; Mannle, John; Blackwell, Joe; Graham, Jim
Subject: RE: Confirmation -- Prop 50 Funds -- Greenville IVCS D Project -- Genesse FRLT Project

Hi Randy,

This e-mail is to confirm our recent discussion that Public Works agrees that the \$34,000 surplus from the Taylorsville Sewer Project cannot be guaranteed to be expended during 2016 on remaining, sewer-related items on the Greenville Water and Sewer utilities Project. I concur that the use of the funds on the FRLT's Genesse Project would be appropriate and beneficial use of the funds. Public Works supports the reprogramming of the surplus funds from the Taylorsville Project to the FRLT Genesse Project.

In the meantime, Public Works is continuing to close out the \$1.29 million Water and Sewer Utilities Project ASAP. The goal is to prepare a set of bid documents (for the remaining utility repair work) and submit same to the Governing Board of the Indian Valley CSD, so that they may pursue construction funding from other funding agencies, thus enabling the County to thereafter complete its paving projects in County roads after the IVCS D repairs its water and sewer utilities under those same County road areas.

If you need any additional info or detail, please let me know.

Thanks,

Bob Perreault
Director of Public Works
Plumas County

From: Wilson, Randy
Sent: Wednesday, October 12, 2016 10:17 AM
To: Perreault, Bob
Cc: Leah Wills; umahiman@comcast.net; Thrall, Sharon
Subject: Confirmation Additional Prop 50 Funds for Greenville Project Not Needed

Bob,

Last Thursday we talked about the left over funds (\$34,000) from the Taylorsville Project and that you did not think you could spend the funds on the Greenville Project. Please confirm so I can have Debbie Spangler do the contract amendment such that these funds can be reprogrammed to the Genesse Project (Feather River Land Trust). The Genesse Project is over budget in just about the amount of funds left over from the Taylorsville Project.

Randy

Wilson, Randy

From: Gabe Miller <gmiller@frlt.org>
Sent: Wednesday, October 12, 2016 10:09 AM
To: Wilson, Randy
Subject: Prop 50 Genesee Valley Projected

Randy,

The Genesee Valley project is over budgeted due to a number of factors . The total amount needed to cover the budget shortfall, would be \$31,879.74. This would cover the unanticipated increase in costs for bringing power in from PGE & the well drilling work done in September.

Thanks for considering this request,

Gabe Miller

Land Stewardship Director

Feather River Land Trust
75 Court Street (physical)
P.O. Box 1826 (mailing)
Quincy, CA 95971
Phone: 530.283.5758
Fax: 530.283.5745
gmiller@frlt.org
<http://www.frlt.org>

*Mission Statement - To conserve the lands and waters
of the Feather River Region and steward their ecological,
cultural and educational values for current and future generations.*



3A4

PLUMAS COUNTY PLANNING & BUILDING SERVICES

555 Main Street, Quincy, CA 95971
(530) 283-7011

www.countyofplumas.com

DATE: December 13, 2016

TO: Honorable Chair and Members of the Board of Supervisors

FROM: Randy Wilson, Plumas County Planning Director *RW*

RE: Request for approval of Amendment No. 2 to the agreement with Burkhard Bohm for the Sierra Valley Well Assessment and Basin Management Project adding an additional \$2,000 to the agreement from reallocated and unused funds from the Taylorville Sewer Pipeline Project. The request is also to authorize the Planning Director to sign the Amendment.

Background

On January 18, 2008, Plumas County entered into a grant agreement with the Department of Water Resources. The amount of the agreement was for grant funds of \$7,000,000. One of the projects contained in this grant agreement is called the Sierra Valley Well Assessment and Basin Management Project. This project objectives are to:

1. Identify Groundwater Sub-basin Management Areas based on hydrogeology and recharge characteristics.
2. Develop tools to identify and characterize estimate groundwater drawdown rates and groundwater recharge rates.
3. Develop a Groundwater and Surface Water Budget for the Sierra Valley Groundwater Basin.
4. Develop a "3D" (vertical, horizontal & directional) conceptual model of the Sierra Valley Basin (SVB) aquifers
5. Prepare a Technical Report that can be used as a decision support tool.

Amendment No.10, which is on this Board of Supervisors Agenda, of the Proposition 50 Grant Agreement between Plumas County and the Department of Water Resources (DWR) will reallocate grant funds between projects and recalculate project costs accordingly. Specifically, the Taylorville Sewer Pipeline Project was constructed with \$34,000 less funds. These funds are being reallocated with \$32,000 going to the Genesee

WAS
Valley Integrated Water Management Project to cover increased costs of the project and \$2,000 to the Sierra Valley Well Assessment and Basin Management Project to review the jurisdictional boundaries of the Sierra Valley Groundwater Management District in the Grizzly Creek and Lake Davis Area from a hydrological standpoint.

Staff Comment

Once the unused grant funds from the Taylorville Sewer Pipeline Project in the amount of \$34,000 were identified staff looked to how these funds could be reallocated. Putting additional funds into the Greenville Water and Sewer Repair project, which was grant funded in the amount of \$1,290,000, was considered. Staff discussed doing so with the Public Works Director, who indicated support for reprogramming the funds. See attached email from the Public Works Director, dated October 14, 2016.

An analysis of the boundary of the Sierra Valley groundwater basin as defined by the Department of Water Resources Bulletin 118 and the boundary of the Sierra Valley Groundwater Management District (SVGMD) boundary found a sliver of land outside of the SVGMD boundary that is identified in Bulletin 118 as being a part of the Sierra Valley basin (see attached maps). This is an issue due to the Sierra Valley groundwater basin being a medium priority groundwater basin requiring the development of a Sustainable Groundwater Management Plan according to the recent new state law. Before the issue was found the thinking was that the SVGMD would be the Groundwater Sustainability Agency (GSA) for the Sierra Valley Groundwater basin. The sliver of land outside the Bulletin 118 identified boundary of the Sierra Valley Groundwater basin creates an issue that now involves Plumas County potentially making Plumas County a GSA for this sliver of land. The intent of the study proposed by Hydrologist, Burkhard Bohm, is to clarify if Bulletin 118 is correct hydraulically in this area and perhaps this could lead to a modification of the Bulletin 118 Sierra Valley Groundwater basin boundary. At this time DWR has agreed to shift Proposition 50 funds to conduct this effort. County Staff will be also meeting with the Board of the Sierra Valley Groundwater Management District in the near future to discuss the GSA issue.

Staff notes that an amendment to Grant Agreement No. 4600007650 between the State of California, Department of Water Resources and Plumas County (Proposition 50 Grant) is another Board of Supervisors item on the December 13, 2016 Board of Supervisors Agenda, as is an amendment to the agreement with the Feather River Land Trust for the Genesee Valley Integrated Water Management Project, which is also funded by the Proposition 50 Grant agreement.

ACTIONS FOR CONSIDERATION

Staff recommends the Board of Supervisors take the following actions:

- I. Approve Amendment No. 2 to the agreement with Burkhard Bohm for the Sierra Valley Well Assessment and Basin Management Project adding an additional

\$2,000 to the agreement from reallocated and unused funds from the Taylorville Sewer Pipeline Project.

II. Authorize the Planning Director to sign the Amendment.

Attachments:

Amendment No. 2 to Agreement between the Burkhard Bohm and Plumas County.

Email from Bob Perreault dated October 14, 2016.

SECOND AMENDMENT TO AGREEMENT

BY AND BETWEEN

BURKHARD BOHM

This Second Amendment to Agreement (“Amendment”) is made on December 6, 2016, between PLUMAS COUNTY, a political subdivision of the State of California (“COUNTY”), and BURKHARD BOHM (“CONTRACTOR”) who agrees as follows:

1. **Recitals:** This Amendment is made with reference to the following facts and objectives:
 - a. PLUMAS COUNTY and the BURKHARD BOHM have entered into a written Agreement dated May 5, 2015, (the “Agreement”), whereby Plumas County will disperse grant funds totaling up to \$73,990.00 to Contractor to assist in funding the Sierra Valley Well Assessment and Basin Management Project, as that project is set forth in the Grant Agreement, as such Agreement has been amended on December 15, 2015.
 - b. The Department of Water Resources (DWR) Bulletin 118 specifies the boundary of the Sierra Valley Groundwater Basin and Senate Bill Number 1391, passed in January 1980, established the Sierra Valley Groundwater Management District, which also has a boundary defined for the Sierra Valley Groundwater Basin. An analysis of the boundary defined in DWR Bulletin 118 and the boundary defined by Senate Bill 1391 determined that the boundaries do not match by approximately 445 acres in the Grizzly Creek Area of Plumas County. These 445 acres, as shown in DWR Bulletin 118, have been determined to be outside of the boundary of the Sierra Valley Groundwater Management District. This boundary discrepancy creates issues with the management of the Sierra Valley Groundwater Basin due to the requirement in the Sustainable Groundwater Management Act to form a Groundwater Sustainability Agency (GSA) to development a Sustainable Groundwater Management Plan.
 - c. The Department of Water Resources (DWR) has agreed to modify the Proposition 50 Grant Agreement with Plumas County shifting unused funds from the Taylorsville Sewer Pipeline project, in the amount of \$2,000, to the Sierra Valley Well Assessment and Basin Management Project to allow a review of the jurisdiction boundaries of the Sierra Valley Groundwater District (SVGMD) from a hydrological standpoint.
 - d. BURKHARD BOHM has submitted a proposal, for a cost of \$2,000, to conduct this hydrological review of the Sierra Valley Groundwater Basin

boundaries by reviewing pertinent consulting reports and scientific publications; examine pertinent hydrological data, including structural geology, water chemistry, and isotope data; and prepare a memorandum to state observations and conclusions about the hydrologic feasibility of the current Sierra Valley Groundwater Management District boundary in the western Sierra Valley.

- e. Because of the need to review the jurisdictional boundary of the Sierra Valley Groundwater Management District the Department of Water Resources willingness to modified the Proposition 50 Grant Agreement with Plumas County to provide funds to review this jurisdictional boundary and the willingness of Burkhard Bohm to perform this hydrological review of the boundary, the parties desire to change the Agreement.

2. **Amendments:** The parties agree to amend the Agreement as follows:

- a. Paragraph 2 is amended to read as follows:

Compensation. County shall pay Contractor for services provided to County pursuant to this Agreement in the manner set forth in Exhibit B, attached hereto. The total amount paid by County to Contractor under this Agreement shall not exceed Seventy Five Thousand Nine Hundred Ninety Dollars (\$75,990.00).

- b. Exhibit A is amended by adding tasks as follows”

Review the jurisdictional boundaries of the Sierra Valley Groundwater Management District in the Grizzly Creek and Lake Davis area from a hydrological standpoint.

1. Review the pertinent consulting reports and scientific publications,
2. Examine pertinent hydrological data, including structural geology, water chemistry, and isotope tracer data, and
3. Prepare a memorandum to state observations and conclusions about the hydrologic feasibility of the current Sierra Valley Groundwater Management District boundary in the western Sierra Valley.

3. **Effectiveness of Agreement:** Except as set forth in this Second Amendment of Agreement, all provisions of the Agreement dated May 5, 2015 as amended by the First Amendment of Agreement dated December 15, 2015 shall remain unchanged and in full force and effect.

IN WITNESS WHEREOF, this Second Amendment of Agreement dated December 6, 2016 has been executed as of the date set below.

The PARTIES HERETO have executed this instrument.

CONTRACTOR:

Burkhard Bohm, a sole proprietorship

COUNTY:

PLUMAS COUNTY, a political subdivision

By: _____
Name: Burkhard Bohm
Title: Owner
Date Signed:

Name: RANDY WILSON
Title: Planning Director
Date Signed:

Approved as to Form



R. Craig Settlemyre
County Counsel

Wilson, Randy

From: Perreault, Bob
Sent: Friday, October 14, 2016 1:30 PM
To: Wilson, Randy
Cc: leah wills; umahiman@comcast.net; Thrall, Sharon; Goss, Kevin; Mannle, John; Blackwell, Joe; Graham, Jim
Subject: RE: Confirmation -- Prop 50 Funds -- Greenville IVCS D Project -- Genesse FRLT Project

Hi Randy,

This e-mail is to confirm our recent discussion that Public Works agrees that the \$34,000 surplus from the Taylorsville Sewer Project cannot be guaranteed to be expended during 2016 on remaining, sewer-related items on the Greenville Water and Sewer utilities Project. I concur that the use of the funds on the FRLT's Genesse Project would be appropriate and beneficial use of the funds. Public Works supports the reprogramming of the surplus funds from the Taylorsville Project to the FRLT Genesse Project.

In the meantime, Public Works is continuing to close out the \$1.29 million Water and Sewer Utilities Project ASAP. The goal is to prepare a set of bid documents (for the remaining utility repair work) and submit same to the Governing Board of the Indian Valley CSD, so that they may pursue construction funding from other funding agencies, thus enabling the County to thereafter complete its paving projects in County roads after the IVCS D repairs its water and sewer utilities under those same County road areas.

If you need any additional info or detail, please let me know.

Thanks,

Bob Perreault
Director of Public Works
Plumas County

From: Wilson, Randy
Sent: Wednesday, October 12, 2016 10:17 AM
To: Perreault, Bob
Cc: leah wills; umahiman@comcast.net; Thrall, Sharon
Subject: Confirmation Additional Prop 50 Funds for Greenville Project Not Needed

Bob,

Last Thursday we talked about the left over funds (\$34,000) from the Taylorsville Project and that you did not think you could spend the funds on the Greenville Project. Please confirm so I can have Debbie Spangler do the contract amendment such that these funds can be reprogrammed to the Genesse Project (Feather River Land Trust). The Genesse Project is over budget in just about the amount of funds left over from the Taylorsville Project.

Randy

PLUMAS COUNTY BEHAVIORAL HEALTH SERVICES

270 County Hospital Road, #109 Quincy, CA 95971

Phone: (530) 283-6307 FAX: (530) 283-6045



W. Robert Brunson Director

Date: December 5, 2016

To: The Honorable Board of Supervisors

From: W. Robert Brunson, Director *WRB*

Subject: Agenda Item for December 13, 2016

Re: Approval to hire for D Step – BH Case Management Specialist - Senior

Recommendation: It is respectfully requested that the Board of Supervisors authorize the Behavioral Health Director to hire at Step D for the Behavioral Health Case Management Specialist-Senior with specific skills.

Background Information: The Board of Supervisor's approval of the Behavioral Health Department's new organization chart included new Job Descriptions for our Case Management Specialists. We have received an application from a highly qualified candidate with specific skills we are seeking. We are looking for a motivated, self-starter who will interact with all our community partners, as we begin to pull together the pieces required for the Whole Person approach to community wellness.

In addition to the skills working with the most difficult clients, we need someone who can research, interact and connect all community partners in a seamless delivery system. We are looking for someone who has the entrepreneurial spirit with a servant's heart. This candidate seems to have these attributes in spades.

While not attaining a degree, this candidate has four year of college in business and some nursing training. Her employment includes working for a hospital in the billing department, as a business services supervisor and as a consultant. Most recently the candidate has worked for nearly 11 years as a coordinator of the PRS Family Empowerment Center, and has been active member of the community for over 16 years.

The combination of a solid business background along with her ability to advocate and work with clients and families makes her the ideal candidate for this specialized case management position. Offering her this step in the Senior Case Management Specialist position would not place her above those with similar training and experience, although had she been a county employee, with her experience, would be at even a higher step.

The range for Behavioral Health Case Management Specialist-Senior is A - \$23.50 to D - \$ 27.22.

Thank you for your continued support of the Behavioral Health Department's efforts to provide consistent, reliable mental health and alcohol and other drug services to all of our community members.

3B2

BEHAVIORAL HEALTH SITE COORDINATOR

DEFINITION

Under general direction to coordinate all Behavioral Health, PCIRC and other agency services delivered from a Regional Resource Center, Behavioral Health Office Site or Drop in Center including administrative support functions and as the primary face of Behavioral Health to the public; to perform a variety of office and administrative support assignments; and to do related work as required.

DISTINGUISHING CHARACTERISTICS

The Behavioral Health Site Coordinator acts as administrative support and operations coordinator, assuring compliance with various state and federal laws and billing requirements in order to maximize the allowable revenues for the Behavioral Health Department and interact with outside vendors, agencies, and internal professional staff to accomplish that goal. Acts as the "face" of the agency to clients and the general public in Plumas County's outlying areas.

REPORTS TO

Behavioral Health Supervising Site Coordinator, or Behavioral Health Administrative Services Officer

CLASSIFICATIONS DIRECTLY SUPERVISED

Behavioral Health Administrative Assistant I/II and other specialized office support classifications as required.

EXAMPLES OF DUTIES:

- Recommends, develops, and assists with the implementation of office and administrative support goals and objectives.
- Helps plan, organize, and direct the Behavioral Health Department's office and administrative support functions.
- Provides coordination and support for clinical employees in the regional office.
- Assists staff in problem solving.
- Establishes office schedules and assists staff.
- Assists with purchasing and inventory of office supplies and equipment.
- Coordinates staff meetings for logistical and administrative issues as to site.
- Performs related duties as assigned.

BEHAVIORAL HEALTH SITE COORDINATOR – 2

TYPICAL PHYSICAL REQUIREMENTS

Sit for extended periods; frequently stand, walk, stoop, kneel, and crouch; physical ability to lift and carry objects weighing up to 40 pounds; normal manual dexterity and eye-hand coordination; corrected hearing and vision to normal range; verbal communication; use of office equipment including computers, telephones, calculators, copiers, and FAX.

TYPICAL WORKING CONDITIONS

Work is performed in an office environment; occasionally works outside; some variations in temperature and humidity; continuous contact with staff and the public.

DESIRABLE QUALIFICATIONS

Knowledge of:

- Modern office methods, procedures, and equipment and business writing.
- Practices and terminology used in clerical, accounting, and in a medical setting.
- Computerized patient information systems.
- Methods, practices, principles, theory, and terminology used in bookkeeping, financial books of account and statistical recordkeeping.

Ability to:

- Plan and organize the logistics of the Behavioral Health site and clerical staff.
- Interpret department rules and regulations for patients, staff and others.
- Read and interpret patient charts.
- Use standard medical office equipment including electronic health record system.
- Apply basic bookkeeping principles.
- Assist with budget development and expenditure control.
- Perform a variety of complex office and administrative support assignments with minimal guidance or supervision.
- Ability to analyze situations accurately and adopt effective courses of action in emergencies.
- Deal effectively and tactfully with the public, staff, and other community members.
- Ability to learn new laws, regulations, and procedures pertaining to mental health and substance use case records and reports.
- Work cooperatively with other departments and outside agencies.

BEHAVIORAL HEALTH SITE COORDINATOR – 3

TRAINING AND EXPERIENCE

Minimum qualifications needed for this position:

One (1) year of experience with providing or coordinating direct patient or client contact work in a mental health, alcohol and drug, medical, or human services setting

AND

One (1) year of experience in a supervisory capacity.

SPECIAL REQUIREMENTS

Must possess a valid California Driver's License by the time of appointment. The valid California License must be maintained throughout employment.

All County of Plumas employees are designated Disaster Service Workers through state law (California Government Code Section 3100-3109). Employment with Plumas County requires the affirmation of a loyalty oath to this effect. Employees are required to complete all Disaster Service Work related training as assigned, and to return to work as ordered in the event of an emergency.



PLUMAS COUNTY BEHAVIORAL HEALTH SERVICES

270 County Hospital Road, #109 Quincy, CA 95971

PHONE (530) 283-6307 FAX (530) 283-6045

W. Robert Brunson, Director

Date: December 2, 2016

To: Honorable Board of Supervisors

From: W. Robert Brunson, Director *W.R.B.*

Agenda: Agenda Item for December 13, 2016, BOS Meeting

Item Description: Request for approval and authorization for the Chair to sign Service Agreement (MHSA1617FRC) with FRC to utilize MHSA Community Services and Supports funding (70571 CSS) of \$143,300 to fund program implementation of the FRC Student Mental Wellness/Safe Space Center, a new Mental Health Services Act program.

Recommendation: It is respectfully requested that the Board of Supervisors approve and authorize the Board Chair to sign a Service Agreement (MHSA1617FRC) for Fiscal Year 2016-2017, using Mental Health Services Act funds. Funding is for a new MHSA program described in the 2016-17 MHSA Annual Update to the approved 3-year MHSA Plan 2014-2017. If approved, \$143,300 in monies from the MHSA Community Services and Supports component fund (70571 CSS) will be used to fund the Feather River College Student Mental Wellness/Safe Space Center program.

Background and Discussion: Plumas County Behavioral Health is requesting funding of a new Mental Health Services Act program to target underserved and unserved populations of Transitional Age Youth (TAY) and Adult clients living with severe mental illness who are students at FRC, to provide prevention services to the FRC student population, and to provide early intervention services to at-risk students.

The funds will be used for program implementation expenses, including start-up costs associated with establishing a Student Mental Wellness/Safe Space Center at Feather River College: hiring a licensed clinician, travel, office, outreach and educational supplies, and speakers and presentations. There are sufficient funds in the Fiscal Year 2016-17 Community Services and Supports Fund (70571 CSS) to cover these expenses.

The Service Agreement is approved to form by County Counsel and has been reviewed by the County Auditor.

No General Fund monies will be used for this transaction.

Thank you.

COUNTY OF PLUMAS
REQUEST FOR BUDGET APPROPRIATION TRANSFER
OR SUPPLEMENTAL BUDGET

TRANSFER NUMBER

(Auditor's Use Only)

Department: Behavioral Health-MHSA-CSS Dept. No: 70571 Date 12/13/16

The reason for this request is (check one):

			Approval Required
A.	<input type="checkbox"/>	Transfer to/from Contingencies OR between Departments	Board
B.	<input checked="" type="checkbox"/>	Supplemental Budgets (including budget reductions)	Board
C.	<input type="checkbox"/>	Transfers to/from or new Fixed Asset, within a 51XXX	Board
D.	<input type="checkbox"/>	Transfer within Department, except fixed assets	Auditor
E.	<input type="checkbox"/>	Establish any new account except fixed assets	Auditor

TRANSFER FROM OR **SUPPLEMENTAL REVENUE ACCOUNTS**

(CHECK "TRANSFER FROM" IF TRANSFER WITHIN EXISTING BUDGET, CHECK "SUPPLEMENTAL REVENUE" IF SUPPLEMENTAL, NEW UNBUDGETED REVENUE)

Fund #	Dept #	Acct #	Account Name	\$ Amount
<u>0014A</u>	<u>70571</u>		<u>Use of fund balance</u>	<u>143,300.00</u>
Total (must equal transfer to total)				<u>143,300.00</u>

TRANSFER TO OR **SUPPLEMENTAL EXPENDITURE ACCOUNTS**

(CHECK "TRANSFER TO" IF TRANSFER WITHIN EXISTING BUDGET, CHECK "SUPPLEMENTAL EXPENDITURE" IF SUPPLEMENTAL, NEW UNBUDGETED EXPENSE)

Fund #	Dept #	Acct #	Account Name	\$ Amount
<u>0014A</u>	<u>70571</u>	<u>521900</u>	<u>PROFESSIONAL SERVICE</u>	<u>143,300.00</u>
Total (must equal transfer to total)				<u>143,300.00</u>

Supplemental budget requests require Auditor/Controller's signature
Please provide copy of grant award, terms of award, proof of receipt of additional revenue, and/or backup to support this request.

In the space below, state (a) reason for request, (b) reason why there are sufficient balances in affected accounts to finance transfer, (c) why transfer cannot be delayed until next budget year (attach memo if more space is needed) or (d) reason for the receipt of more or less revenue than budgeted.

A) To cover service agreement for Yr 16/17 _____

B) _____

C) _____

D) _____

Approved by Department Signing Authority: Monica [Signature]

Approved/ Recommended Disapproved/ Not recommended

Auditor/Controller Signature: [Signature]

Board Approval Date: _____ Agenda Item No. _____

Clerk of the Board Signature: _____

Date Entered by Auditor/Controller: _____ Initials _____

INSTRUCTIONS:

Original and 1 copy of ALL budget transfers go to Auditor/Controller. If supplemental request they must go to the Auditor/Controller. Original will be kept by Auditor, copies returned to Department after it is entered into the system.

Supplemental transfer must have Auditor/Controller's signature. Auditor/Controller will forward all signed, supplemental transfers to the Board for approval.

If one copy of agenda request and 13 copies of Board memo and backup are attached, the entire packet will be forwarded, after all signatures are obtained, to the Clerk of the Board. If only the budget form is sent, it will be returned to the Department after all signatures are obtained.

Transfers that are going to be submitted to the Board for approval:

- A. Must be signed by the Auditor/Controller; if supplemental must be signed by the Auditor/Controller.

SELECTION CRITERIA: genledgr.fund='0014A'

ACCOUNTING PERIOD: 6/17

FUND - 0014A - MENTAL HLTH MHSA

FUND/ DEPT/FUND	ACCOUNT	TITLE	DEBITS	CREDITS
0014A	10100	CASH - BALANCE	4,043,861.06	
0014A	10147	CASH - RESERVE	124,314.15	
0014A	10433	CASH - PRUDENT RESERVE	1,045,525.36	
0014A	10510	CASH - HOUSING DESIGNATED	251,200.00	
0014A	10568	CASH - MHSA INN (PHER)	867,945.75	
0014A	11000	IMPREST CASH	200.00	
0014A	11100	ACCOUNTS RECEIVABLE	.00	
0014A	11105	A/R --DUE FROM OTHR GOV	.00	
0014A	14301	PRE-PAID EXPENSE	.00	
TOTAL ASSETS			6,333,046.32	.00
0014A	20200	ACCOUNTS PAYABLE		.00
0014A	20201	ACCRUED WAGES & BENEFITS		.00
0014A	20203	DEFERRED REVENUE		.00
0014A	220001	WARRANTS PAYABLE		43,750.93
TOTAL LIABILITIES			.00	43,750.93
0014A	3000	RESTRICTED (UNDSGN-B)		5,764,091.51
0014A	3001	RSTRCTD/CMMITTD (UNRES-B)		.00
0014A	3014	NONSPENDABLE/PREPAID EXP		.00
0014A	3020	RESTRICTED/SP PURPOSE		.00
0014A	3990	BUDGET FUND BALANCE	1,064,203.76	
0014A	3991	EXPEND BUDGET CONTROL		3,731,203.76
0014A	3992	REVENUE BUDGET CONTROL	2,667,000.00	
TOTAL EQUITIES			3,731,203.76	9,495,295.27
70571	43010	INTEREST-INVESTED FUNDS		13,767.27
70571	44290	STATE-OTHER		961,034.31
70571	46251	REIMBURSEMENTS/REFUNDS		.00
70571	48000	TRANSFER		.00
70571	48001	TRANSFER		.00
70571	48002	TRANSFER		.00
70571	48003	TRANSFER		.00
70573	44290	STATE-OTHER		284,136.74
70573	48009	TRAN IN/OUT		.00
70576	44290	STATE-OTHER		.00
70579	44290	STATE-OTHER		.00
TOTAL REVENUE			.00	1,258,938.32
70571	51000	REGULAR WAGES	259,971.23	
70571	51020	OTHER WAGES	30,340.83	
70571	51060	OVERTIME PAY	10,671.94	
70571	51070	UNEMPLOYMENT INSURANCE		.00
70571	51080	RETIREMENT	49,738.59	
70571	51081	OPEB LIABILITY	4,306.00	
70571	51090	GROUP INSURANCE	51,730.43	
70571	51100	FICA/MEDICARE OASDI	22,440.58	
70571	51110	COMPENSATION INSURANCE		.00
70571	51128	BILINGUAL ALLOWANCE	131.20	
70571	51150	LIFE INSURANCE		.00
70571	520201	PHONE - LAND LINE (S)	19.73	

DATE: 12/05/16

PLUMAS COUNTY

STATMN41

TIME: 08:57:20

TRIAL BALANCE

SELECTION CRITERIA: genledgr.fund='0014A'

ACCOUNTING PERIOD: 6/17

FUND - 0014A - MENTAL HLTH MHSA

FUND/ DEPT/FUND	ACCOUNT	TITLE	DEBITS	CREDITS
70571	520202	CELL PHONE SERVICE	584.59	
70571	520203	INTERNET SERVICE		.00
70571	520205	PAGER SERVICE		.00
70571	520210	POSTAGE/SHIP, MAIL COST		.00
70571	520215	ANSWERING SERVICE		.00
70571	520234	PRINTER SUPPLIES		.00
70571	520250	COPY MACHINE LEASE		.00
70571	520300	FOOD		.00
70571	520400	HOUSEHOLD EXPENSE	16.90	
70571	520500	INSURANCE		.00
70571	520900	EQUIPMENT MAINTENANCE		.00
70571	520902	VEHICLE MAINTENANCE	2,970.28	
70571	521230	OFFICE FURNITURE/EQUIP		.00
70571	521231	COMPUTERS<1500.00		.00
70571	521500	MEDICAL SUPPLIES	140.48	
70571	521524	LAND LINE PHONE/EQUIP		.00
70571	521600	MEMBERSHIPS/ANNUAL DUES		.00
70571	521800	OFFICE EXP	811.23	
70571	521900	PROFESSIONAL SVC	153,029.28	
70571	521980	MEDICAL SERVICE - PROF SV		.00
70571	523702	PUB - RECRUITMENT ADS	1,103.20	
70571	523711	SUBSCRIPTIONS		.00
70571	524021	THERAPEUTIC SUPPLIES	926.87	
70571	524090	INDPNDT LVNG/DAY TRMNT		.00
70571	524173	SP GRANT EXP (SEE FILE)		.00
70571	524200	RENTS/LEASES STRUCTURES	1,098.05	
70571	524410	NON-EMPLOYEE INCENTIVE		.00
70571	524460	JUVENILE OUTING/INCENTIVE	45.08	
70571	524700	MOUNTAIN VISION EXPENSES	678.40	
70571	525000	OVERHEAD		.00
70571	525119	LIABILITY SELF-FND INS	961.50	
70571	527380	NON EMPLOYEE TRAVEL		.00
70571	527400	TRAVEL- IN COUNTY	8.58	
70571	527402	BUS PASSES-NON EMPLOYEE	1,425.00	
70571	527410	CLIENT SERVICE EXP	13,058.21	
70571	527500	TRAVEL- OUT OF COUNTY		.00
70571	527750	IN CNTY HOSTING	3,004.42	
70571	527802	ELECTRIC CHARGES		.00
70571	527803	PROPANE/OTHR HEATING FUEL		.00
70571	527804	HEATING FUEL/OIL		.00
70571	527807	WATER/SEWER CHARGES		.00
70571	528400	CONTINGENCIES		.00
70571	529660	REIMB CLIENT/VENDOR		.00
70571	541500	VEHICLE		.00
70571	542600	EQUIPMENT		.00
70571	580000	TRANSFER		.00
70571	580001	TRANSFER		.00
70571	580002	TRANSFER		.00
70571	58003	TRANSFER ADMIN (70570)		.00
70571A	521900	PROFESSIONAL SVC		.00
70571A	58003	TRANSFER ADMIN (70570)		.00

DATE: 12/05/16

PLUMAS COUNTY

STATMN41

TIME: 08:57:20

TRIAL BALANCE

SELECTION CRITERIA: genledgr.fund='0014A'

ACCOUNTING PERIOD: 6/17

FUND - 0014A - MENTAL HLTH MHSA

FUND/ DEPT/FUND	ACCOUNT	TITLE	DEBITS	CREDITS
70573	51000	REGULAR WAGES	1,066.31	
70573	51060	OVERTIME PAY	2.03	
70573	51070	UNEMPLOYMENT INSURANCE		.00
70573	51080	RETIREMENT	203.45	
70573	51081	OPEB LIABILITY	801.00	
70573	51090	GROUP INSURANCE	240.44	
70573	51100	FICA/MEDICARE OASDI	78.91	
70573	51110	COMPENSATION INSURANCE		.00
70573	51150	LIFE INSURANCE		.00
70573	520201	PHONE - LAND LINE (S)		.00
70573	520202	CELL PHONE SERVICE		.00
70573	520215	ANSWERING SERVICE		.00
70573	520250	COPY MACHINE LEASE		.00
70573	520400	HOUSEHOLD EXPENSE		.00
70573	520500	INSURANCE		.00
70573	520902	VEHICLE MAINTENANCE		.00
70573	521230	OFFICE FURNITURE/EQUIP		.00
70573	521600	MEMBERSHIPS/ANNUAL DUES		.00
70573	521800	OFFICE EXP		.00
70573	521900	PROFESSIONAL SVC	96,500.00	
70573	524021	THERAPEUTIC SUPPLIES		.00
70573	524173	SP GRANT EXP (SEE FILE)		.00
70573	525000	OVERHEAD		.00
70573	525119	LIABILITY SELF-FND INS	135.50	
70573	527400	TRAVEL- IN COUNTY		.00
70573	527402	BUS PASSES-NON EMPLOYEE		.00
70573	527500	TRAVEL- OUT OF COUNTY		.00
70573	580000	TRANSFER		.00
70573	58001	TRANSFER-IN		.00
70573	58002	TRANSFER SR SERVICES		.00
70573	58003	TRANSFER ADMIN (70570)		.00
70576	51000	REGULAR WAGES		.00
70576	51060	OVERTIME PAY		.00
70576	51070	UNEMPLOYMENT INSURANCE		.00
70576	51080	RETIREMENT		.00
70576	51081	OPEB LIABILITY		.00
70576	51090	GROUP INSURANCE		.00
70576	51100	FICA/MEDICARE OASDI		.00
70576	51110	COMPENSATION INSURANCE		.00
70576	520201	PHONE - LAND LINE (S)		.00
70576	520215	ANSWERING SERVICE		.00
70576	520250	COPY MACHINE LEASE		.00
70576	520500	INSURANCE		.00
70576	521231	COMPUTERS<1500.00		.00
70576	521600	MEMBERSHIPS/ANNUAL DUES		.00
70576	521800	OFFICE EXP		.00
70576	521900	PROFESSIONAL SVC		.00
70576	524200	RENTS/LEASES STRUCTURES		.00
70576	525000	OVERHEAD		.00
70576	525119	LIABILITY SELF-FND INS		.00
70576	527500	TRAVEL- OUT OF COUNTY		.00

SELECTION CRITERIA: genledgr.fund='0014A'

ACCOUNTING PERIOD: 6/17

FUND - 0014A - MENTAL HLTH MHSA

FUND/ DEPT/FUND	ACCOUNT	TITLE	DEBITS	CREDITS
70576	528400	CONTINGENCIES		.00
70576	549500	COMPUTER HARDWARE		.00
70579	51000	REGULAR WAGES	1,066.31	
70579	51020	OTHER WAGES		.00
70579	51060	OVERTIME PAY	2.03	
70579	51070	UNEMPLOYMENT INSURANCE		.00
70579	51080	RETIREMENT	203.53	
70579	51081	OPEB LIABILITY	136.00	
70579	51090	GROUP INSURANCE	240.49	
70579	51100	FICA/MEDICARE OASDI	78.82	
70579	51110	COMPENSATION INSURANCE		.00
70579	51150	LIFE INSURANCE		.00
70579	520201	PHONE - LAND LINE (S)		.00
70579	520215	ANSWERING SERVICE		.00
70579	520250	COPY MACHINE LEASE		.00
70579	520400	HOUSEHOLD EXPENSE		.00
70579	520500	INSURANCE		.00
70579	521600	MEMBERSHIPS/ANNUAL DUES		.00
70579	521800	OFFICE EXP		.00
70579	521900	PROFESSIONAL SVC	3,347.53	
70579	524173	SP GRANT EXP (SEE FILE)		.00
70579	525000	OVERHEAD		.00
70579	525119	LIABILITY SELF-FND INS	36.00	
70579	527000	TRAINING	6,901.28	
70579	527400	TRAVEL- IN COUNTY		.00
70579	527500	TRAVEL- OUT OF COUNTY	13,482.21	
TOTAL EXPENSES			733,734.44	.00
TOTAL MENTAL HLTH MHSA			10,797,984.52	10,797,984.52
TOTAL REPORT			10,797,984.52	10,797,984.52

PLUMAS COUNTY BEHAVIORAL HEALTH

W. Robert Brunson, Director
270 County Hospital Road, Suite 109 Quincy, CA 95971
(530) 283-6307 FAX (530) 283-6045



MEMO

DATE: 12/13/16
TO: HONORABLE BOARD OF SUPERVISORS
FROM: W. ROBERT BRUNSON, DIRECTOR
SUBJECT: CONSENT AGENDA
REGARDING: APPROVAL OF CONTRACTS WITH SUSANVILLE FORD, INC.

IT IS RECOMMENDED THAT THE BOARD OF SUPERVISORS: Authorize and approve the contracts with Susanville Ford, Inc., which has been approved as to form by County Counsel

BACKGROUND AND DISCUSSION: Upon Approval of the Budget for FY 16/17, three vehicles were purchased at Susanville Ford, Inc. (an approved government contractor). Unfortunately, the contract wasn't Board approved before purchase, as other vehicles had been purchased with the same process last fiscal year. It was in error this process didn't follow the proper protocol, and we ask the Board to approved the claim to pay Susanville Ford, Inc., for these three vehicles now in the County's possession.

FINANCIAL IMPACT: There are no General Fund dollars involved in this matter. Any costs associated with this matter are covered by a combination of Federal and State funds.

385



PLUMAS COUNTY BEHAVIORAL HEALTH SERVICES
270 County Hospital Road, #109 Quincy, CA 95971
PHONE (530) 283-6307 FAX (530) 283-6045

W. Robert Brunson, Director

Date: December 2, 2016

To: Honorable Board of Supervisors

From: W. Robert Brunson, Director *WRB*

Agenda: Agenda Item for December 13, 2016, BOS Meeting

Item Description: Request for approval of the 2016-17 Mental Health Services Act (MHSA) Annual Update to the approved 3-Year 2014-2017 MHSA Plan.

Recommendation: It is respectfully requested that the Board of Supervisors approve the 2016-17 Mental Health Services Act (MHSA) Annual Update to the approved 3-Year MHSA Plan 2014-17.

Background and Discussion: Plumas County Behavioral Health is requesting approval of the 2016-17 MHSA Annual Update to the approved 3-Year MHSA Plan 2014-17.

California Code of Regulations Title 9 (CCR) and Welfare and Institutions Code Section (WIC) 5847 state that county mental health programs shall prepare and submit Annual Updates for Mental Health Service Act (MHSA) programs and expenditures. Plans and Annual Updates must be developed with the participation of stakeholders, and the description of the local stakeholder process must be included in that plan or update.

The Annual Update is available on the county website and a hard copy is on file with the Clerk of the Board of Supervisors.

The Annual Update includes descriptions of Plumas County Behavioral Health operations, progress reports for all funded programs, MHSA component descriptions, as well as a description of the new MHSA funded program: *FRC Student Mental Wellness/Safe Space Center*.

Plumas County's 30-day public review period of the draft Annual Update was October 1, 2016 through November 2, 2016. As required, the Plumas County Mental Health Commission convened a public hearing at the close of a 30-day public comment period, on November 2, 2016. A summary of all substantive comments from the 30-day public comment period and public hearing are incorporated into the final draft Annual Update. Plans and Annual Updates must be adopted by the county Board of Supervisors and submitted to the California Mental Health Services Oversight and Accountability Commission (MHSOAC) by December 31, 2016.

Thank you.



Plumas County Public Health Agency

270 County Hospital Road, Quincy, California 95971

3c

Mimi Khin Hall, MPH, CHES, Director

Mark Satterfield, M.D., Health Officer

<input type="checkbox"/> Administration & Health Education Suite 206 Quincy, CA 95971 (530) 283-6337 (530) 283-6425 Fax	<input type="checkbox"/> Clinic & Nursing Services Suite 111 Quincy, CA 95971 (530) 283-6330 (530) 283-6110 Fax	<input type="checkbox"/> Senior Nutrition & Transportation Suite 206 Quincy, CA 95971 (530) 283-3546 (530) 283-6425 Fax	<input type="checkbox"/> Veteran's Services Office Suite 206 Quincy, CA 95971 (530) 283-6275 (530) 283-6425 Fax
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DATE: November 21, 2016

TO: Honorable Board of Supervisors

FROM: Mimi Hall

SUBJECT: Board of Supervisors Agenda Item for December 13, 2016

RECOMMENDATION: Authorize Public Health Director to hire above "B" step for the position of Registered Nurse II.

HISTORY AND DISCUSSION: As the Board may be aware, a department head may hire a new employee above a "B" step upon approval of the County Administrator Officer (CAO). Per Resolution No. 98-6208, upon denial of such a request, a department head may seek Board approval. Without a CAO at this time, I am seeking the Board's permission to make an offer of employment to the top Registered Nurse II candidate higher than a "B" step.

After comprehensive recruitment for a Registered Nurse position, Plumas County Public Health Agency offered employment to the top candidate. The candidate has accepted the offer, contingent upon Board approval of this request. I have considered the candidates experience and background and believe both to be outstandingly skilled and competent incumbents. The Public Health Agency and the community will certainly benefit from the quality of this candidate.

No county general funds are required since this position is fully funded through programs within the Public Health Agency.

Please contact me if you have any questions, or need additional information. Thank you.

3D1

DEPARTMENT OF HUMAN RESOURCES

520 Main Street, Room 115, Quincy, California 95971

(530) 283-6444 FAX (530) 283-6160

Email: nancyselvage@countyofplumas.com



DATE: November 28, 2016

TO: The Honorable Board of Supervisors

FROM: Nancy Selvage, Human Resources Director

SUBJECT: AGENDA ITEM FOR BOARD OF SUPERVISORS MEETING OF DECEMBER 13th, 2016.

RE: APPROVE RESOLUTION TO AMEND FISCAL YEAR 16/17 POSITION ALLOCATION FOR THE PROBATION DEPARTMENT #20400

IT IS RECOMMENDED THAT THE BOARD:

Approve resolution amending Fiscal Year 2016/2017 Position Allocation for the Probation Department removing the job classification of Report Writer and adding a Probation Officer I/II/III Position. Approve to recruit and fill the Probation Officer position.

BACKGROUND AND DISCUSSIONS:

The Probation Department is seeking approval to add an additional sworn peace officer (Deputy Peace Officer) position and at the same time eliminate a Report Writer allocated position. The Report Writer position is limited in responsibilities to report writing and court appearances. The current classification for the report Writer is not a peace officer pursuant to section 830.5 of the California Penal Code. The Deputy Probation Officer position can respond to the demands of a workload associated with Pre-Sentence Investigation Reports, Bail/Own Recognizance Studies, Violations of Probation, and court appearances. In Addition, this Deputy Probation Officer position can work in the field and carry a supervision caseload. If this request is approved, the new position of Deputy Probation Officer will not only have the responsibilities associated with the current report writer position, but in addition, can be used in other capacities.

Comparing the two job classifications annual wages and benefits there is some difference in the overall wages. Deputy Probation Officer entry hourly rate is \$16.45 whereas the Probation Report Writer starts at \$15.95 an hour. Exhibit A is the detailed five year projected budget summary comparing these two job classifications.

During the recent Fiscal Year 2016 / 2017 budget planning, the proposal of eliminating the Report Writer and adding another Deputy Probation Officer was discussed. But there was no action taken to make this change to the Probation Departments position allocation for this year.

It is my recommendation to add the position of Deputy Probation Officer to the Probation Department's position allocation for FY 16/17.

RESOLUTION NO. _____

RESOLUTION TO AMEND THE 2016-2017 PLUMAS COUNTY POSITION ALLOCATION FOR THE PROBATION DEPARTMENT #20400

WHEREAS, the Board of Supervisors, through adoption of the budget allocates positions for the various county departments each fiscal year; and

WHEREAS, the Probation Department's Chief Probation Officer has requested the position allocation be changed to reflect the needs of the Department and to update this change in the 2016-2017 Position Allocation; and

WHEREAS, this requested allocation change was brought to the attention of the Human Resources Director who is now requesting approval of this resolution to reflect this change to the 2016-2017 Position Allocation for the Probation Department Fund 20400; and

NOW, THEREFORE, BE IT RESOLVED by the Plumas County Board of Supervisors as follows:

Approve the amendments to the Position Allocation for budget year 2016-2017 to reflect the following:

<u>Probation Department #20400</u>	<u>FTE FROM</u>	<u>TO</u>
Deputy Probation Officer III, or	7.00	8.0
Deputy Probation Officer II, or	0.00	0.0
Deputy Probation Officer I,	0.00	0.0
Report Writer	1.00	0.0

The foregoing Resolution, was duly passed and adopted by the Board of Supervisors of the County of Plumas, State of California, at a regular meeting of said Board held on the 13th day of December, 2016 by the following vote:

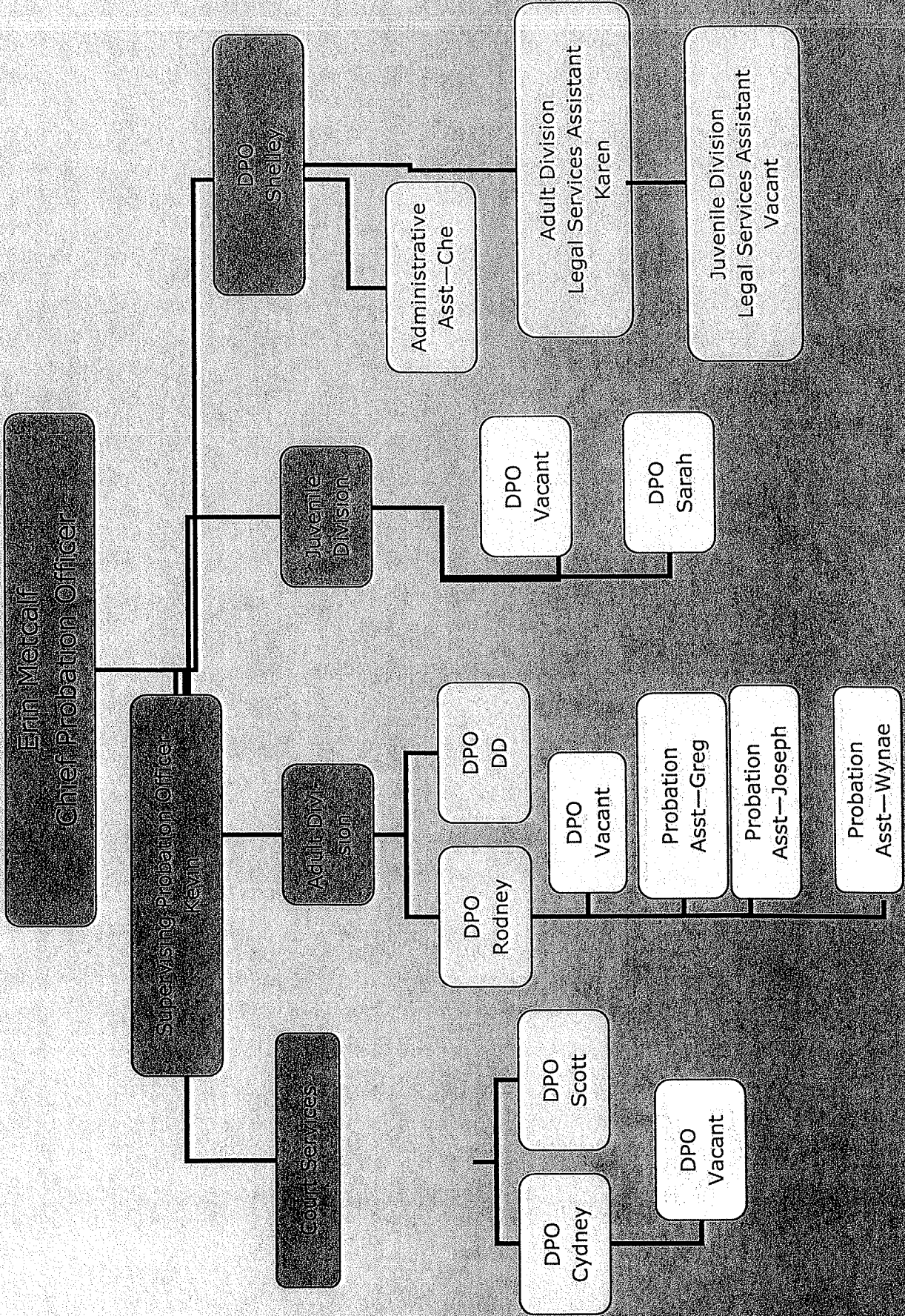
AYES: Supervisors
NOES: Supervisors
ABSENT: Supervisors

Chairperson, Board of Supervisors

ATTEST:

Executive Clerk/Board of Supervisors

Probation Department



QUESTIONS FOR STAFFING CRITICAL POSITIONS WHICH ARE CURRENTLY ALLOCATED.

- Is there a legitimate business, statutory or financial justification to fill the position? Yes, the Deputy Probation Officer I/II/III position is a legitimate business need.
- Why is it critical that this position be filled at this time? The department is required and mandated to have a Deputy Probation Officers. This officer will provide supervision, caseload management, write reports, and make court appearances among other duties.
- How long has the position been vacant? As of November 1, 2015
- Can the department use other wages until the next budget cycle? Other wages are not an option for the Deputy Probation Officer position. The job requires a specific degree and experience. A permanent employee in this position is important to maintain continuity of service.
- What are staffing levels at other counties for similar departments and/or positions? Probation's request to fill the Deputy Probation Officer I/II/III positions are similar to other comparably sized departments in other counties.
- What core function will be impacted without filling the position prior to July 1? Timely flow and completion of Court related documents related to criminal cases would be negatively impacted without the assistance of the Probation Officer.
- What negative fiscal impact will the County suffer if the position is not filled prior to July 1? There would not be a fiscal impact on the County if the position is left unfilled.
- A non-general fund department head needs to satisfy that he/she has developed a budget reduction plan in the event of the loss of future state, federal or local funding? What impact will this reduction plan have to other County departments? Probation is a general fund department that is off-set by grants.
- Does the department expect other financial expenditures which will impact the general fund and are not budgeted such as audit exceptions? Probation does not expect unbudgeted audit exceptions that will affect the general fund.
- Does the budget reduction plan anticipate the elimination of any of the requested positions? Probation is not requesting elimination of any positions.

- Departments shall provide an estimate of future general fund support for the next two years and how the immediate filling of this position may impact, positively or negatively, the need for general fund support? It is anticipated that 75% of the Probation Officer positions will be borne partially by the General Fund. The other 25% will be offset by use of SB678 funding.
- Does the department have a reserve? Yes If yes, provide the activity of the department's reserve account for the last three years? Probation has utilized SB678's reserve by providing \$142,000 to the Sheriff's Office this fiscal year as well as the last two to fund a Correctional Officer and a Deputy Sheriff. It also anticipates using \$254,632 of fund balance in SB678 to offset wages and benefits that are allocated in the General Fund in the 2016-2017 budget year.

DEPARTMENT OF HUMAN RESOURCES

520 Main Street, Room 115, Quincy, California 95971
(530) 283-6444 FAX (530) 283-6160
Email: nancyselvage@countyofplumas.com



302,3

DATE: November 30, 2016

TO: The Honorable Board of Supervisors

FROM: Nancy Selvage, Human Resources Director

SUBJECT: **AGENDA ITEM FOR BOARD OF SUPERVISORS MEETING OF DECEMBER 13, 2016.**
RE: APPROVE RESOLUTION RATIFYING THE MEMORANDUM OF UNDERSTANDINGS BETWEEN THE COUNTY OF PLUMAS AND THE PROBATION ASSOCIATION AND THE MID-MANAGEMENT ASSOCIATION

IT IS RECOMMENDED THAT THE BOARD:

Approve resolutions to ratify the Memorandum of Understanding (MOU) for the Probation Association and the Mid-Management Probation Association for the period of January 1, 2014 through June 30, 2018.

BACKGROUND AND DISCUSSION:

The County negotiation team has met in good faith with the bargaining team of the Probation Association and the Mid-Management Association to reach a tentative agreement. There have been a few changes to the tentative MOU which address membership fees, the wage increases of an immediate 4% increase to the employees' hourly wages, and health insurance premiums comparable to the Sheriff Employee Association premium contribution rates.

Highlights from the tentative MOU for the Probation Association and the Mid-Management Association includes the following new agreed upon conditions:

1.05 MAINTENANCE of MEMBERSHIP

- (a) Agency Shop- The parties acknowledge that the Association has been declared an agency shop in accordance with Government Code Section 3502.5(b). Designation of an Agency Shop requires all employees in the bargaining unit to either join the recognized Association, pay a service fee as determined by the Association, or meet the religious objection requirement per Government Code Section 3502.5(c).

2.01 WAGE

Wages for all represented classifications shall be increased during the term of this Agreement as follows:

4.0% effective the pay period including July 1, 2016.
2.0% effective the pay period including July 1, 2017.

2.03 LONGEVITY INCENTIVE

Employees shall receive a five percent (5%) longevity incentive at the following times: upon completion of seven (7), ten (10), fourteen (14), eighteen (18) and twenty-one (21) years (for a total of twenty-five percent (25%) of full-time continuous and compensated service, or the equivalent, measured from the date of hire.

4.01 HEALTH INSURANCE

Active Employee Health Plan

Employees are eligible to receive medical insurance through the CalPERS PORAC plan.

(a) Effective July 1, 2016, the County shall contribute the flat dollar amount each month towards the PORAC medical insurance, vision, dental and life benefit as follows:

- | | | |
|----|-------------|------------|
| 1. | Employee | \$569.88 |
| 2. | Employee +1 | \$1,137.80 |
| 3. | Family | \$1,467.62 |

The County and Association will meet in August of 2017 to discuss an increase to the County's contribution towards the PORAC medical insurance, vision, dental and life benefit premiums.

5.05 NON-FAMILY MEDICAL LEAVE ACT ABSENCES

If a leave does not qualify under the Family Medical Leave Act, the employee must request an unpaid leave of absence for personal or medical reasons in accordance with the following:

(a) Leaves of fourteen (14) calendar days or less may be granted by the Chief Probation Officer. Leaves greater than fourteen (14) calendar days also require the prior approval of the Human Resources Director in addition to the Chief Probation Officer.

A copy of the Probation and Mid-Management Associations Memorandum of Understandings are on file with the Clerk of the Board. The new MOUs includes Appendix A, list of Probation and Mid-Management Associations Job Classifications.

RESOLUTION NO. 2016-_____

**RESOLUTION RATIFYING THE MEMORANDUM OF UNDERSTANDINGS
BETWEEN THE COUNTY OF PLUMAS AND THE PROBATION
ASSOCIATION AND THE MID-MANAGEMENT PROBATION ASSOCIATION**

WHEREAS, the negotiation team for the Board of Supervisors and the negotiation team for Probation Association and the Mid-Management Probation Association and have met and conferred in good faith and have reached a tentative agreement for a Memorandum of Understandings covering wages, hours and other terms and conditions of employment, for the Probation Association employees. The period covered under this tentative agreement is January 1, 2014 through June 30, 2018.

WHEREAS, the Board of Supervisors has reviewed and concurs with terms and conditions of the Memorandum of Understandings for the Probation Association and the Mid-Management Probation Association.

NOW THEREFORE, BE IT RESOLVED by the Plumas County Board of Supervisors as follows:

1. Board of Supervisors ratifies and accepts the Memorandum of Understandings for the Probation Association and Mid-Management Probation Association as set forth in the copy of the Memorandum of Understandings attached to this Resolution as Exhibit A and Exhibit B.
2. The County Auditor/Controller and Human Resources Director are hereby directed to implement the provisions of these Memorandum of Understandings and the Board Chair is authorized to execute the Memorandum of Understandings and any other documents related hereto in order to carry out this ratification.

The foregoing Resolution was duly passed and adopted by the Board of Supervisors of the County of Plumas, State of California, at a regular meeting of said Board held on the 13th day of December, 2016 by the following vote:

AYES:
NOES:
ABSENT:

ATTEST:

Chair, Board of Supervisors

Clerk of the Board

DEPARTMENT OF HUMAN RESOURCES

520 Main Street, Room 115, Quincy, California 95971

(530) 283-6444 FAX (530) 283-6160

Email: nancyselvage@countyofplumas.com



DATE: October 28, 2016

TO: The Honorable Board of Supervisors

FROM: Nancy Selvage, Human Resources Director

**SUBJECT: AGENDA ITEM FOR BOARD OF SUPERVISORS MEETING OF
DECEMBER 13, 2016.
RE: EMPLOYEE RETIREMENT CONTRIBUTIONS TO BE MADE
ON A PRETAX BASIS IN ACCORDANCE WITH PROVISIONS OF
INTERNAL REVENUE CODE 414 (h)(2) FOR EMPLOYEES
COVERED UNDER THE MOUS FOR THE PROBATION
ASSOCIATION AND MID-MANAGEMENT PROBATION
ASSOCIATION.**

IT IS RECOMMENDED THAT THE BOARD:

Adopt the attached resolution allowing employees covered under the Memorandum of Understandings for the Probation Association and Mid-Management Probation Association to make the required contributions to CalPERS on a pre-tax basis.

BACKGROUND AND DISCUSSION:

The attached resolution satisfies the CalPERS requirement for adopting changes for County employees making contributions on a pre-tax basis. In order for the County to make these changes in the payroll system, CalPERS must also accept the Board of Supervisors adopted Resolutions before changes can be made the CalPERS employee contributions.

It is recommended to adopt the attached Employee Paid Member Contribution (EPMC) resolution for the Probation Association and the Mid-Management Association.

RESOLUTION NO.2016- _____

RESOLUTION TO TAX DEFER MEMBER PAID CONTRIBUTIONS – IRS 414(h)(2)
EMPLOYER PICK-UP

WHEREAS, the governing body of the County of Plumas has the authority to implement the provisions to section 414(h)(2) of the Internal Revenue Code (IRC); and

WHEREAS, the County of Plumas has determined that even though the Implementation of the provisions of section 414(h)(2) IRC is not required by law, the tax benefit offered by section 414(h)(2) IRC should be provided to employees covered under Memorandum of Understandings with Probation Association and Mid-Management Probation Association who are members of the California Public Employee's Retirement System:

NOW, THEREFORE, BE IT RESOLVED:

- I. That the County of Plumas will implement the provisions of section 414(h)(2) IRC by making employee contributions pursuant to California Government Code Section 20691 to the California Public Employees' Retirement System on behalf of all its employees or all its employees in a recognized group or class of employment who are members of the California Public Employees Retirement System. "Employee contributions" shall mean those contributions to the Public Employees Retirement System which are deducted from the salary of employees and are credited to individual employee's accounts pursuant to California Government Code section 20691.
- II. That the contributions made by the County of Plumas to the California Public Employees' Retirement System, although designated as employee contributions, are being paid by the County of Plumas in lieu of contributions by the employees who are members of the California Public Employees' Retirement System.
- III. That employees shall not have the option of choosing to receive the contributed amounts directly instead of having them paid by the County of Plumas to the California Public Employees' Retirement System.
- IV. That the County of Plumas shall pay to the California Public Employees' Retirement System the contributions designated as employee contributions from the same source of funds as used in paying salary.
- V. That the amount of the contributions designated as employee contributions and paid by the County of Plumas to the California Public Employees' Retirement System on behalf of an employee shall be the entire contribution required of the employee by the California Public Employees' Retirement Law (California Government Code Sections 20000, et seq.)

DEPARTMENT OF HUMAN RESOURCES

520 Main Street, Room 115, Quincy, California 95971

(530) 283-6444 FAX (530) 283-6160

Email: nancyselvage@countyofplumas.com



DATE: November 28, 2016

TO: The Honorable Board of Supervisors

FROM: Nancy Selvage, Human Resources Director

SUBJECT: AGENDA ITEM FOR BOARD OF SUPERVISORS MEETING OF
DECEMBER 13th, 2016.

**RE: APPROVE RESOLUTION TO AMEND THE 125 PLAN DOCUMENT
FOR THE ELECTION OF OPTIONAL BENEFITS AND
COMPENSATION REDUCTION AGREEMENT FOR PLAN YEAR
JANUARY 1, 2017 THROUGH DECEMBER 31, 2017**

IT IS RECOMMENDED THAT THE BOARD:

Approve resolution amending the 125 Plan Document for the election of optional benefits and compensation reduction agreement for Plan year January 1, 2017 and subsequent plan years or until new changes to the Plan Document are required.

BACKGROUND AND DISCUSSIONS:

Our 125 Plan summary options have changed since the last Resolution was adopted. Significant changes to the 125 Plan Document has been made requiring a new 125 Plan Document update. AFLAC has offered Plumas County with a Flexible Benefits Plan (the 125 Plan) as described in the Summary Plan description as a supplemental Insurance carrier. During our open enrollment period during December of each year, employees are offered the opportunity to update their election information pertaining to health insurance premium payments. Employees, who elect to participate in the 125 Plan, will have their health insurance share pre-taxed before their remainder of the paycheck is taxed. This does provide a small tax break to those who choose to participate. Employees, who do not want to select the pre-tax health insurance premium payment, need to waive this election and will be taxed on their entire paychecks. These annual election forms are good until the next open enrollment period and cannot be changed during the year.

Human Resources Department administers the 125 Plan and each calendar year request employees to update their 125 Plan election forms. This open enrollment period is once a year and this is the only time employees can change their 125 Plan election status. New Opt-Out forms also updated with the required proof of insurance in the form of a current Health Insurance Card.

It is recommended the Board pass the Resolution to amend the County's 125 Plan Document for the election of optional benefits and compensation reduction agreement for plan year January 1, 2017 through December 31, 2017 and subsequent Plan years.




PLUMAS COUNTY BUILDING DEPARTMENT

555 Main Street
Quincy, CA 95971
www.plumascounty.us

voice (530) 283-7011
24/7 inspection request (530) 283-6001
fax (530) 283-6134

3E1

Memorandum

Date: November 30, 2016
To: The Honorable Board of Supervisors
From: Jim Green 
Re: Code Enforcement Budget Request

Recommendation:

Authorize transfer of \$15,000 from contingency funds to the Code Enforcement budget for abatement and professional services.

Background and discussion:

In June 2016, a new Code Enforcement Officer was hired to address Plumas County Code violations and subsequent abatement. There is a need to fund disposal costs for abatement of trash and other debris over and above what was achieved through voluntary agreements with property owners. Several properties have been processed since June to a successful conclusion. Others are in process at this time. There is an on-going need for funding to pay disposal fees, towing etc. A separate vehicle and abatement request will need to be included in future Code Enforcement budgets to fund contracts for larger projects.

The Board had requested this item be addressed once a Code Enforcement Officer was hired and became active in resolving cases here in Plumas County.

Jim Green
Director, Building Services

3E2

ORDINANCE NO. 16- _____

AN ORDINANCE OF THE COUNTY OF PLUMAS, STATE OF CALIFORNIA,
AMENDING THE PLUMAS COUNTY CODE REGARDING
BUILDING PERMIT EXPIRATION

The Board of Supervisors of the County of Plumas, State of California, DOES ORDAIN as follows:

Section 1: Section 8-1.03 is hereby added to Chapter 1 of Title 8 of the Plumas County Code to read as follows:

Sec. 8-1.03. – Permit Expiration.

Building permits shall expire twenty-four (24) months after issuance. A building permit shall become invalid if work authorized by the permit is not commenced within 180 days after issuance of the permit, or if work authorized by the permit is suspended or abandoned for a period of 180 days. Upon receipt of a written application and a showing of good cause, the Building Official is authorized, in the Building Official’s discretion, to grant, in writing, one or more extensions of time, for periods not more than 180 days each.

Section 2. Section 1 of this ordinance shall be codified. The remainder of the ordinance shall not be codified.

Section 3. This ordinance shall be published, pursuant to Section 25124 (a) of the Government Code of the State of California, before the expiration of fifteen days after the passage of the ordinance, once, with the names of the supervisors voting for and against the ordinance, in the *Feather River Bulletin*, a newspaper of general circulation in the County of Plumas.

Section 4. This ordinance shall become effective thirty (30) days after its date of final adoption.

The foregoing ordinance was introduced at a regular meeting of the Board of Supervisors on the 15th day of November 2016, was amended on the 6th day of December 2016, and passed and adopted by the Board of Supervisors of the County of Plumas, State of California, on the 13th day of December 2016, by the following vote:

AYES: Supervisors:
NOES: Supervisors:
ABSENT: Supervisors:

Chair, Board of Supervisors

ATTEST:

Clerk of said Board of Supervisors




Office of the Sheriff

1400 E. Main Street, Quincy, California 95971 • (530) 283-6375 • Fax 283-6344

3F

GREGORY J. HAGWOOD
SHERIFF/CORONER

Memorandum

DATE: November 28, 2016
TO: Honorable Board of Supervisors
FROM: Sheriff Greg Hagwood 
RE: Agenda Item for the meeting of December 6, 2016

Recommended Action:

- 1) Approve and authorize a budget transfer in the amount of \$10,000.00 from the AB443 (dept 70331) Ammunition/Tactical Supply account (524900) to fixed asset account for Computer Hardware (549500) for amount needed to purchase new computer server.

Background and Discussion:

On November 20, 2016 the Sheriff's Office communication system suffered a catastrophic loss of a server. This server needs to be replaced immediately. A savings in the ammunition/tactical supply account is available to transfer to cover the cost of the replacement server.

**COUNTY OF PLUMAS
REQUEST FOR BUDGET APPROPRIATION TRANSFER
OR SUPPLEMENTAL BUDGET**

TRANSFER NUMBER
(Auditor's Use Only)

Department: AB443 Dept. No: 70331 Date 11/28/2016

The reason for this request is (check one):		Approval Required
A.	<input type="checkbox"/> Transfer to/from Contingencies OR between Departments	Board
B.	<input type="checkbox"/> Supplemental Budgets (including budget reductions)	Board
C.	<input checked="" type="checkbox"/> Transfers to/from or new Fixed Asset, within a 51XXX	Board
D.	<input type="checkbox"/> Transfer within Department, except fixed assets	Auditor
E.	<input type="checkbox"/> Establish any new account except fixed assets	Auditor

TRANSFER FROM OR **SUPPLEMENTAL REVENUE ACCOUNTS**

(CHECK "TRANSFER FROM" IF TRANSFER WITHIN EXISTING BUDGET, CHECK "SUPPLEMENTAL REVENUE" IF SUPPLEMENTAL, NEW UNBUDGETED REVENUE)

Fund #	Dept #	Acct #	Account Name	\$ Amount
<u>0017G</u>	<u>70331</u>	<u>524900</u>	<u>AMMUNITION/TACTICAL SUPPLY</u>	<u>10,000.00</u>
Total (must equal transfer to total)				<u>10,000.00</u>

TRANSFER TO OR **SUPPLEMENTAL EXPENDITURE ACCOUNTS**

(CHECK "TRANSFER TO" IF TRANSFER WITHIN EXISTING BUDGET, CHECK "SUPPLEMENTAL EXPENDITURE" IF SUPPLEMENTAL, NEW UNBUDGETED EXPENSE)

Fund #	Dept #	Acct #	Account Name	\$ Amount
<u>0017G</u>	<u>70331</u>	<u>549500</u>	<u>COMPUTER HARDWARE</u>	<u>10,000.00</u>
Total (must equal transfer to total)				<u>10,000.00</u>

Supplemental budget requests require Auditor/Controller's signature
Please provide copy of grant award, terms of award, proof of receipt of additional revenue, and/or backup to support this request.

In the space below, state (a) reason for request, (b) reason why there are sufficient balances in affected accounts to finance transfer, (c) why transfer cannot be delayed until next budget year (attach memo if more space is needed) or (d) reason for the receipt of more or less revenue than budgeted.

A) Server crashed - Must be replaced ASAP

B) Expenditures less than anticipated

C) Expense to be incurred this fiscal year

D) N/A

Approved by Department Signing Authority: *Ron Towery*

Approved/ Recommended Disapproved/ Not recommended

Auditor/Controller Signature: _____

Board Approval Date: _____ Agenda Item No. _____

Clerk of the Board Signature: _____

Date Entered by Auditor/Controller: _____ Initials _____

INSTRUCTIONS:

Original and 1 copy of ALL budget transfers go to Auditor/Controller. If supplemental request they must go to the Auditor/Controller. Original will be kept by Auditor; copies returned to Department after it is entered into the system.

Supplemental transfer must have Auditor/Controllers signature. Auditor/Controller will forward all signed, supplemental transfers to the Board for approval.

If one copy of agenda request and 13 copies of Board memo and backup are attached, the entire packet will be forwarded, after all signatures are obtained, to the Clerk of the Board. If only the budget form is sent, it will be returned to the Department after all signatures are obtained.

Transfers that are going to be submitted to the Board for approval:

- A. Must be signed by the Auditor/Controller; if supplemental must be signed by the Auditor/Controller.

Plumas County, California

361

RESOLUTION NO. 16-

A RESOLUTION APPROVING CONFLICT OF INTEREST CODES ADOPTED OR AMENDED BY LOCAL DISTRICTS AND AGENCIES IN PLUMAS COUNTY.

WHEREAS,

- A. The state Political Reform Act, in pertinent part commencing at Government Code section 87100 et seq., requires each local district and agency in a county to review, adopt or amend its own conflict of interest code every two years; and,
- B. Government Code section 87303 provides that each such conflict of interest code is to be reviewed and approved by the county's "code reviewing body," which, for the County of Plumas, is the Board of Supervisors,

NOW, THEREFORE, BE IT RESOLVED by the Plumas County Board of Supervisors as follows:

- 1. The conflict of interest codes adopted or amended by local districts and agencies within Plumas County have been reviewed by the Office of County Counsel, acting at the direction of the code reviewing body, and those districts and agencies in compliance are listed on Appendix "A" of the attachment to this resolution.
- 2. Local districts and agencies which have yet to comply are listed on Appendix "B" of the attachment to this resolution.
- 3. Local districts and agencies which have not yet complied are ordered to comply as soon as possible, or a conflict of interest code may be adopted for them, either by the code reviewing body or by the Fair Political Practices Commission.

The foregoing resolution was adopted on December 13, 2016, at a regular meeting of the Plumas County Board of Supervisors, by the following vote:

AYES:

NOES:

ABSENT:

Sherrie Thrall, Chair, Board of Supervisors

ATTEST:

Nancy DaForno, Clerk of the Board



APPENDIX "A"

RESOLUTION CONCERNING CONFLICT OF INTEREST CODES ADOPTED
OR AMENDED BY LOCAL DISTRICTS AND AGENCIES IN PLUMAS
COUNTY FOR BIENNIAL YEAR 2016

Compliant Districts:

1. Almanor Recreation and Park District
2. Beckwourth Fire District
3. Central Plumas Recreation and Park District
4. Chester Cemetery District
5. Chester Public Utility District
6. Crescent Mills Fire District
7. Eastern Plumas Health Care Eastern District
8. Eastern Plumas Rural Fire Protection District
9. East Quincy Services District
10. Feather River Canyon Community Services District
11. Feather River Community College District
12. Gold Mountain Community Services District
13. Graeagle Community Services District
14. Graeagle Fire Protection District
15. Grizzly Lake Community Services District
16. Hamilton Branch Community Services District
17. Hamilton Branch Fire Protection District
18. Indian Valley Recreation and Park District
19. Johnsville Public Utility Fire Protection District
20. La Porte Fire Protection District
21. Long Valley Community Services District
22. Meadow Valley Cemetery District
23. Meadow Valley Fire Protection
24. Peninsula Fire District
25. Plumas County Grand Jury
26. Plumas County Office of Education
27. Plumas District Hospital
28. Plumas Eureka Community Services District
29. Plumas Local Agency Formation Commission (LAFCO)
30. Plumas Unified School District
31. Portola Cemetery District
32. Prattville-Almanor Fire District
33. Quincy Community Services District
34. Quincy Fire Protection District
35. Quincy La Porte Cemetery District
36. Seneca Healthcare District
37. Taylorsville Cemetery District
38. West Almanor Community Services District

APPENDIX "B"

RESOLUTION CONCERNING CONFLICT OF INTEREST CODES ADOPTED OR AMENDED BY LOCAL DISTRICTS AND AGENCIES IN PLUMAS COUNTY FOR BIENNIAL YEAR 2016

Non-Compliant Districts:

1. "C" Road Community Services District
2. Clio Public Utility District
3. Crescent Mills Cemetery District
4. Cromberg Cemetery District
5. Eastern Plumas Recreation and Park District
6. Feather River Resource Conservation District
7. First 5 Plumas county Children and Families Commission
8. Greenhorn Creek Community Services District
9. Greenville Cemetery District
10. Grizzly Ranch Community Services District
11. Indian Valley Community Services District
12. Mohawk Valley Cemetery District
13. Sierra Valley fire Protection District
14. Whitehawk Ranch Community Services District

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Plumas County, California
RESOLUTION NO. 16-

**A RESOLUTION READOPTING THE CONFLICT OF INTEREST CODE FOR
PLUMAS COUNTY**

WHEREAS, Plumas County has adopted a Conflict of Interest Code pursuant to the Political Reform Act (Government Code Section 87100, et seq.); and,

WHEREAS, the Political Reform Act requires that local Conflict of Interest Codes be reviewed, amended, or readopted every even numbered year,

NOW, THEREFORE, BE IT RESOLVED by the County of Plumas, State of California, Board of Supervisors as follows:

1. All previous resolutions adopting a conflict of interest code for the County of Plumas are hereby repealed, and are replaced by this resolution.
2. The terms of Title 2, California Code of Regulations, Section 18730 and any amendments to it duly adopted by the Fair Political Practices Commission, along with the Attached Appendix "A," in which positions are designated and disclosure categories are set forth, are incorporated here by reference and are declared to constitute the Conflict of Interest Code for the County of Plumas.
3. Persons holding designated offices and positions shall file Statements of Economic Interest (Form 700) pursuant to the County's Conflict of Interest Code.
4. Statements of Economic Interest shall be filed in the County Clerk's office. The contents of the Statement, and the proper time and manner of filing, are set forth in Section 18730(b)(4).

The foregoing resolution was adopted on December 13, 2016 at a regular meeting of the Plumas County Board of Supervisors, by the following vote:

AYES:
NOES:
ABSENT:

Sherrie Thrall, Chair, Board of Supervisors

ATTEST:

Nancy DaForno, Clerk of the Board

APPENDIX "A"
List of those who File Form 700

A Resolution Readopting the Conflict of Interest Code for Plumas County

Disclosure Categories for Designated Employees and Consultants

Officials listed in California Government Code § 87200 shall make disclosures pursuant to California Government Code § 87202 -87210.

County employees shall make disclosures as listed in the Categories numbered 1 - 4 below.

Consultants and Contractors shall make disclosures in Category 1 or 2 based on the degree to which the consultant would be engaged in financial decision making.

Boards and Commissions listed below shall develop Conflict of Interest Policies consistent with the applicable code and make disclosures as specified.

Airport Land Use Commission	Disclosure Category
Conflict of Interest Policy	Public Utility Code § 21672
Commissioners	1
Administration	
Chief Administrative Officer	Govt Code § 87202 -87210
Agriculture	
Agricultural Commissioner	1
Ag & Standards Inspector	1
Airports	
Airport Managers	1
Assessor	
Assessor	1
Assistant Assessor	1
Auditor-Controller	
Auditor-Controller	1
Assistant Auditor	1
Assistant Risk Manager / Occupational Safety and Health Specialist	1
Behavioral Health Services	
Director	1

Deputy Director	1
Administrative Services Officer	1
Continuing Care Coordinator	1
Quality Assurance Coordinator	1
MHSA Coordinator	1

Board of Supervisors

Disclosure Category

Supervisors	Govt Code § 87202 -87210
Clerk of the Board	1

Clerk-Recorder

Clerk-Recorder	1
Assistant Clerk-Recorder	1

Cannabis Working Group

Members	1
---------	---

County Counsel

County Counsel	Govt Code § 87202 -87210
Deputy County Counsels	1
Public Defenders	1

Child Support Services

Director	1
----------	---

Children & Families Commission

Conflict of Interest Policy	Health & Safety Code §130140 (d)(4)(A)
Commissioners	1

Dependent Special Districts (Walker Ranch CSD, Flood Control & Water Conservation District, Quincy Lighting District, Dixie Valley CSD and Crescent Mills Lighting District)

District Managers	1
-------------------	---

District Attorney

District Attorney	Govt Code § 87202 -87210
Deputy District Attorneys	1
Fiscal Officer	1
Alternative Sentencing Manager	1

Engineering

County Engineer	1
Engineering Technician II	2
Fiscal Tech, Services Assistant	2

Environmental Health Division	Disclosure Category
Environmental Health Division Chief	1
Facility Services	
Director	1
Project Manager	2
Fiscal Officer	1
ADA Coordinator	1
Fair (Plumas – Sierra County Fair)	
Fair Manager	1
Fair Board Members	1
Human Resources	
Human Resources Director	1
Information Technology	
Information Systems Manager	1
Library	
County Librarian	1
Literacy Coordinators	2
Mental Health Commission	
Conflict of Interest Policy	Welfare & Institutions Code § 5604(e)
Commissioners	1
Museum	
Museum Director	1
Museum Board Members	1
Office of Emergency Services	
Director	1
Planning Commission	
Commissioners	Govt Code § 87202 -87210
Planning & Building Services	
Planning/Zoning Director	1, 3 & 4
Senior Planner	1, 3 & 4
Director of Building Services	1, 3 & 4
Chief Code Enforcement Officer	1

Probation	Disclosure Category
Chief Probation Officer	1
Supervising Probation Officer	1
Department Fiscal Officer	1

Public Defenders	
Contract Public Defenders	1

Public Health Agency	
Director	1
Assistant Director	1
Fiscal Officer	1
Health Officer	1
Assistant Health Officer	1
Division Director Veterans Services Officer	1

Public Works	
Director of Public Works	1
Assistant Director of Public Works	1
Deputy Director of Public Works	1
Fiscal Officer/Administrative Services Manager	2
Associate Engineer	2
Assistant Engineer/Transportation Planner	2
Assistant Engineer	2
Road Maintenance Supervisor	2
Equipment Maintenance Supervisor	2
Engineering Technician II	2
Public Works Senior Environmental Planner	2

Sheriff-Coroner	
Sheriff-Coroner	1
Under Sheriff	1
Jail Commander	1
Sheriff Deputy/Training/Policy Advisor	1
Deputy Sheriff/Communications Equipment Coordinator	1
Animal Control Supervisor	1

Social Services	
Social Services Director/Public Guardian	1
Chief Deputy Public Guardian	1
Program Manager/Assistant Director	1

Treasurer-Tax Collector	
Treasurer-Tax Collector	Govt Code § 87202 -87210
Assistant Treasurer-Tax Collector	1

Disclosure Categories

The disclosure categories listed below identify the types of investments, business entities, sources

Category 1: Full Disclosure

All investments, business positions in, and income, including gifts, loans and travel payments, from sources located in, or doing business in, the jurisdiction. All interests in real property located within the jurisdiction, including property located within a two mile radius of the jurisdiction or of any property owned or used by the agency.

Category 2: Partial Disclosure

All investments, business positions and income, including gifts, loans and travel payments, from sources that provide services, supplies, materials, machinery or equipment of the type purchased or utilized by the department in which the designated employee is employed.

Category 3: Interests in Real Property

All interests in real property located within the jurisdiction, including property located within a two mile radius of the jurisdiction or of any property owned or used by the agency. All investments, business positions and income, including gifts, loans and travel payments, from business entities which engage in land development, construction, or the acquisition or sale of real property.

Category 4:

All investments, business positions and income, including gifts, loans and travel payments, from sources that are subject to the regulatory, permit, or licensing authority of, or have an application for a license or permit pending before, the department in which the designated employee is employed.

4D



To: RCRC Board of Directors
RCRC Alternates
RCRC CAO's
RCRC Clerks of the Board

From: Greg Norton, President & CEO

Date: November 15, 2016

Re: Designation of the 2017 RCRC Delegates and Alternates -
ACTION REQUIRED

Annually the Rural County Representatives of California (RCRC) requires confirmation of each member county's Delegate and Alternate to the RCRC Board of Directors. The first RCRC Board Meeting of 2017 will be held on January 18th in Sacramento.

Upon determination, please provide confirmation of your county's election/appointment. Once determined, please forward the formal confirmation to RCRC as soon as possible. The confirmation can be sent via e-mail PDF to sbolnik@rcrcnet.org, faxed to (916) 431-0101 and/or mailed to:

Rural County Representatives of California
1215 K Street, Suite 1650
Sacramento, CA 95814
Attn: Sarah Bolnik

Please do not hesitate to contact me or Sarah Bolnik, RCRC Office Manager, if you have any questions or require additional information. Thank you for your assistance with this information.

Attachment

- RCRC Designation Form



To: RCRC Board of Directors
RCRC Alternates
RCRC CAO's
RCRC Clerks of the Board

From: Greg Norton
President & CEO

Date: November 18, 2016

Re: Designation of the 2017 ESJPA Delegates and Alternates -
ACTION REQUIRED

The first ESJPA Board Meeting of 2017 will be held on **March 16th** in Sacramento. Please complete the attached designation form specifying the official Delegate and Alternate for your county.

Upon the official determination by the county, please provide confirmation of your county's election/appointment. Please forward the formal confirmation to RCRC as soon as possible. The confirmation can be sent via e-mail to mpitto@rcrcnet.org, faxed to (916) 431-0101 and/or mailed to:

Rural County Representatives of California
1215 K Street, Suite 1650
Sacramento, CA 95814
Attn: Mary Pitto

Please note that **the ESJPA bylaws require that a Supervisor be the Delegate. Alternates are generally a staff member who is in charge of solid waste/recycling programs for the county.** While there is no limit on the number of county staff who may attend the ESJPA meetings, only the officially designated Delegate or Alternate from each county will have voting rights.

Additionally, please note that all Delegates and Alternates will be required to comply with the ESJPA conflict of interest code and file a Form 700.

Please do not hesitate to contact me at gnorton@rcrcnet.org or Mary Pitto, ESJPA Program Manager, at mpitto@rcrcnet.org if you have any questions or require additional information. Thank you for your assistance in this matter.

Attachments

- ESJPA Designation Form



Golden State Finance Authority (GSFA)
1215 K Street, Suite 1650 · Sacramento, California 95814
Phone: (855) 740-8422 · Fax: (916) 444-3219 · www.gsfa-home.org

To: GSFA Board of Directors
GSFA Alternates
GSFA CAO's
GSFA Clerks of the Board

From: Greg Norton, Executive Director

Date: November 15, 2016

Re: Designation of the 2017 GSFA Delegates and Alternates –
ACTION REQUIRED

Annually the Golden State Finance Authority (GSFA) requires confirmation of each member county's Delegate and Alternate to the GSFA Board of Directors. The first GSFA Board Meeting of 2017 will be held on January 18th in Sacramento.

Upon determination, please provide confirmation of your county's election/appointment. Once determined, please forward the formal confirmation to GSFA as soon as possible. The confirmation can be sent via e-mail PDF to sbolnik@rcrcnet.org, faxed to (916) 431-0101 and/or mailed to:

Golden State Finance Authority
1215 K Street, Suite 1650
Sacramento, CA 95814
Attn: Sarah Bolnik

Please do not hesitate to contact me if you have any questions or require additional information. Thank you for your assistance with this information.

Attachment

- GSFA Designation Form

PLUMAS COUNTY • DEPARTMENT OF PUBLIC WORKS

1834 East Main Street, Quincy, CA 95971 – Telephone (530) 283-6268 – Facsimile (530) 283-6323
Robert A. Perreault, Jr., P.E., Director Joe Blackwell, Deputy Director




AGENDA REQUEST

For the December 13, 2016 meeting of the Plumas County Board of Supervisors

December 5, 2016

To: Honorable Board of Supervisors

From: Robert Perreault, Director of Public Works 

Subject: Supplemental Budget to Increase Reimbursement Revenue (Account 46251) and Increase PW Industrial Equipment (Account 541900).

Background:

During FY15/16, the Road Division suffered the loss of one of its water trucks due to an accident. This loss was covered by insurance and a check in the amount of \$132,068.88 was received from Trindel Insurance.

This supplemental budget request increases revenue and expense account line items so that the Public Works Department will have sufficient funds in which to purchase the replacement water truck. The net effect to the Public Works budget will be \$0.

The attached budget transfer has been reviewed and approved by the County Auditor.

Recommendation:

The Public Works Department respectfully recommends that the Board of Supervisors approve the attached supplemental budget to increase both the Reimbursement Revenue and PW Industrial Equipment line items by \$132,069.00 each.

Attachment

**COUNTY OF PLUMAS
REQUEST FOR BUDGET APPROPRIATION TRANSFER
OR SUPPLEMENTAL BUDGET**

TRANSFER NUMBER
(Auditor's Use Only)

Department: Road Dept. No: 20521 Date 12/1/2016

The reason for this request is (check one):

- | | | | <u>Approval Required</u> |
|----|-------------------------------------|---|--------------------------|
| A. | <input type="checkbox"/> | Transfer to/from Contingencies OR between Departments | Board |
| B. | <input checked="" type="checkbox"/> | Supplemental Budgets (including budget reductions) | Board |
| C. | <input type="checkbox"/> | Transfers to/from or new Fixed Asset, within a 51XXX | Board |
| D. | <input type="checkbox"/> | Transfer within Department, except fixed assets | Auditor |
| E. | <input type="checkbox"/> | Establish any new account except fixed assets | Auditor |

TRANSFER FROM OR **SUPPLEMENTAL REVENUE ACCOUNTS**

(CHECK "TRANSFER FROM" IF TRANSFER WITHIN EXISTING BUDGET, CHECK "SUPPLEMENTAL REVENUE" IF SUPPLEMENTAL, NEW UNBUDGETED REVENUE)

Fund #	Dept #	Acct #	Account Name	\$ Amount
<u>0002</u>	<u>20521</u>	<u>46251</u>	<u>Reimbursements/Refunds</u>	<u>132,069.00</u>
Total (must equal transfer to total)				<u>132,069.00</u>

TRANSFER TO OR **SUPPLEMENTAL EXPENDITURE ACCOUNTS**

(CHECK "TRANSFER TO" IF TRANSFER WITHIN EXISTING BUDGET, CHECK "SUPPLEMENTAL EXPENDITURE" IF SUPPLEMENTAL, NEW UNBUDGETED EXPENSE)

Fund #	Dept #	Acct #	Account Name	\$ Amount
<u>0002</u>	<u>20521</u>	<u>541900</u>	<u>PW Industrial Equipment</u>	<u>132,069.00</u>
Total (must equal transfer to total)				<u>132,069.00</u>

Supplemental budget requests require Auditor/Controller's signature

Please provide copy of grant award, terms of award, proof of receipt of additional revenue, and/or backup to support this request.

In the space below, state (a) reason for request, (b) reason why there are sufficient balances in affected accounts to finance transfer, (c) why transfer cannot be delayed until next budget year (attach memo if more space is needed) or (d) reason for the receipt of more or less revenue than budgeted.

A) Need to increase PW Industrial Equipment line item to account for purchase of new water truck

B) Unanticipated revenue received from Trindel to cover loss of previous water truck

C) Payment needs to be made from FY16/17 budget

D) Additional revenue to come from insurance reimbursement from Trindel for loss of old water truck due to accident

Approved by Department Signing Authority:

Damien Fink

Approved/ Recommended

Disapproved/ Not recommended

Auditor/Controller Signature:

[Handwritten Signature]

Board Approval Date: _____

Agenda Item No. _____

Clerk of the Board Signature: _____

Date Entered by Auditor/Controller: _____

Initials _____

INSTRUCTIONS:

Original and 1 copy of ALL budget transfers go to Auditor/Controller. If supplemental request they must go to the Auditor/Controller. Original will be kept by Auditor, copies returned to Department after it is entered into the system.

Supplemental transfer must have Auditor/Controllers signature. Auditor/Controller will forward all signed, supplemental transfers to the Board for approval.

If one copy of agenda request and 13 copies of Board memo and backup are attached, the entire packet will be forwarded, after all signatures are obtained, to the Clerk of the Board. If only the budget form is sent, it will be returned to the Department after all signatures are obtained.

Transfers that are going to be submitted to the Board for approval:

- A. Must be signed by the Auditor/Controller; if supplemental must be signed by the Auditor/Controller.

LB

PLUMAS COUNTY
DEPARTMENT OF PUBLIC WORKS
SOLID WASTE DIVISION

1834 EAST MAIN STREET • QUINCY, CA 95971 • (530) 283-6268
Robert A. Perreault, Jr., P.E. *Director of Public Works*

MEMORANDUM

December 7, 2016

To: Honorable Board of Supervisors

From: Robert Perreault, Director of Public Works



Subject: Proposed Revisions to Section 6-10, "Solid Waste Control," Plumas County Code

Since the conclusion of the Board of Supervisors meeting of 12/5/2016, the proposed ordinance that was continued to the Board of Supervisors meeting scheduled for December 13, 2016, has been revised. Such revisions were minor correction of typos and corrections to the paragraph numbering.

There are two (2) documents attached to this Memorandum, thus:

- The first document depicts black text and red text, the black text being original text from the existing County Code (Section 6-10) and the red text being revised or additional new proposed text.
- The second document is the same text that appears in the first document, but it is in entirely black text.

ORDINANCE NO. 16- _____

AN ORDINANCE OF THE COUNTY OF PLUMAS, STATE OF CALIFORNIA, AMENDING CHAPTER 10 OF TITLE 6 OF THE PLUMAS COUNTY CODE REGARDING SOLID WASTE CONTROL

The Board of Supervisors of the County of Plumas, State of California, hereby **ORDAINS** as follows:

SECTION 1.

Purpose. The purpose of this ordinance is to:

- (a) Protect and preserve Plumas County's environment and the economic interests, health, safety and quality of life of the residents of and visitors to Plumas County.
- (b) Update local regulations regarding the administration of the solid waste and recyclables collection and disposal system so that it continues to provide the best possible service to residents of and visitors to Plumas County.
- (c) Promote recycling and the diversion of recyclable materials from the waste stream, and in doing so, comply with the California Integrated Waste Management Act of 1989 (Sher, AB 939) (hereinafter the "Act"), the California Public Resources Code, and, commencing at §40000 of the California Public Resources Code, the State's Mandatory Commercial Recycling Law, Chapter 476, Statutes of 2011 (Chesbro, AB 341), and other applicable laws.
- (d) Establish and refine Plumas County's requirements and guidelines for the collection and disposal of solid waste, including green waste, construction & demolition debris (C & D), and the diversion and recycling of recyclable materials.
- (e) Provide an enforcement mechanism to help ensure that residents of and visitors to Plumas County engage in the proper collection and disposal of solid waste and recyclable materials and provide protections against illegal scavenging of materials.
- (f) Provide an exemption from the provisions of the State's Mandatory Commercial Recycling Law Chapter 476, Statutes of 2011 (Chesbro, AB 341) for qualified generators that self-haul, donate or sell their recyclables, and provide an exemption from same for those businesses that have major constraints or generate an amount of solid waste that does not meet the minimum thresholds contained in that law.
- (g) Provide fiscal oversight to ensure that all fees collected in conjunction with the solid waste program are collected in conformance with Plumas County's integrated solid waste plan, Article XIII A of the California Constitution (Proposition 13), and Article XIII C and XIII D of the California Constitution (Proposition 218).

Findings. Now, therefore, the Board of Supervisors of Plumas County (hereinafter "**Board**") hereby **FINDS** that, in order to conserve water and energy, protect the environment and preserve the economic interests, health, safety and quality of life of the residents of and visitors to Plumas County, it must provide for an efficient and integrated solid waste collection and disposal system, and

Furthermore, the **Board** hereby **FINDS**, that in order to comply with State and Federal mandates, particularly the Act, and the State's Mandatory Commercial Recycling Law, Chapter 476, Statutes of

2011 (Chesbro, AB 341) regarding the collection and disposal of solid waste, which laws require cities and counties to reduce, reuse and recycle solid waste generated in California to the maximum extent feasible before the disposal of solid waste, Plumas County must strengthen its diversion and recycling policy by enhancing its efforts to encourage and incentivize the diversion of recyclable materials from the waste stream, and

Furthermore, the Board hereby **FINDS** that Plumas County intends to be successful in its efforts to meet the State's diversion mandates, doing so - in part - by providing a strong financial incentive for residents and visitors to redirect recyclable materials from the waste stream. Therefore, the costs of providing collection and transportation services for recyclable materials shall continue to be free to residents and visitors, and shall be borne by fees generated by the balance of the solid waste program (excluding property-related fees) in Plumas County as part of its integrated solid waste management plan, and

Furthermore, the **Board** hereby **FINDS** that the timely and efficient collection and disposal of solid waste and recyclable materials within unincorporated Plumas County is an essential aspect of the Plumas County solid waste plan, and that the economic interests of the residents of and visitors to Plumas County are best served by awarding contract(s) for the collection and disposal of solid waste and recyclable materials to private solid waste collector(s) in the form of franchise agreement(s) to accomplish this goal, and

Furthermore, the **Board** hereby **FINDS** that the solid waste collection and disposal program for the unincorporated part of Plumas County shall be administered jointly by the Plumas County Departments of Environmental Health and Public Works. Their joint and individual responsibilities shall address the protection of Plumas County's environment and natural resources, and the preservation of the economic interests, health, safety and quality of life for the residents of and visitors to Plumas County, as well as the changing regulatory landscape of Federal and State law, and

Furthermore, the **Board** hereby **FINDS** that the County's goals in meeting the aforementioned responsibilities shall continue to be accomplished by awarding franchise contracts for solid waste services to private solid waste collectors, regulating the means by which solid waste is collected and disposed of, implementing existing and new State and Federal regulations as they are enacted, and providing fiduciary control over the rates that solid waste customers must pay for these services, and

Furthermore, the **Board** hereby **FINDS** that, in order to ensure that all rates and fees collected in conjunction with the solid waste program are collected in conformance with the Plumas County solid waste plan, Propositions 13, 26 and 218, responsible fiscal oversight by Plumas County shall continue to be the preeminent principle in setting or adjusting rates and fees for solid waste collection and disposal services, and that such rates and fees shall be determined through independent nexus studies to establish the actual costs of providing such solid waste services, and

Furthermore, the **Board** hereby **FINDS** that the existing provisions of Chapter 10 of Title 6 of the Plumas County Code of Ordinances require substantial revision to meet the needs of the current administration of the Plumas County solid waste and recyclable materials collection and disposal program.

Chapter 10 of Title 6 of the Plumas County Code of Ordinances, entitled "**Solid Waste Control**", is hereby deleted in its entirety, and is replaced as follows:

SECTION 2.

ARTICLE 1 – General Provisions

Section 6-10.101 Title and Citation. This chapter shall be known and may be cited as "Plumas County Solid Waste Control".

Section 6-10.102 Definitions.

(a) Unless otherwise apparent from the context, for the purposes of this chapter and franchise agreement(s) between solid waste collector(s) and the County pertaining to the collection and disposal of solid waste in Plumas County, certain words and phrases are defined as follows:

- (1) "Abandoned Vehicles", means abandoned, wrecked, dismantled or excess inoperable vehicles as specified in §5-8.01 et. seq. of the Plumas County Code of Ordinances. Although abandoned vehicles are defined as solid waste per §6-10.102 in this ordinance and in §40170 of the California Public Resources Code, the means of disposal of abandoned vehicles is specified in §5-8.12 of the Code, therefore such disposal is hereby excluded from this section.
- (2) "Act" means the California Integrated Waste Management Act of 1989 (AB 939), §40000, et seq. of the California Public Resources Code, as currently in force or as hereafter amended.
- (3) "Administrator" means the Plumas County (hereinafter "County") employee who manages the solid waste agreement(s) and superintends the solid waste program. The Director of Public Works of the Department of Public Works is Plumas County's designated administrator, however the administrator may appoint, in writing, a solid waste manager to assist in the management of the County's solid waste program.
- (4) "Agreement" means the current solid waste franchise agreement, including all attachments, between one or more solid waste franchise contractor(s) and the County.
- (5) "Approved Disposal Site" means any designated disposal site in the State of California or Nevada holding a valid permit to permanently deposit municipal solid waste (see "MSW"), hazardous waste, or infectious waste in accordance with all applicable laws and regulations of the United States and the State of California or the State of Nevada and all federal, State and local agencies having lawful jurisdiction.
- (6) "Applicable Law" means all federal, State, and local laws, regulations, rules, orders, judgments, decrees, permits, approvals, or other requirements of any governmental agency having jurisdiction over the collection, transportation, processing, and disposal of solid waste, targeted recyclable materials and other materials collected pursuant to this ordinance that are in force on the effective date and as they may be enacted, issued or amended during the term of the agreement(s).
- (7) "Backyard Collection Service" means the provision of collection services to a single family dwelling (hereinafter "SFD") in the rear or side premises.
- (8) "Billing" or "Billings" means statements of charges for services rendered by the solid waste franchise contractor to owners or occupants of property, including residential and commercial premises, for the collection of solid waste, targeted recyclable materials and other materials that are considered to be types of solid waste collected pursuant to the solid waste franchise agreement(s).
- (9) "Bin" means a metal or other durable container designed for mechanical emptying with a close-fitting hinged cover and a capacity of approximately one (1) to eight (8) cubic yards, with or without wheels, typically serviced by a front-loading collection vehicle.

- (10) "Board of Supervisors" means the Board of Supervisors of Plumas County, California.
- (11) "Bulky Items" or "Bulky Waste" means large items including, but not limited to major appliances which have had chlorofluorocarbons (CFCs) and/or mercury switches removed by a certified technician, furniture, tires (with rims removed), carpets, mattresses, and other oversize materials whose large size precludes or complicates their handling by normal collection or disposal at a designated transfer station. Bulky items or bulky waste does not include abandoned automobiles, large auto parts, or trees.
- (12) "Buy-Back" means the act of redeeming beverage containers with approved CRV markings at a buy-back or redemption center. (See "CRV" and "CRV Program")
- (13) "CalRecycle" (formerly known as the California Integrated Waste Management Board) means the department within the State of California primarily responsible for administering the Act.
- (14) "C & D" means Construction and Demolition Debris. See "Construction and Demolition Debris".
- (15) "Can" shall mean a standard 32 to 35 gallon metal or plastic customer-owned trash container.
- (16) "Cart" means a contractor-owned plastic container with a hinged lid and two wheels that is serviced by an automated or semi-automated collection vehicle. A cart has capacity of 32, 64, or 96 gallons (or similar volumes).
- (17) "Cell Phones" means all telephones used for mobile or cellular communications, including batteries used to power cell phones.
- (18) "CERCLA", also known as "Superfund", means the Comprehensive Environmental Response, Compensation and Liability Act of 1980.
- (19) "Collect" or "Collection" means to take physical possession, transport, and remove solid waste, targeted recyclable materials or other materials pursuant to the franchise agreement(s) from the franchise contractor's service area within Plumas County.
- (20) "Collection Container" means any container provided by the customer or contractor(s) to store and collect solid waste, targeted recyclable materials or any other material targeted for collection by the contractor(s) or a subcontractor of the contractor(s).
- (21) "Commercial" means a business activity including, but not limited to, retail sales, wholesale sales, services, research and development, government, education, non-profit, hospital, manufacturing, institutional and industrial operations, but excluding businesses conducted upon residential property which are permitted under applicable zoning regulations and are not the primary use of the property. Commercial collection includes service provided to multi-family dwelling customers and county facilities.
- (22) "Commercial Diversion Level" means the sum of all commercial recyclable materials collected and diverted by the contractor(s) divided by the sum of all commercial materials collected by the contractor(s), expressed as a percentage.

- (23) “Commingle” means to mix, mingle, or combine targeted recyclable materials in a collection container. See “Single-Stream Targeted Recyclable Materials”.
- (24) “Compost” means the product resulting from the controlled biological decomposition of organic wastes that are source separated from the municipal solid waste stream, or which are separated at a centralized facility. “Compost” includes vegetable, yard, and wood wastes which are not hazardous waste per §40110 of the California Public Resources Code.
- (25) "Construction and Demolition Debris" or “C&D” means solid waste in an amount exceeding an average of 500 pounds per operating day produced by any person(s) engaged in the business of building construction, renovation, remodeling, repair, or demolition operations on any residential, commercial or other structure or pavement. This solid waste shall include, but not be limited to, concrete, rock, brick, concrete block (CMU), framing and finish lumber, insulation, sheathing, sheetrock (gypsum board), lath plaster, plumbing and electrical fixtures and appurtenances, floor covering, cabinets and doors.
- (26) "Container" means any receptacle used for storage of solid waste, targeted recyclable materials and other materials collected including, but not limited to, metal or plastic cans, carts, bins, tubs, and drop boxes. See “Collection Container”.
- (27) "Contractor" means a solid waste franchise contractor serving a service area in Plumas County.
- (28) “County” means County of Plumas, a political subdivision of the State of California.
- (29) “County Manager” means the administrator or his designee (see “Administrator”, above),
- (30) “CRV” means California Redemption Value, which is a regulatory fee collected by the State from container manufacturers and refunded to consumers at buy-back centers upon redemption of food and/or beverage containers sold within the State, and marked with a CRV symbol as having a refund value established by §14560 of the California Public Resources Code.
- (31) “CRV Program” means the California Beverage Container Recycling and Litter Reduction Act (Margolin, AB 2020) and any program elements established by the County in response thereto. The purpose of the CRV program is to assure that a greater percentage of the beverage containers sold in California are returned for recycling.
- (32) “Curbside” means the location for collection, where collection containers or loose materials are placed on the street or alley against the face of the curb, or, where no curb exists, placed not more than five (5) feet from the outside edge of the street or alley.
- (33) “Customer” means the person receiving solid waste collection services pursuant to the provisions of this chapter, and to whom the contractor(s) submits billing invoices for collection services provided to a premise, or from whom the contractor accepts payment for receiving solid waste disposal services at a designated transfer station. The customer may be either the occupant or owner of the premise for which collection services are provided, however the owner of the premise shall be ultimately responsible for payment of collection services if an occupant of the premise fails to make such payment.

- (34) “Designated Transfer Facility” means the various recycling and disposal centers within Plumas County, which are owned by the County. See also “Transfer Station” and “Self-Haul”).
- (35) “Director” or “Director of Public Works” means the Director of the Plumas County Department of Public Works. See “Administrator”.
- (36) “Discarded Material” means solid waste and/or targeted recyclable materials placed by a generator in a container and/or at a location that is designated for collection pursuant to this ordinance. Discarded material shall become the property of the contractor(s) pursuant to §41950 of the California Public Resources Code until delivery to the designated transfer and disposal facility.
- (37) “Disposal”. Per §40192 of the California Public Resources Code, "Disposal" or “solid waste disposal,” means
- (a) Except as provided in subdivisions (b) and (c), "solid waste disposal" or "disposal" means the final deposition of solid wastes onto land, into the atmosphere, or into the waters of the state.
- (b) Except as provided in Part 2 (commencing with §40900), for purposes of Part 2 (commencing with §40900), "disposal" means the management of solid waste through landfill disposal or transformation at a permitted solid waste facility.
- (c) For purposes of Chapters 16 (commencing with §42800) and 19 (commencing with §42950) of Part 3, Part 4 (commencing with §43000), Part 5 (commencing with §45000), Part 6 (commencing with §45030), and Chapter 2 (commencing with §47900) of Part 7, "solid waste disposal" or "disposal" means the final deposition of solid wastes onto land.
- (38) "Disposal facility” or “facility” means any facility or location where disposal of solid waste occurs per §40121 of the California Public Resources Code.
- (39) "Disposal site" or “site” includes the place, location, tract of land, area, or premises in use, intended to be used, or which has been used, for the landfill disposal of solid wastes. "Disposal site" includes solid waste landfill, as defined in §40195.1 per §40122 of the California Public Resources Code,
- (40) “Drop Box” means an open-top container with a typical capacity of ten (10) to fifty (50) cubic yards (CY) that is serviced by a drop box or roll-off collection vehicle.
- (41) “Electronic Waste” or “E-Waste” means “Covered Electronic Wastes” as defined in the Act (§42463 of the California Public Resources Code) in addition to discarded electronic equipment such as, but not limited to, television sets, computer monitors, central processing units (CPUs), laptop computers, and peripherals (e.g., external computer hard drives, computer keyboards, computer mice, and computer printers). E-Waste does not include those items defined herein as targeted recyclable materials.
- (42) “Environmental Health” means the Plumas County Department of Environmental Health or the Director of that department.
- (43) "Environmental Laws" means all Federal and State statutes and County ordinances concerning public health, safety and the environment including, by way of example and not limitation:
- California Integrated Waste Management Act of 1989 (Sher, AB 939), §40000 et seq. of the California Public Resources Code;

- the California Hazardous Waste Control Act, California Health and Safety Code §25100 et seq.;
- the California Toxic Substances Control Act, California Health and Safety Code §25300 et seq.;
- the Porter-Cologne Water Quality Control Act, California Water Code §13000 et seq.;
- the Safe Drinking Water and Toxic Enforcement Act, California Health and Safety Code §25249.5 et seq.;
- the Comprehensive Environmental Response, Compensation and Liability Act of 1980 (CERCLA) 42 USC §9601 et seq. (better known as the Superfund Act);
- the Resource Conservation and Recovery Act; 42 USC §6901 et seq.;
- the Federal Clean Water Act 33 USC §1251 et seq.;
- the Toxic Substances Control Act 15 USC §2601 et seq.;
- the Occupational Safety and Health Act, 29 USC §651 et seq.,

all as currently in force or as hereafter amended, and all rules and regulations promulgated thereunder.

- (44) “Event” includes, but is not limited, to “large events” as defined in the Act (§42648 of the California Public Resources Code), any event that serves an average of at least 2,000 attendees and workers per day, and County-sponsored community events.
- (45) "Facility/Facilities" means any plant or site, owned or leased and maintained, operated or used by the contractor(s) for purposes of performing the contractor(s)' obligations under the agreement(s) e.g., facilities for parking and maintaining vehicles, administration offices, and customer service offices, etc.).
- (46) “Food Waste” means all putrescible waste and animal or vegetable waste or residue produced or accumulated from the preparation, processing, handling or consumption of foodstuff. See “Garbage”.
- (47) “Franchise” means a system in which the franchisor licenses the franchisee, for a payment (See “Franchise Fee”), the right to provide services on an exclusive or semi-exclusive basis.
- (48) “Franchise Area” shall mean a certain portion of unincorporated Plumas County shown as a collection area where the franchisee or permit holder may collect, transport or use solid waste.
- (49) “Franchisee” means contractor.
- (50) “Franchise Fee” means the fee(s) paid by contractor(s) to the County pursuant to the agreement(s).

- (51) "Garbage" means all putrescible waste and animal or vegetable waste or residue produced or accumulated from the preparation, processing, handling or consumption of foodstuff. See "Food Waste".
- (52) "Generator" means any person whose act or process produces solid waste or targeted recyclable materials or whose act first causes solid waste or targeted recyclable materials to become subject to regulation.
- (53) "Green Waste" means a biodegradable waste that can be comprised of landscaping waste from gardens, lawns or parks, including pine needles, leaves, grass clippings, flower or plant cuttings or branches, hedge trimmings or similar plant materials. Green waste does not include food waste, municipal solid waste, mixed demolition waste, wood that is painted with lead-based paint or wood containing wood preservatives. For the purposes of this ordinance, green waste shall be divided into the following two categories:
 - (i) "Woody Green Waste" is a green waste that has a high energy potential and which may be used as a source for conversion into fuel or electricity, i.e. woody debris such as dry pine cones, brush and tree trunks, limbs and branches.
 - (ii) "Non-Woody Green Waste" is a green waste that has a low energy potential such as pine needles, garden waste, leaves, green pine cones, weeds and grass clippings.

In addition, green waste may be characterized in one of the two following terms:

- (iii) "Processed Green Waste" which means green waste that has been subjected to chipping, grinding, or other mechanized treatment, or
 - (iv) "Unprocessed Green Waste" which means Green Waste that has not been subjected to chipping, grinding, or other mechanized treatment.
- (54) "Hazardous Substance" means any of the following:
- (i) Any substances defined, regulated or listed (directly or by reference) as "hazardous substances", "hazardous materials", "hazardous wastes", "toxic waste", "biological waste", "medical waste", "pollutant" or "toxic substances" or similarly identified as hazardous to human health or the environment, in or pursuant to the laws referred to in this ordinance, or:
 - (aa) the Hazardous Materials Transportation Act, 49 USC §1802, et seq.;
 - (ab) California Health and Safety Code §§25115-25117, 25249.8, 25281 and 25316;
 - (ac) the California Code of Regulations, Title 22, Division 4.5, Chapter 11 et seq.;
 - (ad) the Clean Air Act, 42 USC §7901 et seq.; and
 - (ae) the California Water Code §13050; or

- (ii) Any amendments, rules or regulations promulgated thereunder to such enumerated statutes or acts currently existing or hereafter enacted; and
 - (iii) Any other hazardous or toxic substance or material such as a chemical, acid, base, oxidizer, paint, stain, adhesive, tar, petroleum distillate, or any waste or pollutant identified as hazardous or toxic or regulated under any other applicable Federal, State or local environmental laws currently existing or hereinafter enacted, including, without limitation, household hazardous waste, friable asbestos, polychlorinated biphenyl's ("PCBs"), petroleum, natural gas and synthetic fuel products, and by-products.
- (55) "Hazardous Waste" means all substances defined as hazardous waste, acutely hazardous waste, or extremely hazardous waste by the State in the California Health and Safety Code §25110.02, §25115, and §25117 or in any future amendments to or recodifications of such statutes or identified and listed as hazardous waste by the US Environmental Protection Agency (EPA), pursuant to the Federal Resource Conservation and Recovery Act (42 USC §6901 et seq.), all future amendments thereto, and all rules and regulations promulgated thereunder.

Per §40141 of the California Public Resources Code:

- (a) "Hazardous waste" means a waste, or combination of wastes, which because of its quantity, concentration, or physical, chemical, or infectious characteristics may do either of the following:
 - (1) Cause, or significantly contribute to, an increase in mortality or an increase in serious, irreversible, or incapacitating reversible, illness.
 - (2) Pose a substantial present or potential hazard to human health or environment when improperly treated, stored, transported, or disposed of, or otherwise managed.
 - (b) Unless expressly provided otherwise, "hazardous waste" includes extremely hazardous waste and acutely hazardous waste.
- (56) "Holiday" or "Holidays" means New Year's Day, Memorial Day, July 4th, Labor Day, Thanksgiving Day, and Christmas Day.
- (57) "Holiday Schedule" means the modified service schedule for the days following a holiday. If a holiday falls on Monday, Tuesday, Wednesday, Thursday or Friday, the service is provided the immediately following day, unless previously noticed otherwise in a publication of general circulation.
- (58) "Household Batteries" means disposable or rechargeable dry cells (e.g., A, AA, AAA, B, C, D, 9-volt, button-type) commonly used as power sources for household or consumer products including, but not limited to, nickel-cadmium, nickel metal hydride, alkaline, mercury, mercuric oxide, silver oxide, zinc oxide, nickel-zinc, nickel iron, lithium, lithium ion, magnesium, manganese, and carbon-zinc batteries, but excluding automotive lead acid batteries.
- (59) "Household Hazardous Waste" means hazardous waste as defined above, generated at residential premises. Household hazardous waste does not include those items defined below as targeted recyclable materials.
- (60) "Infectious Waste" means biomedical waste generated at hospitals, public or private medical clinics, dental offices, research laboratories, pharmaceutical industries, blood

banks, mortuaries, veterinary facilities, and other similar establishments that are identified in California Health and Safety Code §25117.5.

- (61) "LEA" means the local enforcement agency, as certified by CalRecycle. In Plumas County, the LEA role is filled by a member of the Department of Environmental Health. LEA responsibilities include oversight (inspection) of the operation of solid waste facilities, storage and transportation of solid wastes by the contractor(s).
- (62) "Major Appliances" means any device including, but not limited to, washing machines, clothes dryer, hot water heaters, dehumidifiers, conventional ovens, microwave ovens, stoves, refrigerators, freezers, air-conditioners, trash compactors, and residential furnaces discarded by customers. Major appliances are commonly referred to as "white goods".
- (63) "Materials Recovery Facility" means a permitted facility where solid waste, targeted recyclable materials, and other materials are processed, sorted or separated for the purposes of recovering reusable or targeted recyclable materials.
- (64) "Medical Waste" means waste generated in a health care setting for the care of humans or animals. These include, but are not limited to sharps, blood products, containers and equipment containing blood as a fluid.
- (65) "Multi-Family," "Multi-Family Dwelling" or "MFD" means an individual residential premises in a multi-family residential complex.
- (66) "Multi-Family Residential Complex" means the building(s) containing three (3) or more individual residential premises.
- (67) "Municipal Solid Waste" (MSW), commonly known as trash, refuse or garbage, means a broad waste type that includes predominantly household waste (domestic waste or garbage) and organic materials or rubbish, in either solid or semisolid form. Federal and/or State governments regulate items that are to be excluded from the MSW stream.
- (68) "MSW" means municipal solid waste.
- (69) "Occupant" means the person in possession or control of the premises, such as the lessee, tenant, licensee, manager, custodian, or caretaker.
- (70) "Operator" means the person to whom the approval to operate a disposal site, transfer or processing station, or collection system is granted per §40141 of the California Public Resources Code.
- (71) "Organic Waste" means animal or vegetable waste which can be broken down into its base compounds by micro-organisms and other living things.
- (72) "Other Recyclable Material" means a subset of recyclable materials that are collected which include, but are not limited to: household batteries, cell phones, used motor oil, used motor oil filters, bulky items that are recycled, major appliances, E-Waste, and U-Waste. The purpose of differentiating other recyclable material is to describe a category used to calculate the overall diversion level.
- (73) "Overage" means the amount of solid waste placed in or adjacent to a collection container that is in excess of the container capacity.

- (74) "Overall Diversion Level" means the total weight of all recyclable materials collected (diverted from landfill disposal) by the contractor(s) divided by the total weight of all materials, including recyclable materials, collected by the contractor(s) in a calendar year.
- (75) "Owner" means the person having dominion of or title to the premises.
- (76) "Person" includes an individual, firm, limited liability company, association, partnership, political subdivision, government agency, municipality, industry, public or private corporation, or any other entity whatsoever per §40170 of the California Public Resources Code.
- (77) "Pharmaceutical Waste" means a waste generated from prescription or over-the-counter human or veterinary drugs.
- (78) "Plumas County Integrated Waste Management Task Force" or "PCIWMTF" means an advisory committee appointed by the Plumas County Board of Supervisors to advise them on solid waste management matters.
- (79) "Plumas County Solid Waste Plan" means, collectively, the documents portraying the procedures by which solid waste and recyclable materials are collected, stored, processed and transported in Plumas County and to their ultimate disposal sites, which documents include, but are not limited to this ordinance, the Plumas County Integrated Solid Waste Management Plan, the current franchise agreement(s) between Plumas County and its franchise contractor(s) and all amendments thereto, and all applicable State and Federal law.
- (80) "Premise or Premises" shall mean the following:
- (i) *Residential unit.* A parcel of real property, located in the unincorporated area of the County, upon which is situated any dwelling house or other place of human habitation, including each unit of a multiple occupancy up to and including four (4) separate living units.
 - (ii) *Commercial unit.* A parcel of real estate upon which is conducted any business, occupation, or activity which results in the production or accumulation of refuse. Five (5) or more separate living units at one location shall constitute a commercial enterprise.
- (81) "Public Works" means the Solid Waste Division of the Plumas County Department of Public Works or its Director (see "Administrator")
- (82) "Qualified Generator" means a commercial generator of solid waste and/or targeted recyclable materials who generates four (4) cubic yards (CY) of combined solid waste and/or targeted recyclable materials who is subject to the provisions of the State's Mandatory Commercial Recycling Law, Chapter 476, Statutes of 2011 (Chesbro, AB 341).
- (83) "Rates" means the monetary amounts to be charged a customer by the contractor(s) for providing collection of solid waste, recyclable materials and other materials.
- (84) "Recycle" or "recycling" means the process of collecting, sorting, cleansing, treating, and reconstituting materials that would otherwise become solid waste, and returning them to the economic mainstream in the form of raw material for new, reused, or reconstituted

products which meet the quality standards necessary to be used in the marketplace per §40180 of the California Public Resources Code. "Recycling" does not include transformation, as defined in §40201 of the California Public Resources Code.

- (85) "Refuse" means solid waste that has been placed by the generator in a contractor- or owner-provided container for collection and disposal. Refuse excludes source-separated targeted recyclable materials and unpermitted materials.
- (86) "Recyclable Containers" means food and beverage packaging receptacles including but not limited to packaging that has California redemption value.
- (87) "Recyclable Materials" or "Recyclables" means those discarded materials that can be re-used, remanufactured, reconstituted, or recycled. See "Targeted Recyclable Materials".
- (88) "Residential" means of, from, or pertaining to single-family dwellings, and multi-family residential complexes, including single-family homes, apartments, condominiums, townhouse complexes, mobile home parks, cooperative apartments, and yacht harbors and marinas where residents live aboard boats.
- (89) "Residential Diversion Level" means the sum of all residential recyclable materials collected and diverted by the contractor(s) divided by the sum of all residential materials collected by the contractor(s).
- (90) "Residential Premises" means individual dwelling units such as single-family dwelling units, multi-family dwelling units (such as townhouses, apartments, and condominiums), mobile home park dwelling units, cooperative apartments, and dwelling units at yacht harbors and marinas where residents live aboard boats.
- (91) "Residential Property" means property used for residential purposes.
- (92) "Residential Recyclable Materials" means targeted recyclable materials collected from both single-family dwelling customers and multi-family residential complexes.
- (93) "Rubbish" means non-putrescible waste or discarded or abandoned material, including, but not limited to paper, cardboard, rugs, rags, clothing, straw, wood, crockery, glass, rubber, metal, plastic and construction debris (C&D), and in the context of this section, means solid waste that is the subject of collection services by a franchise contractor.
- (94) "Self-Haul" means the act of hauling solid waste and/or recyclable materials to a designated transfer facility by the generator of such solid waste and/or recyclable materials, using their own personnel and equipment.
- (95) "Service Area" means the area within, and, if applicable, outside the County's jurisdictional boundaries with respect to which the County exercises franchising authority for the collection of solid waste, targeted recyclable materials or other materials pursuant to the agreement(s).
- (96) "Service Day" means a day during which solid waste services are provided, Monday through Sunday, excluding holidays.
- (97) "Service Sector" means collection services for each of the following types of services: single-family; multi-family; and commercial facilities.

- (98) "Single-Family," "Single-Family Dwelling," or "SFD" means a premise used as a residential dwelling and includes each unit of a duplex, at which there are no more than two dwelling units where individual solid waste and targeted recyclable materials collection is provided separately to each dwelling unit.
- (99) "Single-Stream Targeted Recyclable Materials" means targeted recyclable materials which have been commingled by the generator and placed in a container for the purposes of collection.
- (100) "Solid Waste". Per §40170 of the California Public Resources Code:
- (a) Except as provided in subdivision (b), "solid waste" means all putrescible and non-putrescible solid, semisolid, and liquid wastes, including garbage, trash, refuse, paper, rubbish, ashes, industrial wastes, demolition and construction wastes, abandoned vehicles and parts thereof, discarded home and industrial appliances, dewatered, treated, or chemically fixed sewage sludge which is not hazardous waste, manure, vegetable or animal solid and semisolid wastes, and other discarded solid and semisolid wastes.
- (b) "Solid waste" does not include any of the following wastes:
- (1) Hazardous waste, as defined in §40141 of the California Public Resources Code.
 - (2) Radioactive waste regulated pursuant to the Radiation Control Law (Chapter 8 (commencing with §114960) of Part 9 of Division 104 of the Health and Safety Code).
 - (3) Medical waste regulated pursuant to the Medical Waste Management Act (Part 14 (commencing with §117600) of Division 104 of the Health and Safety Code). Untreated medical waste shall not be disposed of in a solid waste landfill, as defined in §40195.1 of the California Public Resources Code. Medical waste that has been treated and deemed to be solid waste shall be regulated pursuant to this division.
- (101) "Solid Waste Collector" means a person, including their agents and employees, who collects or transports solid waste under authority granted by the Board. See "Franchisee" and "Contractor".
- (102) "Solid Waste Permit" means a permit issued by Plumas County authorizing the collection and/or transport of a particular waste product for a limited time, for which the collection and/or transport is not readily available by a Plumas County franchise contractor.
- (103) "Source Separated" means materials which otherwise would become solid waste, but have been segregated by the generator, such as targeted recyclable materials, for the purpose of reuse, recycling, or composting, to be collected by the contractor(s) or others.
- (104) "Special Handling Service" means the provision of collection service to a SFD in the rear or side of the premises. Customers eligible for this service include only those that submit documentation (e.g., a form signed by a doctor) of their inability to perform the generally applicable curbside collection set-out requirements.
- (105) "Specialty Recyclable or Reusable Material" means recyclable materials that are not targeted recyclable materials but that may be collected for purposes of recycling by any person operating in accordance with this ordinance. Such specialty recyclable or

reusable materials include, but are not limited to, scrap metal weighing more than ten (10) pounds, pallets, plastic film, and reusable furniture.

- (106) "Spills of Discarded Materials" means any solid waste or targeted recyclable materials spilled or left at established collection sites by the contractor(s) after collection, other than small particles of grass clippings and leaves of the size and volume which may be left behind that may be collected by regular street sweeping operations.
- (107) "State" means the State of California, and in the context of this ordinance, the California Department of Resources, Recycling and Recovery (See "CalRecycle").
- (108) "Subcontractor" means a person who has entered into a contract with the contractor(s) for the performance of work that is necessary for the contractor(s)' fulfillment of their obligations under the agreement(s).
- (109) "Subscription Collection Route Area" means that area within the solid waste franchise contractor's franchise area that curbside collection is offered.
- (110) "Targeted Recyclable Materials" means a subset of recyclable materials accepted at Plumas County's transfer stations and/or recycling centers that includes a variety of paper products, metals and empty food and beverage containers, i.e. newspapers (including inserts, coupons, and store advertisements); mixed paper (including office paper, computer paper, magazines, junk mail, catalogs, brown paper bags, paperboard, paper egg cartons, telephone books, books, colored paper, construction paper, envelopes, legal pad backings, shoe boxes, cereal and other similar food boxes); corrugated cardboard; paper milk and juice cartons; glass containers of any color (including brown, blue, clear, and green); aluminum (including food and beverage containers, foil and small pieces of scrap aluminum); small pieces of scrap metal weighing less than ten (10) pounds that fit into the targeted recyclable materials collection container (excluding chain, cable, wire, banding, hand tools, and automotive parts); steel, tin or bi-metal containers; plastic containers (i.e., all plastic containers and bags stamped with the Society for the Plastics Industry (SPI) code #1 through #7; and plastic containers and bags that are not stamped but clearly can be identified as PET, HDPE, polypropylene), and all other similar items that are mutually agreed upon by the County and the contractor(s). For single-family and multi-family dwellings, targeted recyclable materials also include used motor oil, used motor oil filters, antifreeze, household batteries, cell phones and e-waste such as televisions and other consumer electronics, which are accepted separately from commingled recyclables.

Items that will not be accepted at Plumas County's transfer stations and/or recycling centers as targeted recyclable materials include materials that are in bags, boxes or other containers (even if containing recyclable materials), microwave trays, mirrors, window or auto glass, light bulbs of any kind, ceramics, porcelain, plastic bags, unnumbered plastic containers that cannot be identified as PET, HDPE or polypropylene, coat hangers, glass cookware or ovenware, household items such as cooking pots or toasters, wet fibers or fibers containing or having been in contact with food debris, any recyclable or piece of a recyclable less than two inches (2") in its largest dimension, or materials that:

- (a) pose a hazard to the public, or

(b) contain deleterious chemicals or substances or have other hazardous properties that are capable of causing material damage to solid waste collection containers or equipment, or

(c) may materially impair the strength or durability of solid waste collection containers or equipment.

(111) “Tire Amnesty Program” means the periodic tire collection program funded by CalRecycle and administered by the County.

(112) “Ton” or “Tonnage” means a unit of measure for weight equivalent to 2,000 pounds where each pound contains 16 ounces.

(113) “Transfer Station”. Per §40200 of the California Public Resources Code,

(a) “Transfer or processing station” or “station” includes those facilities utilized to receive solid wastes, temporarily store, separate, convert, or otherwise process the materials in the solid wastes, or to transfer the solid wastes directly from smaller to larger vehicles for transport, and those facilities utilized for transformation.

(b) “Transfer or processing station” or “station” does not include any of the following:

(1) A facility, whose principal function is to receive, store, separate, convert, or otherwise process in accordance with state minimum standards, manure.

(2) A facility, whose principal function is to receive, store, convert, or otherwise process wastes which have already been separated for reuse and are not intended for disposal.

(3) The operations premises of a duly licensed solid waste handling operator who receives, stores, transfers, or otherwise processes wastes as an activity incidental to the conduct of a refuse collection and disposal business in accordance with regulations adopted pursuant to §43309 of the California Public Resources Code.

See also “Designated Transfer Facility” and “Self-Haul”)

(114) “Universal Waste,” or “U-Waste,” means all wastes defined by Title 22, §§66273.1 through 66273.9 of the California Code of Regulations. These include, but are not limited to, empty aerosol cans, batteries, fluorescent light bulbs or lamps, mercury switches or other mercury-containing equipment, and cathode ray tubes and cathode ray tube glass. U-waste does not include those items defined herein as targeted recyclable materials.

(115) “Unpermitted Materials” mean wastes or other materials that the designated transfer facility is not permitted to receive, including hazardous waste, infectious waste and hazardous substances.

(116) “Used Motor Oil” means used motor oil from automobiles and other light duty vehicles intended for personal use which is removed from such vehicles at a residential premises and not as a part of a for-profit or other business activity.

(117) “Used Motor Oil Filter” means a used motor oil filter from automobiles and other light duty vehicles intended for personal use which is removed from the vehicle at a residential premises and not as a part of a for-profit or other business activity.

(118) "Venue" means a permanent facility that during any year seats or serves an average of more than 2,000 individuals per day of operation. All persons attending the event and those working at it, including volunteers, are included in this number.

(119) "Waste Type" means listings (categories of waste) that are created by Federal and State agencies. For purposes of this ordinance, the Plumas County solid waste plan identifies the following waste types:

- Municipal Solid Waste
- Tire Waste
- White Goods
- Building and Demolition Debris (see "C & D")
- Medical Waste
- e-Waste
- Household Hazardous Waste
- Bulky Waste
- Commercial Waste
- Pharmaceutical Waste
- Green Waste
- Universal Waste

(120) "Weekly Collection Service" means collection service that is scheduled in advance on a day or days from Monday through Friday and provided once-per-week on the same day or days each week.

(121) "White Goods" means "Major Appliances."

(b) Additional definitions pertaining to the Act and the Plumas County solid waste program are located in §40100 of the California Public Resources Code, and shall be considered as being incorporated herein.

Sec. 6-10.103 *Depositing Solid Waste; Littering.*

(a) No owner or occupant shall abandon, dump, bury, or otherwise dispose of any solid waste or allow any other person to dispose of solid waste upon premises other than a County-designated ultimate disposal site or transfer station site during the site's business hours; provided, however, that:

- (1) Building materials may be kept on premises during a period of active construction, reconstruction, or repair of a building or structure thereon under a valid building permit; and
- (2) Wood may be kept neatly piled upon premises for household use; and
- (3) Residential (household) solid waste may be composted in a manner approved by the Plumas County Department of Environmental Health.
- (4) Clean recyclable materials may be stored on the premises, provided storage of same does not create odors, attract vectors or cause other nuisance conditions.

(b) No person shall cause to be thrown, deposited, or abandoned any solid waste material on any public property, public right-of-way, watercourse, bank of any watercourse, or on the premises of any other person, except at County-designated disposal sites or transfer station sites.

Sec. 6-10.104 *Removal of Solid Waste.*

(a) Residential. The owner or occupant of an occupied dwelling, house, or residence, excluding commercial establishments, shall remove, or have a solid waste collector remove, solid waste from the premises at least once each week; except for solid waste composted on-site in a manner

approved by Plumas County Department of Environmental Health. Environmental Health, by special order, may require more frequent removal in specific circumstances threatening health and safety.

(b) Commercial.

- (1) The owner or occupant of any commercial, industrial, or other business establishment conducting a business, occupation or commercial activity on the premises shall have a solid waste collector exclusively remove solid waste from the premises at least once each week.
- (2) A hotel, restaurant, boardinghouse, or other food waste or garbage-producing business shall have the collector remove such food waste or garbage at least twice each week. *Environmental Health*, by special order, may require more frequent removal in specific circumstances threatening health and safety. *Food waste or garbage may be given as animal feed to the owners or caretakers of animals that can consume such material prior to collection by a franchise contractor.*
- (3) *The owner or occupant shall deal directly with a solid waste collector for collection and disposal arrangements. Unless expressly permitted by the franchise contractor, commercial customers shall not be permitted to haul solid waste generated on the premises to any transfer station or place of ultimate disposal, excepting those commercial, industrial or other businesses described in this ordinance.*
- (4) *The owner or occupant of any commercial, industrial or other business establishment conducting a business that is not conducted on the premises of the owner, particularly those enterprises conducting the business of building construction, remodeling or demolition, shall be authorized to remove such solid waste, including C & D generated through the prosecution of such business, occupation or activity to an authorized disposal facility within the franchise area where such solid waste was generated in the County. Construction & demolition debris may be stored at the premises during a period of active construction, reconstruction, repair, remodeling or demolition of a building or buildings that are legally permitted by the Plumas County Department of Planning and Building Services. Removal and disposal of such solid waste must be completed within thirty (30) calendar days from the completion of the work, and such removal and disposal may be performed by the owner or the occupant of the premises where the work is taking place, a licensed contractor under contract to prosecute such construction, reconstruction, repair, remodeling or demolition work with their own personnel and equipment, or an authorized solid waste collector. No other persons are authorized to remove or dispose of such solid waste. Such removal shall be subject to the minimum recycling or re-use requirements of this section, if any.*

Sec. 6-10.105 *Special Arrangements for Solid Waste Removal.* The owner or occupant of any premises, or two (2) or more such persons acting jointly, may request the administrator to approve a plan whereby special arrangements are made for effective and efficient solid waste removal. The proposed plan shall include a statement of the expected charges and such other comments as the solid waste collector whose services will be utilized considers appropriate.

Sec. 6-10.106 *Transporting Solid Waste.*

- (a) Solid waste hauled anywhere in the County shall be securely tied or covered. No person shall allow solid waste to leak, spill, blow off, or drop from any vehicle at any time.

- (b) No person shall import solid waste into the County or export solid waste from the County for the purpose of disposal, without specific authorization from the administrator or the Plumas County Board of Supervisors.

Sec. 6-10.107 *Disposal of Solid Waste.*

- (a) Solid waste generated in Plumas County shall be:
- (1) Disposed of by the generator of such solid waste only at authorized solid waste transfer stations, authorized recycling centers or a County landfill within Plumas County, or
 - (2) Collected for disposal by an authorized solid waste collector, or
 - (3) Disposed of under the authority of a valid and current solid waste permit, as described in this ordinance.
- (b) The types of solid waste that may be disposed of by the methods described in this ordinance include:
- (1) Municipal solid waste (MSW)
 - (2) Targeted recyclable materials
 - (3) Green waste
 - (4) Construction and demolition debris (C&D)
 - (5) Universal waste (U-Waste)
 - (6) Electronic waste (E-waste)
- all as defined in this ordinance. Only those types of waste which are eligible for disposal under this ordinance may be disposed of under a solid waste permit.
- (c) The types of solid waste that may not be disposed of by either of the methods described in this ordinance include:
- (1) Hazardous substances or waste of any kind, or
 - (2) Medical waste
- all as defined in this ordinance.

Sec. 6-10.108 *Containers.* No owner or occupant shall fail or neglect to provide a sufficient number of standard containers, waste-wheelers (carts or totes) or bins for holding, without leakage or the escape of odors, all solid waste produced or accumulated upon any premises. All solid waste shall be deposited in such containers. Containers shall be at all times kept in useful and sanitary condition. Containers shall at all times be closed against the access of flies, rodents, and other animals. Garbage, rubbish, and garden refuse may be deposited in the same container.

- (a) Privately-owned containers shall not exceed thirty-three (33) gallons in volume and shall not exceed forty (40) pounds in weight when filled for removal.

- (b) Solid waste collector-owned waste-wheelers (carts or totes) or bins may be used in lieu of privately-owned containers, and shall have the capability of being emptied using truck-mounted mechanical assist. Such waste-wheelers (carts or totes) or bins shall be of a size approved by the administrator as being adequate for the particular use or occupancy of the premises using the waste-wheelers (carts or totes) or bins.
- (c) The owner or occupant of the premises at all times shall keep all containers, waste-wheelers (carts or totes) or bins closed, in good condition, identified as to ownership, emptied on a regular schedule as described in this ordinance, and in compliance with the weight limitations established by the administrator.
- (d) Owners or occupants responsible for containers in areas of Plumas County that have experienced intrusion by scavenging wildlife, particularly bears, shall take all precautions necessary to prevent such intrusion, including, but not limited to:
 - (1) Setting out containers on the same day as scheduled collection.
 - (2) Storing containers inside of structures that are sufficiently secure to keep wildlife from entering.
 - (3) Ensuring that all containers are completely and securely covered while awaiting collection.
- (e) Repeated preventable instances of scavenging by wildlife that have been reported to the Plumas County Department of Public Works or the Plumas County Department of Environmental Health shall be administered in the following manner:
 - (1) After the first reported instance, the owners or occupants responsible for such containers shall be contacted by either Public Works or Environmental Health and counseled on the proper storage and setting-out procedures that will alleviate wildlife scavenging.
 - (2) After a second reported instance within a 12 month period of the first report, the owners or occupants responsible for such containers shall be cited for a violation of this chapter in accordance with Chapter 8 of Title 1 of this ordinance.
 - (3) Any subsequent instance reported within a 12 month period of the second report may result in the installation of “bear-proof” containers at the customer’s expense.

Sec. 6-10.109 *Prohibited Locations of Containers.* Solid waste containers or garden refuse bundles shall not be placed or allowed to remain in or on any street or alley right-of-way or in any unsightly location.

Sec. 6-10.110 *Containers and Bins: Inspections and Tagging for Violations.* The administrator, or their agents, at their discretion and at any time, may inspect or cause to be inspected solid waste containers or bins. The determination of the administrator of the condition of such containers and bins shall be final, and violations shall be tagged.

Sec. 6-10.111 *Beneficial Use of Solid Waste.* Notwithstanding the provisions of this chapter, non-hazardous solid waste may be used for soil improvement, recycling, or other beneficial purposes provided such use complies with this chapter and all other laws.

Sec. 6-10.112 Recycling: Residential & Small Business, Commercial, Public Venues & Events. Most recycling in the unincorporated portion of Plumas County falls within one of the following four (4) classifications, and shall be dealt with as follows:

- (a) Residential and Small Businesses. Residential premises and small businesses (defined herein as a business with ten employees (or full-time equivalents) or less) may self-haul source-separated or commingled recyclables to a transfer station or other authorized recycling collection center that accepts recyclable materials.
- (b) Commercial.
 - (1) Commercial recycling shall be mandatory for businesses, schools and other public entities (“Qualified Generators” as defined in this ordinance) generating four (4) cubic yards or more of solid waste per week in any week or weeks of the year, and for multi-family residential complexes or buildings of five living units or more, regardless of the amount of waste generated, in accordance with the State’s Mandatory Commercial Recycling Law AB 341 (Chesbro), Chapter 476, Statutes of 2011, as stated in the California Public Resources Code. Recyclable materials shall be placed in dedicated bin(s) or container(s) clearly marked “Recycling” for collection.
 - (2) Qualified generators may also self-haul their recyclables to a transfer station in Plumas County, where a receipt shall be issued therefor that will constitute proof of compliance with the law.
 - (3) Each qualified generator shall be responsible for ensuring and demonstrating their compliance with the requirements of this section. Each qualified generator shall:
 - (i) Source separate recyclable materials from solid waste, and
 - (aa) Subscribe to a basic recycling collection service with a solid waste franchise contractor, or
 - (ab) Complete and retain on-site a self-hauling form certifying that all self-hauling activities will be completed in accordance with this ordinance or other applicable law or regulation, a copy of which shall be available to the administrator upon request.
 - (ii) Use containers to collect and store recyclable materials and shall designate areas to collect and/or store recyclable materials.
 - (iii) Prominently post and maintain one or more signs in maintenance or work areas, or common areas where recyclable materials are collected and/or stored that:
 - (aa) Specify the materials to be source-separated
 - (ab) Delineate collection procedures
 - (ac) Prohibit scavenging for such materials.
 - (iv) Notify and instruct employees in writing of applicable source-separation requirements, including outreach and training on what materials are required to be source-separated and how to source-separate such material. A copy of such

instruction or training materials shall be provided to the administrator or their designee upon request.

- (v) Place all recyclable materials in covered containers or in a covered area conforming to the following requirements:
 - (aa) No container shall be overloaded beyond its capacity.
 - (ab) The containers used for the collection and storage of recyclable materials generated on their premises shall be maintained in a clean and sanitary condition.
 - (ac) No material or containers shall be kept or handled in such a manner as to become a nuisance.
 - (ad) No putrescible materials shall be commingled with the recyclables.
 - (ae) No recyclable materials shall be allowed to become odoriferous or a producer of vermin.
 - (af) Lids on containers shall remain closed at all times while stored or placed for collection.
 - (ag) Unwaxed cardboard need not be placed in a container, but must be flattened and stacked, unless the volume of such flattened material ordinarily exceeds 27 cubic feet (1 cubic yard) on a bi-weekly basis.
 - (ah) The administrator is specifically authorized to promulgate rules and regulations regarding the use of any and all recyclable materials containers, including the recyclable materials to be placed therein, the placement and maximum weight of high-density materials for collection, and the proper use of said containers.
 - (vi) Ensure that recyclable materials generated at their site will be taken only to a recycling or composting facility, or make other arrangements to make sure that the materials are recycled or composted, and not delivered to a transfer station or landfill for disposal. They shall not dispose of, or make arrangements to dispose of recyclable materials by placement in a transfer station or landfill except in an emergency situation, or when no viable markets or recycling facilities are available, as determine by the administrator. Further, all qualified generators are hereby encouraged to consider the recycling of additional materials, whether or not they have been designated by the administrator if, under the terms of the franchise agreement, such materials are accepted by the franchise contractor as recyclable materials.
 - (vii) Make the recycling service agreement and any other recycling documents available for inspection by the administrator or designee at the principle location of the qualified generator's business, commercial facility, special event, multi-family housing unit or non-residential property during normal business hours.
- (4) No franchise contractor shall be held liable for the failure of its customers to comply with such regulations, unless such liability is specified in the franchise agreement between the contractor and the County.

- (5) Subject to approval by the administrator and the PCIWMTF, the following shall be exempt from the requirements of this section:
- (i) The State of California, a special district or other local public agency other than the County of Plumas, as defined, or any employee thereof, when collecting or transporting recyclable materials produced by an operation or system of a franchise contractor who is under contract with the County of Plumas.
 - (ii) Municipal corporations and governmental agencies other than the County of Plumas using their own vehicles, and employees engaged in the collection, transportation or disposal of recyclable materials within the boundaries of the franchise services areas in Plumas County.
 - (iii) A generator shall not be deemed a qualified generator unless they meet the following requirements:
 - (aa) They must operate a multi-family residential facility of five (5) units or more, using common collection container(s) within a Plumas County contract service area, or
 - (ab) They must operate a commercial business or institutional facility generating four (4) cubic yards (CY) or more of solid waste per week within a Plumas County contract service area.
 - (iv) An otherwise qualified generator can demonstrate that there is no collection service available or other system available.
 - (v) An otherwise qualified generator can demonstrate that there are no recyclable materials being generated by any activities in the generator's business.
 - (vi) An otherwise qualified generator can demonstrate that there is no space available on the premises for recyclable materials containers.
 - (vii) An otherwise qualified generator can demonstrate that there is no viable market or that there are no recycling facilities for the recyclable material generated at their place of business, public facility or multi-family residential housing complex.

In order to receive an exemption based upon the foregoing subsections (i) through (vii), the generator must file an application with the Plumas County Department of Public Works on a form prescribed by the administrator. After reviewing the exemption request, and after an on-site review, the administrator shall either approve or disapprove the exemption.

- (c) **Public Venues.** Parks, sidewalks, public parking lots and other such public gathering places shall have an equal number of waste and dedicated recycling receptacles in sufficient quantity and in good operating condition. Agencies responsible for the administration and maintenance of such public venues shall ensure that solid waste and recyclable materials removal is done in a timely fashion.
- (d) **Events.**

- (1) The responsible party for events held in Plumas County that will have an anticipated total attendance greater than two thousand (2,000) persons, including all employees, volunteers, contractors, customers and attendees of the event where solid waste and/or recyclable materials will be generated, either indoors or outdoors, shall complete and submit a "Plumas County Event Waste & Recycling Plan" no later than thirty (30) working days prior to the first day of the event. This plan shall provide, at a minimum:
 - (i) The name, type of event, dates and location(s) of the event,
 - (ii) The sponsor and responsible party for the event, along with their mailing addresses, telephone numbers and any other contact information available,
 - (iii) The expected number of employees, volunteers, contractors, customers and attendees of the event,
 - (iv) The disposal destination for solid waste and recyclable materials generated at the event,
 - (v) The number and size of solid waste and recyclable materials disposal containers to be used at the event,
 - (vi) And the estimated types and volumes (in cubic yards) of the recyclable materials expected to be generated at the event.
- (2) The plan shall be filed with the Plumas County Department of Public Works or with the owner of such indoor or outdoor venue(s), who shall forward a copy of the plan to the Plumas County Department of Public Works, together with proof of contract with an approved waste hauler for the event, if required. No permit(s) or contract(s) shall be issued for the occurrence of indoor or outdoor events on public or private property until the plan has been reviewed and approved.
- (3) Owners of public and private venues where events are to be held in the County shall cooperate with event organizers to ensure that sufficient numbers of waste and dedicated recycling receptacles in good operating condition are available for events. The number of recyclable materials containers shall equal or exceed the number of solid waste receptacles. Recyclable materials containers and solid waste receptacles shall be paired together, or placed as close together as possible. The disposal of waste and recyclables generated at such events shall be done in a timely fashion.
- (4) All of the receptacles must have appropriate signage and be color coded to identify the type of refuse to be deposited within, and meet any other additional design criteria established by the administrator.
- (5) The event coordinator must provide at least one separate container for recyclables and trash for use by customers and visitors. Multiple food vendors that provide disposable food service ware and share a common eating area may share an appropriate number of containers for recyclables and trash for convenient use by customers and visitors, or have common access to such containers, which shall be located within a reasonable proximity to the vendors.
- (6) The types of receptacles for recyclable materials shall include, at a minimum, receptacles for glass bottles and jars (or glass and plastic), cans, and commingled

recyclables, which shall include plastic containers, glass bottles and jars, clean paper, non-waxed cardboard and metals.

- (7) The responsible person shall ensure that the recyclable materials deposited into the recycling receptacles are self-hauled to a recycling facility or picked up for transport by a franchise contractor within seven (7) calendar days.

Sec. 6-10.113 *Recycling Services.* The recycling services provided by the franchise contractor to qualified generators shall include, at a minimum, all of the following:

- (a) Collection of recyclable materials at a minimum of two (2) times each month, or more as specified in the franchise contract.
- (b) Collection of recyclables as identified in the franchise agreement.
- (c) Utilization of recycling containers which comply with franchise contract standards.
- (d) Appropriate signage on all recycling containers which allows customers to clearly and easily identify which containers to use for recyclables or trash and be color-coded (blue or a contrasting color from trash for recyclables, green or any other single color for trash).
- (e) Occupant Education: For multi-family facilities, the manager or other responsible party shall provide occupants with the following information about recycling and recycling services:
 - (1) Information and instructions upon occupancy, including the types of recyclable materials accepted, the location of recycling containers and the occupant's responsibility to recycle pursuant to this chapter. This information shall be distributed to all occupants annually.
 - (2) Updated information and instructions upon any change in the recycling service.
- (f) The occupant education program required by this section shall be subject to review and approval by the Plumas County Integrated Waste Management Task Force (PCIWMTF) within ninety (90) days of the effective date of this ordinance and every three (3) years thereafter. Any dispute that cannot be resolved by the administrator or the PCIWMTF regarding the requirements of this section shall be heard and resolved by the Plumas County Board of Supervisors.
- (g) Franchise contractors shall not take a qualified generator's recyclable materials to a transfer station or landfill for disposal. Such materials shall be taken to a recycling facility. Franchise contractors shall maintain a copy of a service agreement and/or receipts documenting that recyclable materials generated by the qualified generator have been properly delivered, as well as any documentation evidencing an event of *force majeure* which prevented the proper delivery of same. Such documents shall be available for inspection by the administrator at the principle place of business during normal business hours and maintained for not less than three (3) years.

Sec. 6-10.114 *Redemption or "Buy-Back" Recycling Services.* Plumas County and its solid waste franchise contractor(s) recognize that the provision of buy-back recycling of beverage containers marked with the appropriate California redemption value (CRV) symbol is an important part of Plumas County's integrated solid waste management plan. The parties are also aware that other recycling contractors have, from time to time, established buy-back facilities in Plumas County in accordance with the California Beverage Container and Litter Reduction Act as described in §14500, et seq. of the California Public

Resources Code upon certification by the State, but without the need to acquire a franchise agreement or operating permit with Plumas County. Plumas County, on its sole and absolute discretion, may establish a requirement that Plumas County's solid waste franchise contractor(s) provide such redemption services for customers who self-haul their CRV recyclable materials to a redemption facility at, or adjacent to a County-owned transfer station operated by the franchise contractor(s) within their service area at a location within 10 miles (by public road or highway) of the following population centers of Plumas County, when such redemption facilities are not offered by other recycling contractors:

- (a) Chester - Lake Almanor Basin
- (b) Greenville - Indian Valley
- (c) Quincy – American Valley
- (d) Graeagle – Mohawk Valley
- (e) Portola – Delleker

If buy-back services are provided by Plumas County's franchise contractor(s), they shall become a part of the franchise contractor(s) ordinary recycling services and shall be subject to the applicable requirements described in §§6-10.112 and 6-10.113 of this ordinance, as well as §14500 of the California Public Resources Code. All expenses and income associated with the provision of buy-back recycling services by the franchise contractor(s) shall be reported as such within their financial statements, and shall be factored when calculating their operating ratio for providing solid waste and recyclable materials collection and disposal services at County-owned solid waste transfer station(s). Expenses and income associated with the provision of buy-back services provided by Plumas County's franchise contractor(s) or other recycling contractors at locations other than County-owned transfer stations shall not be reported to Plumas County as such within franchise contractor(s)' financial statements to Plumas County.

Sec. 6-10.115 *Interfering with Collection.* No person by any means shall hinder, obstruct or interfere with the removal or transportation of solid waste or recyclable materials by a solid waste collector.

Sec. 6-10.116 *Ownership/Scavenging of Solid Waste.* All solid waste and recyclable materials placed in any container or receptacle provided or serviced by a franchise contractor sufficient to accommodate the quantity and types of materials generated by public venues, events, businesses, single-family housing, multi-family housing facility or other qualifying non-residential facility shall be considered to be owned by and be the property and the responsibility of the franchise contractor until such time as the solid waste or recyclable material has been disposed of at a place of ultimate disposal or sold as a commodity. No person shall scavenge, remove or collect solid waste or recyclable materials from such containers or receptacles without the expressed permission of the franchise contractor.

Sec. 6-10.117 *Animal waste.*

- (a) No person who owns or controls land shall allow any animal waste, including manure, urine, and defecations, to accumulate on the land and cause a public or private nuisance or a danger to public health, such as fly-breeding conditions and offensive odors.
- (b) Any person owning or controlling land upon which animals are confined in pens, kennels, stalls, fenced residential back yards, or other small areas shall remove animal waste and dispose of it in an approved manner at least three (3) times each week, or more frequently if so ordered by the Plumas County Department of Environmental Health.

Sec. 6-10.118 Hazardous Materials. No person shall deposit in any container used for solid waste any explosive, highly flammable, radioactive, toxic, or other Hazardous Waste or Hazardous Substance as defined in §6-10.102 of this ordinance. No person shall deposit any hazardous material in a solid waste container, transfer station, or disposal site, without having first made special arrangements with the Plumas County Department of Environmental Health, the solid waste collector, and the site operator for disposal of the material.

Article 2 - Regulation of Solid Waste Collectors

Sec. 6-10.201 Franchises or Permits Required. No person shall collect, transport, use, or dispose of solid waste in the unincorporated area of the County unless that person is the generator of such solid waste without first receiving a franchise or permit to engage in such activity. The provisions of this section shall not apply to any person authorized to transport solid waste as set forth in §6-10.104 of this ordinance.

Sec. 6-10.202 Granting Solid Waste Franchises.

- (a) Solid waste franchises shall be granted by the Board on the authority of §40059 of the California Public Resources Code providing that the Board may grant exclusive solid waste franchises, with or without competitive bidding, under such terms and conditions as are prescribed by resolution or ordinance of the Board.
- (b) Within its franchise area, a franchisee shall have the exclusive right to make all collections which any owner or occupant may require pursuant to the provisions of this chapter, subject to solid waste permit(s) granted pursuant to §6-10.203 of this ordinance which permits can be exercised in a franchise area.
- (c) The franchisee shall dispose of all collected solid waste at a County-designated ultimate disposal site; provided, however, the franchisee may request, and the Plumas County Department of Public Works may issue a permit for the beneficial use of such solid waste as provided in §6-10.111 of this ordinance, upon approval by the LEA.

Sec. 6-10.203 Granting Solid Waste Permits.

- (a) Upon an application, and except as provided in §6-10.106 of this ordinance, the Board may grant a Solid Waste Permit to collect, transport, or use solid waste whenever the Board finds that the granting of such permit promotes the public health, safety, and welfare, and that the type(s) of solid waste to be collected, transported or used are not included in the waste types that are ordinarily collected, transported or used by an authorized solid waste collector in Plumas County.
- (b) Such permits may be granted for any period not to exceed five (5) years. Such permits may be renewed upon expiration for a similar term provided the Board finds that the permit holder is capable of continuing operation in conformity with the provisions of this chapter and the rules and regulations of the Plumas County Department of Environmental Health.
- (c) Every Solid Waste Permit granted by the Board shall be subject to the provisions of this chapter and the rules and regulations of the Board. The permit shall state:
 - (1) The name and address of the person to whom the permit is issued;
 - (2) The activity authorized;
 - (3) The term for which the permit is granted; and

- (4) Such other conditions as the Board may provide.
- (d) **Solid Waste** Permits granted pursuant to this section shall be for special or limited uses and shall not be intended for collection, hauling, or disposal in competition with solid waste franchises.

Sec. 6-10.204 *Granting Recycling Center Permits.*

- (a) Upon an application, the Board may grant a Recycling Center Permit to collect, transport, or use recyclable materials, including CRV containers, whenever the Board finds that the granting of such permit promotes the public health, safety, and welfare.
- (b) Such permits may be granted for any period not to exceed five (5) years. Such permits may be renewed upon expiration for a similar term provided the Board finds that the permit holder is capable of continuing operation in conformance with the provisions of this chapter and the rules and regulations of the Plumas County Department of Environmental Health.
- (c) Every Recycling Center Permit granted by the Board shall be subject to the provisions of this chapter and the rules and regulations of the Board. The permit shall state:
 - (1) The name and address of the person to whom the permit is issued;
 - (2) The activity authorized;
 - (3) The term for which the permit is granted; and
 - (4) Such other conditions as the Board may provide.

Sec. 6-10.205 *Permits: Applications, Fees.*

- (a) Applicants for a Solid Waste Permit or for the renewal of such a permit to collect, transport, or use solid waste shall file with the Plumas County Department of Public Works a signed application in writing which shall give the following information:
 - (1) The name and description of the applicant;
 - (2) The permanent home and business address and full local address of the applicant;
 - (3) The trade and firm name;
 - (4) If a joint venture, a partnership, or limited partnership, the names of all partners, their percentage of participation, and their permanent addresses. If a corporation, the names and permanent addresses of all the stockholders and the officers and the percentage of participation of each;
 - (5) A detailed explanation of the manner in which the applicant will conduct the activity for which the permit is requested;
 - (6) The applicant's arrangements for the disposal of all collected solid waste at a County-designated disposal site; and
 - (7) Facts showing that the applicant:
 - (i) Is able to provide efficient and reliable service;

- (ii) Owns or controls sufficient vehicles and equipment, and that such vehicles and equipment conform to all applicable provisions of local, State, and Federal laws;
- (iii) Shows that there is a need for a permit to be issued; and
- (iv) Shows such other facts or information as **Public Works** may require.

The Solid Waste Permit fee shall be as listed in the Plumas County Master Fee Schedule, and shall be payable to Public Works on the yearly anniversary of the issuance of the permit.

(b) Applicants for a Recycling Center Permit or for the renewal of such a permit to collect, transport, or use recyclable materials shall file with the Plumas County Department of Public Works a verified application in writing which shall give the following information:

- (1) The name and description of the applicant;
- (2) The permanent home and business address and full local address of the applicant;
- (3) The trade and firm name;
- (4) If a joint venture, a partnership, or limited partnership, the names of all partners, their percentage of participation, and their permanent addresses. If a corporation, the names and permanent addresses of all the stockholders and the officers and the percentage of participation of each;
- (5) A detailed explanation of the manner in which the applicant will conduct the activity for which the permit is requested;
- (6) The applicant's arrangements for the disposal of all collected recyclable materials; and
- (7) Facts showing that the applicant:
 - (i) Is able to provide efficient and reliable service;
 - (ii) Owns or controls sufficient vehicles and equipment, and that such vehicles and equipment conform to all applicable provisions of local, State, and Federal laws;
 - (iii) Shows that there is a need for a permit to be issued; and
 - (iv) Shows such other facts or information as **Public Works** may require.

The Recycling Center Permit fee shall be as listed in the Plumas County Master Fee Schedule, and shall be payable to Public Works on the yearly anniversary of the issuance of the permit.

Sec. 6-10.206 Collection Areas Assigned. The Board, by resolution, may establish Solid Waste collection areas (**franchise areas**) in the unincorporated area of the County, **excluding therefrom those areas served by a franchise contractor within a separate solid waste collection jurisdiction.** The Board shall specify in all franchises or permits the service area within which the franchise agreement or permit holder may collect, transport, or use solid waste within the County. No franchise or permit holder at any time shall collect, transport, or use solid waste in the County outside the limits of the area fixed in the franchise or permit, except as specified by the Board. The area specified in any franchise or permit may be modified at any time upon agreement by the franchisee or permit holder and the administrator should the Board find such modification necessary for the efficient administration of this chapter and to best

serve the public interest. In the event of such a modification by the Board, the holder(s) of the franchise(s) or permit(s) shall be given a sixty (60) day advance written notice of the modification before the County implements and requires the modification.

Sec. 6-10.207 *All Requests for Service to be Met.* A franchisee shall provide solid waste removal service to all premises situated within their subscription collection route area as specified in their franchise agreement, upon a request for such service by a qualified owner or occupant. A franchisee shall not be required to collect oversize, overweight, or unsafe containers, or containers at premises located outside of their subscription collection route area. A franchisee shall not be required to continue to provide solid waste removal service if the owner or occupant has failed to pay the charges for such service for a period of **forty-five (45)** days. Prior to terminating service for the nonpayment of charges, the franchisee, at least fifteen (15) days prior to such termination, shall provide written notice of intention to terminate, a copy of which shall be given to the **administrator**.

Sec. 6-10.208 *Fee Schedule for Collection, Transfer, and Related Services.*

- (a) All fees shall be collected by the franchisee(s) on a fair and equitable basis.
- (b) The base rates (fees) for collection shall cover door-to-door collection, transfer, hauling, and ultimate disposal activities. Those rates and all other rates, fees and charges for collection and disposal of residential and commercial solid waste shall be based upon periodic nexus studies in conformance with Proposition 218, approved by a resolution of the Board of Supervisors and attached to the current franchise agreement(s).
- (c) Any customer who **believes that they have been** required to pay an unfair or unreasonable charge for any service may file a written complaint with the **administrator** setting forth the facts of such alleged overcharge. The **administrator** shall notify the franchisee, investigate the complaint, and determine the appropriate charge. The **administrator's** determination shall be final, unless it is appealed as provided in **this ordinance**.

Sec. 6-10.209 *Franchise Agreements.* The respective duties and responsibilities of the franchisee(s) and the County shall be further specified in a franchise agreement which is consistent with this chapter.

Article 3 – Disposal Sites Within Plumas County

Sec. 6-10.301 *Permits; Operation.* It shall be unlawful for any person to operate a solid waste disposal site in the unincorporated area of the County without a permit to do so having been issued by the **State**. **No permit(s) to operate a solid waste disposal site may be issued by a County department for any location within Plumas County. Such permit(s) may only be issued by the State after approval by the LEA.**

Article 4 - Enforcement and Procedural Provisions

Sec. 6-10.401 *Clearing of Solid Waste from Private Property.* The Plumas County Department of Environmental Health is authorized to require the owner of any private property within the County to remove and properly dispose of solid waste which constitutes a threat to health and safety **or a public nuisance**. Environmental Health is authorized to enforce the provisions of this chapter. **Failure to comply with a legal order to dispose of such solid waste within a period of time set by the Department of Environmental Health or the Plumas County Code Enforcement Officer shall result in the initiation of the enforcement of abatement procedures and administrative citations as set forth in §§8-15.01, et seq. and 1-8.01 et seq. of this ordinance.**

Sec. 6-10.402 *Right of Entry.* An officer from the Plumas County Department of Department of Environmental Health, a Code Enforcement officer from the Plumas County Department of Planning and

Building, a County, State or Federal peace officer or other designated agents are authorized to enter private property at any reasonable time to inspect such property and to perform any duty imposed upon him or her by the provisions of this chapter provided he or she shall first present proper credentials to the occupant and request entry, explaining his or her purpose. Notwithstanding the foregoing, if the authorized agent has reasonable cause to believe that there is an accumulation of solid waste or other unsanitary condition prohibited by this chapter on the premises which could be seriously detrimental to the public health or safety, he or she shall have the right immediately to enter and inspect such property and to use any reasonable means required to effect such entry and make such inspection, whether such property shall be occupied or unoccupied and whether or not permission to inspect has been obtained.

Sec. 6-10.403 *Suspension or Revocation of Franchises and Permits.*

- (a) Any franchise granted pursuant to the provisions of this chapter may be suspended or revoked by the Board upon prior notice and a hearing. In order to suspend or revoke such franchise, the Board must find that the franchisee has failed to comply with one or more of the terms of such franchise agreement or this chapter, or has failed to render satisfactory collection services and that grounds exist within the franchise agreement for such suspension and/or revocation.
- (b) The administrator, upon prior notice and a hearing, may suspend or revoke any Solid Waste or Recycling Permit other than the franchise described in 6-10.403(a) of this Article, granted pursuant to the provisions of this chapter or the applicable rules or regulations of the Plumas County Department of Public Works. Inactivity of a Solid Waste or Recycling Permit for a period in excess of thirty (30) days shall be good cause for revocation. Action to revoke or suspend a Solid Waste or Recycling Permit may be taken by the administrator only after ten (10) days' advance written notice to the permittee of the cause and the permittee's right to a hearing thereon within the ten (10) days.
- (c) Notwithstanding the provisions of subsections (a) and (b) of this section, the Plumas County Department of Environmental Health may suspend, or impose special conditions upon, a franchise contractor, Solid Waste or Recycling Permit holder without prior notice whenever such action is immediately necessary to protect the public health and safety. In the case of the franchise contractor, however, such actions must be consistent with the terms of the franchise agreement.

Sec. 6-10.404 *Responsibility of the Environmental Health Department.* The administration and enforcement of the health and safety requirements of this chapter shall be the responsibility of the Plumas County Department of Environmental Health.

Sec. 6-10.405 *Responsibility of the Public Works Department.* The administration and enforcement of the operational and permitting requirements of this chapter shall be the responsibility of the Plumas County Department of Public Works.

Sec. 6-10.406 *Responsibility of the Franchise Contractor(s).* The timely and efficient collection and disposal of solid waste and recyclable materials within unincorporated Plumas County as specified in the Plumas County Integrated Solid Waste Plan and in accordance with the terms and conditions of the current franchise agreement(s) shall be the responsibility of the franchise contractor(s).

Sec. 6-10.407 *Service of Notices.* All notices required or given pursuant to this chapter shall be deemed properly served five (5) days after deposit of certified mail with return receipt, postage prepaid, in the United States mail, addressed to the owner at the address provided or to a franchise or permit holder at their local office. Notices to the County shall be addressed to the Plumas County Department of Environmental Health, 270 County Hospital Road, #127, Quincy, California 95971, or the Plumas County Department of Public Works, 1834 East Main Street, Quincy, CA 95971.

Sec. 6-10.408 *Administrative Remedies.* Any person aggrieved by any decision or action resulting from the application of the provisions of this chapter may appeal to the Board. Such appeals shall be in writing and shall be received by the Clerk of the Board not more than fifteen (15) days after such decision or action. The Board shall delegate the hearing of such appeals to the Board-appointed **Plumas County Integrated Waste Management Task Force (PCIWMTF)** which shall promptly schedule and conduct a hearing and render a finding of facts and recommended decision to the Board. Thereafter, the Board shall make a final and binding decision on the matter, at which time administrative remedies shall be deemed exhausted.

Sec. 6-10.409 *Supplemental Regulations.* The Board may establish, by resolution, regulations for the administration and implementation of this chapter. A copy of the regulations established by resolution of the Board shall be filed with the Clerk of the Board and with the **Plumas County Department of Public Works and the Plumas County Department of Environmental Health.**

Sec. 6-10.410 *Enforcement.* The provisions of this chapter shall be enforced by any peace officer as defined in Chapter 4.5, Title 3 of Part 2 of the California Penal Code, **by the Plumas County Code Enforcement Officer,** and by employees of the Plumas County Department of Environmental Health as designated by the Director of Environmental Health. Such designated employees are authorized to make arrests and/or issue citations for violations of **the health and safety regulations of this chapter.**

Sec. 6-10.411 *Violations; Penalties.* A violation of any provision of this chapter is punishable as set forth in Chapters 2, 5 and 8 of Title 1 of this Code.

SECTION 3.

Effective Date; Publication; Codification. This ordinance shall become effective 30 days after its date of final adoption. It shall be published in all newspapers of general circulation in Plumas County published by the Feather River Publishing Company within 15 days of final adoption. Section 2 of this ordinance shall be codified, and the remainder shall be uncoded.

Introduced at a regular meeting of the Board of Supervisors on the ____ day of _____, 2016, and passed and adopted by the Board of Supervisors of the County of Plumas, State of California, on the ____ day of _____, 2017, by the following vote:

AYES:

NOES:

ABSENT:

Attest:

Chair, Board of Supervisors

Nancy DaForno
Clerk of the Board of Supervisors

bc

**PLUMAS COUNTY
DEPARTMENT OF PUBLIC WORKS
SOLID WASTE DIVISION**

1834 EAST MAIN STREET • QUINCY, CA 95971 • (530) 283-6268
Robert A. Perreault, Jr., P.E. Director of Public Works

AGENDA REQUEST

for the December 13, 2016 meeting of the Board of Supervisors

December 6, 2016

To: Honorable Board of Supervisors

From: Robert Perreault, Director of Public Works



Subject: Consideration of an Extension to the Effective Date of Termination of the Solid Waste Franchise Contracts with InterMountain Disposal, Inc. and Feather River Disposal; discussion and possible action.

BACKGROUND

At the December 6, 2016 Board meeting, the need to extend the Effective Date of Termination of the Solid Waste Franchise Contracts with InterMountain Disposal, Inc. and with Feather River Disposal was discussed by the Board of Supervisors.

In summary, it is necessary to extend the Effective Date of Termination of the Solid Waste Franchise Contracts with both solid waste franchise contractors in order to avoid a lapse in collection services. Such extension will enable the proposed, revised solid waste ordinance to be considered for a waiver of first reading, scheduling a subsequent public hearing and consideration of approval, including the administratively required 30-day period before becoming effective. Concurrently, the Board of Supervisors will be able to consider adoption of the proposed revised, replacement solid waste franchise contract for each of the 2 franchise contractors, with such approval scheduled at, or beyond, the 30-day effective date associated with the revised solid waste ordinance.

It is noted that December 13, 2016 is the date of the last scheduled regular meeting of the Board of Supervisors prior to the December 31, 2016 Effective Date of Termination of the existing solid waste contract for each franchise contractor.

Assuming that a waiving of the first reading of the revised ordinance occurred on December 13, 2016 or January 3, 2017, and approval of the revised ordinance occurred on January 10, 2017, then the effective date of the revised ordinance would be February 9, 2017. Approval of the two (2) proposed replacement franchise contracts on February 14, 2017 would be after the effective date of the revised ordinance.

RECOMMENDATION

The Director of Public Works respectfully requests that the Board of Supervisors approve an extension to the effective date of the termination, such that the termination date will be revised to be February 28, 2017.

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**PLUMAS COUNTY
DEPARTMENT OF PUBLIC WORKS
SOLID WASTE DIVISION**

1834 EAST MAIN STREET • QUINCY, CA 95971 • (530) 283-6268
Robert A. Perreault, Jr., P.E. Director of Public Works

AGENDA REQUEST

for the December 13, 2016 meeting of the Board of Supervisors

December 5, 2016

To: Honorable Board of Supervisors
From: Robert Perreault, Director of Public Works
Subject: Consideration of a Rate Increase for the Franchise Area Served by Feather River Disposal; discussion and possible action.



BACKGROUND

Earlier in this calendar year, Feather River Disposal submitted a request for an increase in the solid waste rates in the amount of 11.98%.

Public Works staff reviewed and considered the request, including the involvement of the R3 Consulting Group. Acting on behalf of the County, the R3 Consulting Group further conducted discussions with the independent auditor for Feather River Disposal. Following discussions with the R3 Consulting Group, the Director of Public Works advised Feather River Disposal that the request of 11.98% would not be supported by Public Works staff.

Following further discussions involving Feather River Disposal staff, Public Works staff and R3 Consulting Group staff, Feather River Disposal revised its request for a rate increase to be 4.87%, an amount that is now supported (as of November 21, 2016) by Public Works staff.

As of the writing of this Agenda Request, the Plumas County Integrated Waste Management Task Force is scheduled to consider this matter at its Special Meeting, scheduled for Thursday, December 8, 2016.

The purpose of this agenda request is only to request that the Board of Supervisors authorize the formal consideration of the rate increase request, thus enabling Public Works staff to begin the notification actions and establish a timetable required for compliance with Proposition 218.

RECOMMENDATION

The Director of Public Works respectfully recommends that the Board of Supervisors vote to authorize formal consideration of the request by Feather River Disposal for an increase in the solid waste rates in the amount of 4.87% (NOTE: adoption of this recommendation does not constitute final approval of the proposed rate increase.).

PLUMAS COUNTY
DEPARTMENT OF PUBLIC WORKS
SOLID WASTE DIVISION

1834 EAST MAIN STREET • QUINCY, CA 95971 • (530) 283-6268
Robert A. Perreault, Jr., P.E. Director of Public Works

6E

AGENDA REQUEST

for the December 6, 2016 Meeting of the Plumas County Board of Supervisors

November 21, 2016

To: Honorable Board of Supervisors

From: Robert Perreault, Director of Public Works

Subject: Authorize the execution of proposed Amendment No. 1 for the preparation of a Cost of Service Rate Study and Nexus Studies by R3 Consulting Group, in the not-to-exceed amount of \$15,000, including approval and ratification of any work ordered by the Director of Public Works retroactive to November 18, 2016; discussion and possible action.

Background:

On April 6, 2016, a contract was fully executed between the County and the R3 Consulting Group to provide professional services support to the Department of Public Works, Solid Waste Division.

During recent negotiations pertaining to the draft, proposed replacement Solid Waste Franchise Contracts, County officials agreed that the preparation of a Cost of Service Rate Study and Nexus Studies for the Plumas County Solid Waste Program is needed in conjunction with the implementation of the new, replacement Solid Waste Franchise Contracts.

Attached, for consideration by the Board of Supervisors, is a copy of draft Amendment No. 1 for the preparation of a Cost of Service Rate Study and Nexus Studies.

It is also noted that the Department of Public Works staff is currently preparing Amendment No. 2 for later consideration by the Board of Supervisors. The subject of Amendment No. 2 will be the preparation of a Cost of Service Study for a possible recyclables curbside collection service.

Recommendation:

The Director of Public Works respectfully recommends that the Board of Supervisors vote to authorize the Chair of the Board of Supervisors and the Director of Public Works to execute proposed Amendment No. 1 (in the not-to-exceed amount of \$15,000) to the "Professional Services Agreement ..." for Solid Waste – Professional Services Support, dated April 6, 2016. This authorization includes approval and ratification of any work ordered by the Director of Public Works retroactive to November 18, 2016.

Attachment: Proposed Amendment No. 1

AMENDMENT NO. 1

**TO THE
PROFESSIONAL SERVICES AGREEMENT
FOR
SOLID WASTE - PROFESSIONAL SERVICES SUPPORT**

TO PREPARE A COST OF SERVICE RATE STUDY AND NEXUS STUDIES

THIS AMENDMENT NO. 1 is made and entered into this _____ day of December, 2016 by and between PLUMAS COUNTY, a political subdivision of the State of California, (“County”) and R3 CONSULTING GROUP, INC., a California corporation (“Consultant”).

WITNESSETH:

A. **WHEREAS**, County and Consultant executed a “Professional Services Agreement ...” for Solid Waste – Professional Services Support, dated April 6, 2016, said contract being numbered as PWSW16-001; and

B. **WHEREAS**, both parties now desire to increase the scope of work of the existing contract by adding an additional task, to wit: the Consultant will prepare a Cost of Service Rate Study and Nexus Studies.

NOW, THEREFORE, for and in consideration of the mutual covenants and conditions contained herein, the parties hereby agree as follows:

Referencing the original contract, thus: Paragraph 1.1, Scope of Services; Paragraph 2.1, Compensation, and Paragraph 3.1, Commencement and Completion of Work:

Paragraph 1.1, Scope of Services, in the original contract, is amended to add the additional task of preparing a Cost of Service Rate Study and Nexus Studies, as set forth in Exhibit 1 to this Amendment No. 1, and

Paragraph 2.1, Compensation, in the original contract, is amended to add a not-to-exceed amount of \$15,000.00 for the purpose of preparing a Cost of Service Rate Study and Nexus Studies, as set forth in Exhibit 1 to this Amendment No. 1, and

Paragraph 3.1, Commencement and Completion of Work, in the original contract, is amended to include a timetable for the preparation of a Cost of Service Rate Study and Nexus Studies, as set forth in Exhibit 1 to this Amendment No. 1.

All other provisions of the original contract remain unchanged.

[SIGNATURES TO FOLLOW ON NEXT PAGE]

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed by and through their respective authorized officers, as of the date first above written.

FOR R3 CONSULTING GROUP, INC.

Richard Tagore-Erwin
President

Date: _____

William Schoen
Secretary

Date: _____

Taxpayer ID Number: 33-1030017

FOR PLUMAS COUNTY

APPROVED AS TO SCOPE OF WORK:

Robert A. Perreault, Jr., P.E.
Director of Public Works

Date: _____

APPROVED AS TO FORM:

Craig Settlemire
County Counsel

Date: _____

CONCURRENCE:

Sherrie Thrall, Chair
Board of Supervisors

Date: _____

Exhibit 1: Letter Proposal, "Waste Collection Cost of Service Rate Study and Nexus Studies," dated November 18, 2016, from R3 Consulting Group to Plumas County, including attachment.

1512 Eureka Road, Suite 220, Roseville, CA 95661
Tel: 916-782-7821 | Fax: 916-782-7824

2600 Tenth Street, Suite 411, Berkeley, CA 94710
Tel: 510-647-9674

627 S. Highland Avenue, Suite 300, Los Angeles, CA 90036
Tel: 323-559-7470

November 18, 2016

Mr. Robert Perreault
Director of Public Works
Plumas County
1824 East Main Street
Quincy, CA 95971-9795

Subject: Waste Collection Cost of Service Rate Study and Nexus Studies

Dear Mr. Perreault:

R3 Consulting Group, Inc. (R3) is pleased to submit the attached proposal to conduct a Cost of Service Rate Study and Nexus Studies of Intermountain Disposal Inc. (IMD) and Feather River Disposal Inc. (FRD) for Plumas County (County).

Project Background

As Plumas County approaches the completion of replacing solid waste franchise agreements with its two franchise contractors, an issue regarding the rates that are charged route subscribers has emerged. Plumas County Counsel has pointed out that the rates charged for residential collection are considered to be property-related fees, therefore these rates are subject to the limitations of Proposition 218. This being the case, the rate structure must be justified by a nexus study that evaluates the costs that go into the rates for residential collection, and the fee schedules contained in each of the two new franchise agreements must reflect the rates set in that study. This will very likely cause a wholesale re-writing of both of the fee schedules, and may skew fees in one direction or the other, but it is something that must be done to be in compliance with the law.

Data review and analysis will be required to separate residential collection costs from all other program costs. This will involve the division of labor costs, transportation costs, vehicle capital costs (including depreciation), overhead costs, etc., and their application to Proposition 218 rates and non-Proposition 218 rates.

Project Objectives

- To determine the relative costs of County franchised residential, commercial and roll-off services (lines of business) provided by IMD and FRD;
- Compare those costs to the associated rate revenues, and
- Determine what, if any, overall adjustments need to be made to the rates for each of those three franchised services so that they cover the costs without any associated subsidy or shortfall.

Project Approach

Cost of service analysis is a key aspect of compliance with Proposition 218 requirements. Cost of service analysis can be conducted on two levels:

- Line of Business Cost of Service Analysis – The analysis of revenues and expenses among lines of business (e.g., residential, commercial, industrial) with the intent of balancing revenues and expenses to eliminate any subsidies that may exist across lines of business (e.g., commercial rates subsidizing residential rates); and
- Individual Rate Cost of Service Analysis – The analysis of rates and the relationships between rates within a given rate structure to determine the extent to which an individual rate reflects the cost of the associated service level (e.g., the cost to service a 4-yard container one time per week compared to the cost to service a 1-yard container four times per week).

For this project, we propose to limit the review to a Line of Business Cost of Service Analysis.

R3's approach to this Cost of Service Study is to develop a Cost of Service Excel Workbook for each of the companies that provides a format for allocating overall expenses to franchised residential, commercial and roll-off services versus non-franchised services. The specific revenues associated with each of those three services will also be documented and a determination made as to the extent that the associated revenues cover the related expenses.

Our project budget and work scope assume that both IMD and FRD will fully cooperate with our review and provide the information and input necessary to develop the associated cost of service analysis.

Work Scope

Task 1 Kick-Off Conference Calls

Upon authorization to proceed, R3 will contact both IMD and FRD to review the project goals and objectives, project work scope and methodology. R3 envisions ongoing collaboration with each company throughout the course of the engagement, reviewing and revising the cost of service analyses as necessary. For our analysis, we have assumed that the cost of service analyses will be based on each company's reported revenues and expenses in their calendar year 2015 financial statement.

Task 2 Develop Excel Work Books

Working with each of the companies, R3 will develop Excel Workbooks that provide for the allocation of each company's 2015 expenses to:

- Franchised and non-franchised services; and
- Franchised residential, commercial and roll-off services (lines of business).

Revenues will also be allocated/assigned in a similar manner.

The above revenue and expense allocations/assignments will result in a comparative analysis that will allow for the determination of the extent to which each of those three lines of businesses is generating a revenue surplus or shortfall. Supporting documentation for the various allocations will be obtained and evaluated for reasonableness.

The results of the analysis will include a recommended adjustment to the base rates for each line of business to align revenues with expenses and remove any subsidies that may currently exist across lines of business. Because of the variable nature of roll-off services and large fluctuations that can occur from year to year, we suggest that roll-off revenues and expenses be included as part of commercial revenues

and expenses, to mitigate the impact of that variability on the associated recommended base rate adjustment (i.e., the base rate adjustments would be for residential and commercial (including roll-off services). The Excel Workbooks that are developed will allow for assessing the impact of changes to various allocation factors for purposes of assessing the impact on the resulting cost of service analysis and conducting “what-if” analyses.

Task 3 Confer with County Staff

Prior to issuing our draft report, R3 will confer with County staff regarding the results of the costs of service analysis, including the “what-if” analysis for purposes of finalizing the allocation basis to be used as the basis for the cost of service analysis, which will be presented in our Task 4 letter reports.

Task 4 Nexus Study Letter Reports

The results of our review will be presented in electronic draft letter reports (one for each company) that will be presented to the County for review and comment. Based on comments received, R3 will revise the draft letter reports and issue final electronic letter reports to the County.

Project Staff

I, William Schoen, will serve as Project Manager for this engagement and will have primary responsibility for completing the analysis, with support from David Pinter and Mekdem Wright as necessary. I am a Principal with R3 and have assisted many jurisdictions with cost of service analyses similar to what the County is requesting. I am currently managing our Cost of Service Rate Model and Nexus Study Project for the City of Long Beach. Mr. Pinter also has significant experience conducting cost of service analyses, and he and Mr. Wright are currently developing the Cost of Service Rate Model for the City of Long Beach and are serving as Project Analysts for our detailed rate review for the City and County of San Francisco.

Project Experience

R3 has conducted cost of service and nexus studies for municipalities, public utilities and regional authorities since the firm’s incorporation in 2002 (14 years). Our cost of service studies include:

- Evaluation and analysis of the current cost of services and the development of cost of service rate adjustments;
- Review and development of rate structure options & recommendations;
- Analysis of annual costs, including capital expenditures, operations and maintenance, debt service, depreciation and reserve requirements;
- Comparison / Survey of Rates; and
- Development of rate model and revenue updating guidelines and training.

Our staff has developed Excel-based, cost of service rate models and/or assisted with solid waste rate and cost of service analyses similar to what the County is requesting for many public agencies in California, including the following:

- | | |
|---|--|
| ▪ Amador County | ▪ Folsom |
| ▪ Berkeley | ▪ Fresno |
| ▪ California Valley Community Services District | ▪ Merced |
| ▪ Concord | ▪ Merced County Solid Waste Management Authority |
| ▪ Downey | ▪ Palo Alto |

Mr. Robert Perreault
November 18, 2016
Page 4 of 4

- Redlands
- Rohnert Park
- Sacramento
- San Jose
- Santa Monica
- Tamalpais Community Services District
- Upland
- Visalia

Project Budget

We propose to complete our Scope of Work on a time-and-materials basis for a not-to-exceed budget of **\$15,000**. Our Billing Schedule is provided in Attachment 1.

Project Schedule

We will issue our Draft Report to the County by December 29th, 2016, pending timely receipt of requested information and input from both IMD and FRD.

No Conflict of Interest

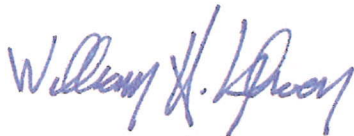
R3 works exclusively for municipalities and government agencies and does not provide any services to private solid waste management companies, including solid waste haulers and facility operators.

* * * * *

We appreciate the opportunity to submit our proposal to the County, and would welcome the opportunity to discuss our qualifications in more detail. Should you have any questions regarding our proposal, or need any additional information, please contact me by phone at (916) 782-7821 or by email at wschoen@r3cgi.com.

Sincerely,

R3 CONSULTING GROUP



William Schoen | Principal

Attachment 2016 Billing Schedule

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