

### Acknowledgement of Approval, City of Loyalton

The City of Loyalton acknowledges approval of the below listed reconciled Plumas Bank Accounts

General Account (1956)	1/31/20	(\$302,983.38)	Reconciled
CDBG Account (0059)	1/31/20	(\$10,592.68)	Reconciled
F.D. Reserve (7243)	1/31/20	(\$103,049.95)	Reconciled
General Savings (0322)	1/31/20	(\$29,383.62)	Reconciled
Enterprise-W&S (0559)	1/31/20	(\$409,015.99)	Reconciled
WWTP Constr. (1990)	1/31/20	(\$4,844.14)	Reconciled
WWTP Settle. (4387)	1/31/20	(\$486,984.59)	Reconciled
LAIF Account (496)	01/31/20	(\$2,031,712.85)	Reconciled

This authorization took place at the council meeting held on 02/18/20 and will be further reflected in the council minutes of this meeting.

\_\_\_\_\_  
Authorized Signature

Sarah Jackson, Mayor, Dated 02/18/20

Kathy LeBlanc

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**From:** Wendy Jackson [wjackson@spjUSD.org]  
**Sent:** Tuesday, January 21, 2020 11:46 AM  
**To:** ofclerk-cityofloyalton@psln.com  
**Cc:** James Berardi  
**Subject:** Add to agenda for February meeting

Good Morning Cathy,

Please add Sierra County office of Education/ Sierra County Schools for Adults to the next agenda. We would like to have a discussion regarding the Fire Basic Academy that we are bringing to the county and how the East side of the county's fire district can support and participate. If you have any questions please contact me at your earliest convenience.

Best Regards,

Wendy A. Jackson MA. Ed.  
Sierra County Schools for Adults, Coordinator  
Feather River Adult Education Consortium  
PO Box 955 Loyalton, CA 96118  
O: 530-993-1660-180  
C: 916-837-9303

Kathy LeBlanc

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**From:** shawn heywood [heywoodshawn@gmail.com]  
**Sent:** Saturday, February 08, 2020 11:34 AM  
**To:** Kathy LeBlanc; Sarah Jackson  
**Subject:** Fwd: Loyalton, CA - finance info from Blake Kaus @ Community Leasing Partners  
**Attachments:** image001.jpg; Loyalton, CA 012420 - Midwest Fire.pdf

Here are the most recent financing options. This is a better deal than the previous company we based our numbers off

As far as I know we are on track with the construction of the new apparatus. I am working with Midwest fire on graphics and radios this month.

Let me know if you have any questions.

Thank you  
Shawn Heywood

----- Forwarded message -----

**From:** Blake Kaus <[blakekaus@clpusa.net](mailto:blakekaus@clpusa.net)>  
**Date:** Fri, Jan 24, 2020, 12:33 PM  
**Subject:** Loyalton, CA - finance info from Blake Kaus @ Community Leasing Partners  
**To:** [heywoodshawn@gmail.com](mailto:heywoodshawn@gmail.com) <[heywoodshawn@gmail.com](mailto:heywoodshawn@gmail.com)>

Chief Heywood,

Thank you for your call today! Per your request, I have attached updated figures for the revised amount. Because the amount to finance is reduced to \$70K, I have adjusted the finance terms to show 3, 5 & 7 years.

Let me know if you have any questions, or if I can do anything else for you.

Regards,

**Blake J. Kaus**  
Vice President & Director of Leasing  
Community Leasing Partners

215 S. Seth Child Road

Manhattan, KS 66502



Phone: 888.777.7850  
 Fax: 888.777.7875  
 Cell: 785.313.3154  
 215 S. Seth Child Road  
 Manhattan, KS 66502  
[www.clpusa.net](http://www.clpusa.net)

January 24, 2020

**Customer Name:** Loyalton Fire Department, CA  
 Chief Heywood

Equipment: One 2000 Gallon Water Tender  
 Sales Representative: Midwest Fire  
 Delivery: TBD

Community Leasing Partners, a Division of *Community First National Bank*, is pleased to present the following financing options for your review and consideration.

**Option 1**

Total Cost:	\$ 243,000.00	Payment Frequency:	Annual
Down Payment:	\$ 173,000.00	First Payment:	One year from closing
Prepay Discount:	\$ -		
<b>Amount Financed:</b>	<b>\$ 70,000.00</b>		

Term in Years:	3	5	7
Payment:	\$25,015.94	\$15,536.20	\$11,488.31
Factor:	0.357371	0.221946	0.164119
Interest Rate:	3.56%	3.57%	3.59%

- **THERE ARE NO DOCUMENTATION OR CLOSING FEES ASSOCIATED WITH THIS PROPOSAL.**
- Fixed interest rate for the terms provided unless otherwise stated.
- This financing is to be executed and funded within 30 days of the date of the proposal, or Lessor reserves the right to adjust the interest rate. The proposal is subject to credit review and approval of mutually acceptable documentation.
- This proposal has been prepared assuming the lessee is bank qualified and that the proposed lease qualifies for Federal Income Tax Exempt Status for the Lessor under Section 103 of the IRS Code.

**Thank you** for allowing Community Leasing Partners the opportunity to provide this proposal. If you have any questions regarding the options presented, need additional options, or would like to proceed with a financing, please contact me at 1-888-777-7850.

Respectively,

Blake J. Kaus  
 Vice President & Director of Leasing  
[blakekaus@clpusa.net](mailto:blakekaus@clpusa.net)

# AP History Report

City of Loyalton (COLACT)

2/12/2020 5:49:09 PM

AP Code / Vendor Type / Invoice # / Description	Tran Date	GL Date	Dsc Date	Due Date	Disc/Ded Amount	Original Amount
<b>Totals For Vendor</b>						
AP / AMERIGAS / Amerigas						
					Net Adjustment	\$1,492.30
					Invoice	\$4,118.99
					Payment	\$2,626.69
<b>Totals For Vendor</b>						
AP / ATT CALNET 3 / AT&T CALNET 3						
					Net Adjustment	(\$91.70)
					Invoice	\$185.15
					Payment	\$276.85
<b>Totals For Vendor</b>						
AP / BANK OF AMERICA / Bank of America						
					Net Adjustment	\$0.00
					Invoice	\$1,906.15
					Payment	\$1,906.15
<b>Totals For Vendor</b>						
AP / CA STATE WATER RESOURCES CONTROL / Ca. State Water Resources Control Board						
					Net Adjustment	(\$660.00)
					Payment	\$660.00
<b>Totals For Vendor</b>						
PRST / CALIFORNIA DEPARTMENT OF TAX FEE ADMINI / California Department of Tax & Fee Admin						
					Net Adjustment	\$0.00
					Invoice	\$1,136.64
					Payment	\$1,136.64
<b>Totals For Vendor</b>						
AP / Cashman Equipment Company / Cashman Equipment Company						
					Net Adjustment	\$0.00
					Invoice	\$1,615.75
					Payment	\$1,615.75
<b>Totals For Vendor</b>						
AP / City of Portola / City of Portola						
					Net Adjustment	(\$112.00)
					Payment	\$112.00
<b>Totals For Vendor</b>						
AP / CRAIG SHERIDAN-LOYALTON HIGH SCHOOL / Loyalton High School- Criag Sheridan Class						
					Net Adjustment	\$0.00
					Invoice	\$500.00
					Payment	\$500.00
<b>Totals For Vendor</b>						
AP / EASTERN PLUMAS HEALTH CARE / Eastern Plumas Health Care						
					Net Adjustment	\$0.00
					Invoice	\$56.00
					Payment	\$56.00
<b>Totals For Vendor</b>						
AP / EDD / CA EMPLOYMENT DEVELOPMENT DEPARTMENT						
					Net Adjustment	\$927.64
					Invoice	\$1,403.93
					Payment	\$63.04
					DR Invoice	\$413.25
<b>Totals For Vendor</b>						
AP / Farr West Engineering / Farr West Engineering						
					Net Adjustment	\$0.00
					Invoice	\$73,775.75
					Payment	\$73,775.75
<b>Totals For Vendor</b>						
AP / HOME DEPOT / Home Depot						
					Net Adjustment	\$0.00
					Invoice	\$54.18
					Payment	\$54.18

# AP History Report

City of Loyalton (COLACT)

2/12/2020 5:49:09 PM

AP Code / Vendor Type / Invoice # / Description	Tran Date	GL Date	Dsc Date	Due Date	Disc/Ded Amount	Original Amount
<b>Totals For Vendor</b>						
AP / INTERMOUNTAIN DISPOSAL INC / Intermountain Disposal, Inc.						
					Net Adjustment	\$0.00
					Invoice	\$148.90
					Payment	\$148.90
<b>Totals For Vendor</b>						
PRFED / IRS / US Treasury-941						
					Net Adjustment	\$1,305.26
					Invoice	\$3,591.83
					Payment	\$1,172.60
					DR Invoice	\$1,113.97
<b>Totals For Vendor</b>						
AP / JACKIE MITCHELL						
					Net Adjustment	\$0.00
					Invoice	\$44.35
					Payment	\$44.35
<b>Totals For Vendor</b>						
AP / JTE TRUCK & TRAILER / JTE Truck & Trailer						
					Net Adjustment	\$0.00
					Invoice	\$425.12
					Payment	\$425.12
<b>Totals For Vendor</b>						
AP / KEN MORGAN / Ken Morgan						
					Net Adjustment	\$0.00
					Invoice	\$490.00
					Payment	\$490.00
<b>Totals For Vendor</b>						
AP / LEAGUE OF CALIFORNIA CITIES / League Of California Cities						
					Net Adjustment	\$0.00
					Invoice	\$100.00
					Payment	\$100.00
<b>Totals For Vendor</b>						
AP / LEWIS LEONARD / Lewis Leonard						
					Net Adjustment	\$0.00
					Invoice	\$23.00
					Payment	\$23.00
<b>Totals For Vendor</b>						
AP / LIBERTY UTILITIES / Liberty Utilities						
					Net Adjustment	\$0.00
					Invoice	\$5,827.46
					Payment	\$5,827.46
<b>Totals For Vendor</b>						
AP / MIDWEST FIRE / Midwest Fire						
					Net Adjustment	\$0.00
					Invoice	\$79,263.00
					Payment	\$79,263.00
<b>Totals For Vendor</b>						
AP / Mountain Messenger / Mountain Messenger						
					Net Adjustment	(\$162.00)
					Credit Adj	\$81.00
					Payment	\$162.00
					Discount	\$81.00
<b>Totals For Vendor</b>						
AP / Office Depot / Office Depot						
					Net Adjustment	(\$74.77)
					Payment	\$74.77

# AP History Report

City of Loyalton (COLACT)

2/12/2020 5:49:09 PM

AP Code / Vendor Type / Invoice # / Description	Tran Date	GL Date	Dsc Date	Due Date	Disc/Ded Amount	Original Amount
<b>Totals For Vendor</b>						
AP / O'Reilly Auto Parts / O'Reilly Auto Parts						
					Net Adjustment	\$0.00
					Invoice	\$89.94
					Payment	\$89.94
<b>Totals For Vendor</b>						
AP / Pape Machinery / Pape Machinery						
					Net Adjustment	(\$830.54)
					Credit Adj	\$415.27
					Payment	\$830.54
					Discount	\$415.27
<b>Totals For Vendor</b>						
AP / PLUMAS SIERRA RURAL ELECTRIC / Plumas Sierra Rural Electric						
					Net Adjustment	\$1,284.39
					Invoice	\$6,358.72
					Payment	\$5,074.33
<b>Totals For Vendor</b>						
AP / Plumas-Sierra Telecomm / Plumas-Sierra Telecomm						
					Net Adjustment	(\$218.00)
					Payment	\$109.00
					Debit Adj	\$109.00
<b>Totals For Vendor</b>						
AP / PORTER SIMON PROFESSIONAL SERVICES / Porter Simon Professional Services						
					Net Adjustment	\$0.00
					Invoice	\$340.00
					Payment	\$340.00
<b>Totals For Vendor</b>						
AP / Poster Compliance Center / Poster Compliance Center						
					Net Adjustment	(\$85.75)
					Payment	\$85.75
<b>Totals For Vendor</b>						
AP / Postmaster / Postmaster						
					Net Adjustment	\$93.24
					Invoice	\$93.24
<b>Totals For Vendor</b>						
AP / SCORE / S.C.O.R.E.						
					Net Adjustment	(\$5,187.73)
					Invoice	\$8,899.73
					Credit Adj	\$7,043.73
					Payment	\$14,087.46
					Discount	\$7,043.73
<b>Totals For Vendor</b>						
AP / Sierra Booster / Sierra Booster						
					Net Adjustment	(\$165.00)
					Payment	\$110.00
					Debit Adj	\$55.00
<b>Totals For Vendor</b>						
AP / Sierra County Auditor / Sierra County Auditor						
					Net Adjustment	\$1,250.00
					Invoice	\$2,500.00
					Payment	\$1,250.00
<b>Totals For Vendor</b>						
AP / Sierra Valley Groundwater Mgmt District / Sierra Valley Groundwater Mgmt. District						
					Net Adjustment	(\$800.00)
					Credit Adj	\$400.00
					Payment	\$800.00
					Discount	\$400.00

# AP History Report

City of Loyalton (COLACT)

2/12/2020 5:49:09 PM

AP Code / Vendor Type / Invoice # / Description	Tran Date	GL Date	Dsc Date	Due Date	Disc/Ded Amount	Original Amount
<b>Totals For Vendor</b>						
AP / Sierra Valley Home Center / Sierra Valley Home Center						
					Net Adjustment	\$1,704.67
					Invoice	\$4,214.36
					Payment	\$2,509.69
<b>Totals For Vendor</b>						
AP / SILVER STATE ANALYTICAL LABORATORIES / Silver State Analytical Laboratories						
					Net Adjustment	(\$641.00)
					Invoice	\$1,001.00
					Payment	\$1,642.00
<b>Totals For Vendor</b>						
AP / Smiths Tree Service / Smiths Tree Service						
					Net Adjustment	\$0.00
					Invoice	\$1,200.00
					Payment	\$1,200.00
<b>Totals For Vendor</b>						
AP / SPB UTILITY SERVICES, INC / SPB Utility Services, Inc						
					Net Adjustment	(\$889.50)
					Payment	\$889.50
<b>Totals For Vendor</b>						
AP / SWRCB-DWOCP / State Water Resources Control Board						
					Net Adjustment	\$0.00
					Invoice	\$60.00
					Payment	\$60.00
<b>Totals For Vendor</b>						
AP / UNITED HEALTHCARE INSURANCE COMPANY / United Healthcare Insurance Company						
					Net Adjustment	(\$536.84)
					Payment	\$536.84
<b>Totals For Vendor</b>						
AP / Verizon Wireless / Verizon Wireless						
					Net Adjustment	\$0.00
					Invoice	\$101.19
					Payment	\$101.19
<b>Totals For Vendor</b>						
AP / Xerox Corporation / Xerox Corporation						
					Net Adjustment	\$0.00
					Invoice	\$254.19
					Payment	\$254.19
<b>Grand Totals</b>						
					Net Adjustment	(\$2,397.33)
					Invoice	\$199,778.57
					Credit Adj	\$7,940.00
					Payment	\$200,484.68
					Discount	\$7,940.00
					Debit Adj	\$164.00
					DR Invoice	\$1,527.22
					Unapplied Payment	\$0.00



# AP History Report

City of Loyaltan (COLACT)

2/12/2020 5:49:09 PM

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AP Code / Vendor	Tran Date	GL Date	Product Type	Due Date	Disc/Ded Amount	Original Amount
Type / Invoice # / Description			Dsc Date			

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Report Summary

Report Selection Criteria

Sort By: Vendor Number  
Page Break: No  
Report Type: Condensed  
Vendor Status: All Vendors  
Transaction Type: All Transactions  
Group By AP Code: No

Vendor Number:	Start	End
Vendor Name:	Start	End
Product Type:	Start	End
Date Range:	Custom	End
Transaction Date Range:	1/1/2020	1/31/2020
AP Code:	Start	End

**Acknowledgement of Approval, City of Loyalton**

The City of Loyalton acknowledges approval of the below listed Transfer(s) of Funds.

Transfer From	Transfer To	Date	Amount
WWTP Settlement (4387)	General(1956)	2/18/2020	\$125,360.03
<b>TOTAL</b>			<b>\$125,360.03</b>

This authorization took place at the council meeting held on 02/18/2020 and will be further reflected in the council minutes of this meeting.

\_\_\_\_\_  
Authorized Signature Sarah Jackson, Mayor, Dated 02/18/2020

# APPLICATION AND CERTIFICATE FOR PAYMENT

Invoice #: 15525-001

To Owner: City of Loyalton  
PO Box 128  
Loyalton, CA 96118

From Contractor: Q&D Construction LLC  
PO Box 10865  
Reno, NV 89510

Via Architect:

Project: 15525 Beckwith Road Pavement Repair

Application No.:

Period To:

Project Nos:

Contract For:

Contract Date:

Distribution to  
 Owner  
 Architect  
 Contractor

## CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract Continuation Sheet is attached.

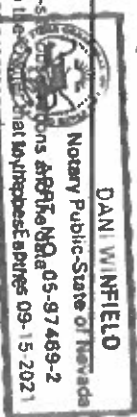
1. Original Contract Sum ..... \$110,005.00
2. Net Change By Change Order ..... \$5,000.00
3. Contract Sum To Date ..... \$115,005.00
4. Total Completed and Stored To Date ..... \$125,360.03
5. Retainage:
  - a 0.00% of Completed Work ..... \$0.00
  - b 0.00% of Stored Material ..... \$0.00
  - Total Retainage ..... \$0.00
6. Total Earned Less Retainage ..... \$125,360.03
7. Less Previous Certificates For Payments ..... \$0.00
8. Current Payment Due ..... \$125,360.03
9. Balance To Finish, Plus Retainage ..... -\$10,355.03

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information, and belief, the work covered by this Application for Payment has been completed in accordance with the Contract Documents. That all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR: Q&D Construction LLC

Date: 1-13-26

State of: Nevada  
 Subscribed and sworn to before me this 13th day of January, 2026  
 Notary Public: [Signature]  
 My Commission expires 9-15-21



**ARCHITECTS CERTIFICATE FOR PAYMENT**  
 In accordance with the Contract Documents, based on one (1) Continuation Sheet comprising the above application, the Architect certifies to the Owner that the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED \$ 125,360.03

(Attach explanation if amount certified differs from the amount applied. Initial all figures on this Application and on the Continuation Sheet that are changed to conform with the amount certified.)

CHANGE ORDER SUMMARY		
Total Changes approved in previous months By Owner	Additions	Deductions
Total Approved this Month	\$5,000.00	\$0.00
TOTALS	\$5,000.00	\$0.00
Net Changes By Change Order	\$5,000.00	

ARCHITECT: [Signature]  
 Date: 1/14/26

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment, and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

### Acknowledgement of Approval, City of Loyalton

The City of Loyalton acknowledges approval of the below listed Transfer(s) of Funds.

Transfer From	Transfer To	Date	Amount
WWTP Settlement (4387)	General(1956)	2/18/2020	\$6,914.00
<b>TOTAL</b>			<b>\$6,914.00</b>

This authorization took place at the council meeting held on 02/18/2020 and will be further reflected in the council minutes of this meeting.

\_\_\_\_\_  
Authorized Signature Sarah Jackson, Mayor, Dated 02/18/2020

# FARR WEST ENGINEERING

5510 LONGLEY LANE  
RENO, NEVADA 89511  
PHONE: (775) 851-4788  
billing@farrwestengineering.com

CITY OF LOYALTON  
PO BOX 128  
LOYALTON, CA 96118-0128

Invoice number 13054  
Date 02/06/2020

Project R4442-1503-PWP LOYALTON, CITY OF -  
GENERAL SERVICES

Period 12/28/19 to 1/31/20

City of Loyalton - General Services  
Task Order Number: #01

Description of Services: Work performed during this billing period included coordination of the Certified Operator change, correspondence with City staff related to the Welbourn/Nelson drainage issue, review of historical documents related to the Welbourn/Nelson drainage issue, a site visit to inspect the area related to the Welbourn/Nelson drainage issue, and project management related items.

### Professional Services

#### Task 1: District Engineer

	Hours	Rate	Billed Amount
Principal Engineer			
Lucas Tipton	0.25	160.00	40.00
	6.50	168.00	1,092.00
Subtotal	6.75		1,132.00
Engineer II			
Alex Stodtmeister	0.50	118.00	59.00
Engineer in Training II			
Alexa Kinsinger	16.75	98.00	1,641.50
Professional Services subtotal	24.00		2,832.50
		Invoice total	<b>2,832.50</b>

### Invoice Summary

Description	Contract Amount	Current Billed	Prior Billed	Total Billed	Remaining
Webviewer Maintenance	0.00	0.00	0.00	0.00	0.00
Task 1: District Engineer	10,000.00	2,832.50	3,977.14	6,809.64	3,190.36
<b>Total</b>	<b>10,000.00</b>	<b>2,832.50</b>	<b>3,977.14</b>	<b>6,809.64</b>	<b>3,190.36</b>

# FARR WEST ENGINEERING

5510 LONGLEY LANE  
RENO, NEVADA 89511  
PHONE: (775) 851-4788  
billing@farrwestengineering.com

CITY OF LOYALTON  
PO BOX 128  
LOYALTON, CA 96118-0128

Invoice number 12951  
Date 02/06/2020

Project R4442-1781 LOYALTON, CITY OF -  
CLEANUP AND ABATEMENT ORDER  
(CAO) – PHASE 2

Period 12/28/19 to 1/31/20

Cleanup and Abatement Order (CAO) – Phase 2  
TO #5

Description of Services: Wrote and submitted the Fourth Quarter 2019 Progress Report and the 2019 Annual Monitoring Report as required under the Cleanup and Abatement Order and Waste Discharge Requirements Order, respectively. Collaboration with City staff about additional monitoring needs and invoice issues. Review of Layfield Groups' proposal to complete work on the north and south ponds. Collaboration with Hilts Consulting for opinions and design estimates for a ballast and ventilation system in the effluent ponds.

### Professional Services

	Hours	Rate	Billed Amount
Alexa Kinsinger	33.00	98.00	3,234.00
Deidre Blanton	0.25	75.00	18.75
Lisa Pruitt	0.25	95.00	23.75
Lucas Tipton	1.75	168.00	294.00
Matthew Schultz	2.00	138.00	276.00
Professional Services subtotal	37.25		3,846.50
		Invoice total	<b>3,846.50</b>

### Invoice Summary

Description	Contract Amount	Current Billed	Prior Billed	Total Billed	Remaining
Task 1.0 - Project Management	8,500.00	231.50	1,557.50	1,789.00	6,711.00
Task 2.0 - CAO Reporting	11,500.00	3,094.00	0.00	3,094.00	8,406.00
Task 3.0 - Pond Leak Detection Testing Oversight	12,500.00	521.00	5,596.25	6,117.25	6,382.75
Task 4.0 - Pond Leak Detection Subconsultant Services	110,000.00	0.00	65,575.25	65,575.25	44,424.75
Task 5.0 - Project Contingency	14,500.00	0.00	0.00	0.00	14,500.00
<b>Total</b>	<b>157,000.00</b>	<b>3,846.50</b>	<b>72,729.00</b>	<b>76,575.50</b>	<b>80,424.50</b>

# FARR WEST ENGINEERING

5510 LONGLEY LANE  
RENO, NEVADA 89511  
PHONE: (775) 851-4788  
billing@farrwestengineering.com

CITY OF LOYALTON  
PO BOX 128  
LOYALTON, CA 96118-0128

Invoice number 13024  
Date 02/06/2020

Project R4442-1678-PWP LOYALTON, CITY OF -  
BECKWITH ROAD PAVEMENT REPAIR

Period 12/28/19 to 1/31/20

City of Loyalton - Beckwith Road Pavement Repair  
Task Order No. 04

Description of Services: General project management and coordination; contractor and owner coordination of final payment.

### Professional Services

	Hours	Rate	Billed Amount
Alexa Kinsinger	1.25	98.00	122.50
Deidre Blanton	0.50	70.00	35.00
Keith Karpstein	0.25	152.00	38.00
	0.25	158.00	39.50
Subtotal	0.50		77.50
Professional Services subtotal	2.25		235.00
			<b>Invoice total 235.00</b>

### Invoice Summary

Description	Contract Amount	Current Billed	Prior Billed	Total Billed	Remaining
Task 1 - Project Management	3,600.00	73.00	2,218.60	2,291.60	1,308.40
Task 2 - Survey and Mapping	3,000.00	0.00	2,226.25	2,226.25	773.75
Task 3 - Engineering Design	11,600.00	0.00	10,541.00	10,541.00	1,059.00
Task 4 - Bidding Assistance	4,800.00	0.00	4,799.20	4,799.20	0.80
Task 5 - Construction Management	7,900.00	162.00	6,113.65	6,275.65	1,624.35
Task 6 - Construction Observation	10,400.00	0.00	5,700.00	5,700.00	4,700.00
Task 7 - Materials Testing	6,400.00	0.00	4,913.38	4,913.38	1,486.62
Task 8 - Project Contingency	2,300.00	0.00	0.00	0.00	2,300.00
<b>Total</b>	<b>50,000.00</b>	<b>235.00</b>	<b>36,512.08</b>	<b>36,747.08</b>	<b>13,252.92</b>

3:00 PM

01/17/20

Cash Basis

City of Loyalton

Bills Paid

As of November 30, 2019

Type	Date	Num	Name
<b>Enterprise Loan MM 0559</b>			
Total Enterprise Loan MM 0559			
<b>General Funds</b>			
<b>General Checking 1956- NEW</b>			
Check	11/12/2019		
Check	11/01/2019		
Check	11/30/2019		
Bill Pmt -Check	11/01/2019	EFT	Pitney Bowes Inc Purchase Po...
Liability Check	11/01/2019	EFT	Employment Development Dep...
Liability Check	11/01/2019	EFT	US Treasury-941
Bill Pmt -Check	11/01/2019	EFT	Nationwide
Liability Check	11/15/2019	EFT	Employment Development Dep...
Liability Check	11/15/2019	EFT	US Treasury-941
Bill Pmt -Check	11/15/2019	EFT	Bank of America
Bill Pmt -Check	11/15/2019	EFT	Nationwide
Bill Pmt -Check	11/15/2019	EFT	Office Depot
Bill Pmt -Check	11/25/2019	EFT	Pitney Bowes Inc Purchase Po...
Liability Check	11/27/2019	EFT	Employment Development Dep...
Liability Check	11/27/2019	EFT	Employment Development Dep...
Liability Check	11/27/2019	EFT	US Treasury-941
Liability Check	11/29/2019	EFT	US Treasury-941
Liability Check	11/29/2019	EFT	Employment Development Dep...
Paycheck	11/01/2019	5958	Bennett, Kenneth E
Paycheck	11/01/2019	5959	Jordan, Keith S.
Paycheck	11/01/2019	5960	LeBlanc, Katherine L
Paycheck	11/01/2019	5961	Smith, Tracy A
Paycheck	11/01/2019	5962	Willis, Charlotte L
Bill Pmt -Check	11/01/2019	5964	Thatcher Company
Bill Pmt -Check	11/01/2019	5965	Amerigas*
Bill Pmt -Check	11/01/2019	5966	Liberty Utilities
Bill Pmt -Check	11/01/2019	5967	Sierra Environmental Monitoring...
Bill Pmt -Check	11/01/2019	5968	Verizon Wireless
Paycheck	11/01/2019	5969	Cussins, John C
Paycheck	11/01/2019	5970	Jardin, Patsy E
Paycheck	11/01/2019	5971	McGarity, Orville D
Paycheck	11/01/2019	5972	Yegge, Donald M.
Bill Pmt -Check	11/06/2019	5973	Plumas-Sierra Telecomm.
Bill Pmt -Check	11/06/2019	5974	Plumas Sierra Rural Electric
Bill Pmt -Check	11/06/2019	5975	Sierra Environmental Monitoring...
Bill Pmt -Check	11/06/2019	5976	Sierra Valley Home Center
Bill Pmt -Check	11/06/2019	5977	Western Nevada Supply
Bill Pmt -Check	11/06/2019	5978	B & L Backflow Testing Speciali...
Bill Pmt -Check	11/06/2019	5979	Bastian Engineering
Bill Pmt -Check	11/06/2019	5980	Farr West Engineering



3:00 PM  
01/17/20  
Cash Basis

City of Loyaltan  
**Bills Paid**  
As of November 30, 2019

---

Type	Date	Num	Name
Total General Funds			
<b>Designated Funds</b>			
<b>WWTP Settlement MM 4321</b>			
Total WWTP Settlement MM 4321			
<b>WWTP Construction 1990</b>			
Total WWTP Construction 1990			
<b>Community Dev Block Grant 0059</b>			
Total Community Dev Block Grant 0059			
Total Designated Funds			
<b>TOTAL</b>			

3:00 PM  
01/17/20  
Cash Basis

City of Loyalton  
**Bills Paid**  
As of November 30, 2019

<u>Memo</u>	<u>Paid Amount</u>
951429299	-294.63
	-1,532.10
	-1,505.46
	-807.77
	-525.99
	-521.00
201913977	-329.08
92132-13200M	-1,406.40
Police Contract-December 2019	-1,250.00
Loyalton High School Project	-745.39
	-92.11
Account code LOYCI (Invoice# 65144)	-148.90
2019-2020 Liability Insurance (Installment #5) Dece...	-1,856.00
Transaction No. 3661-219960 (P.O. 6912)	-210.21
LOY-001	-144.00
34860	-1,035.14
	-1,634.24
	-45.71
	-1,539.20
	-860.70
	-45.71
	-45.71
	-45.71
	-138.52
	-45.71
	-45.71
	-651.84
December 2019 Water/Sewer Billing	-92.96
	0.00
J. Cussins December 2019 Premium - 327802773-1	-268.42
Police Contract-December 2019	-1,250.00
Repairs to City Center Main Doors	-294.00
LOY-001	-198.00
201913977	-248.24
	-21,392.00
LOY-001	-63.00
370745244-000001	-752.06
	-6,434.68
	-6,791.48
	-113,492.39

**Acknowledgement of Approval, City of Loyaltan**

The City of Loyaltan acknowledges approval of the below listed Transfer(s) of Funds.

Transfer From	Transfer To	Date	Amount
General Fund	Enterprise Loan MM 0559	04/03/2020	
	Water		1,500.00
	Sewer		4,500.00
General Fund	Enterprise Loan MM 0559	04/10/2020	
	Water		1,500.00
	Sewer		4,500.00
General Fund	Enterprise Loan MM 0559	04/17/2020	
	Water		1,500.00
	Sewer		4,500.00
General Fund	Enterprise Loan MM 0559	04/27/2020	
	Water		1,500.00
	Sewer		4,500.00
<b>THIS TOTAL</b>			<b>\$24,000.00</b>

This authorization took place at the council meeting held on 02/18/2020 and will be further reflected in the council minutes of this meeting.

\_\_\_\_\_  
Authorized Signature Sarah Jackson, Mayor, Dated 2/18/2020

Kathy LeBlanc

---

**From:** Kathy LeBlanc [cityofloyalton@digitalpath.net]  
**Sent:** Monday, February 03, 2020 8:04 AM  
**To:** ofclerk-cityofloyalton@psln.com  
**Subject:** FW: City of Loyalton Municipal Codes/Ordinances and Notice of hearing to abate nuisance 3 January, 2020

---

**From:** Michael H. Welbourn [mailto:sierralogger@cwo.com]  
**Sent:** Thursday, January 30, 2020 10:24 AM  
**To:** SARAH  
**Cc:** CITY OF LOYALTON; gross@portersimon.com  
**Subject:** City of Loyalton Municipal Codes/Ordinances and Notice of hearing to abate nuisance 3 January, 2020

**To:** Mayor, City of Loyalton, City Council and Steve Gross Attorney City of Loyalton

**Subject:** Skirting responsibility in accordance with City of Loyalton Municipal Codes/Ordinances and Notice of hearing to abate nuisance 3 January, 2020

1. Mr. Nielson's actions are still clearly in defiance and not in compliance with the City of Loyalton's Municipal Codes/Ordinances and the City of Loyalton's agreement to Join the Federal Emergency Management Agency in the National Flood Program June 4th 1976, FEMA Floodplain Management Program/National Floodplain Insurance Program (NFIP).

Mr. Nielson is further out of compliance with California Office of Emergency Services(OES) as defined in public health and safety and property as stated in the aforementioned by raising the flood plain level, hauling dirt into his property, building a dirt berm and a fence so designed and sealed to obstruct the natural flow of Smithneck Creek in a possible flood scenario as his actions are certainly not in the best interest to public health and safety and other property owners in the neighboring area of this nuisance as a result of Mr. Nielson, property owner of 308 Main St and 201 Patton Street.

2. It would appear after having a conversation with Mr. Mitchel, City Council Member, Council members have chosen another direction than that of taking the necessary action as defined in the "Notice of hearing to abate nuisance," 3 January 2020 but now address the ditch behind 52, 53, 54 Patterson Circle and 110 Taylor Street.
3. Mr. Nielson claims his civil liberties are being violated by City of Loyalton Municipal Codes/Ordinances. The comment is so irresponsible as Nielson has decided he is above the law by not following the Municipal Codes/Ordinances as set forth by the City of Loyalton that have been in place long before Nielson acquired the property.
4. While speaking with Mr. Mitchel I asked if he had seen the file of all information, pictures of 308 Main St and 201 Patton including the most current FEMA Flood Zone Map clearly defining Mr. Nielson's property in the flood zone and NOT those clearly not in the flood zone, 52, 53, 54 Patterson Circle and that of 110 Taylor Street provided to the city by myself? Mr. Mitchel's answer was he had not and that if they needed them at a later date he would ask, that later date has already passed, therefore I supplied the City of Loyalton once again pictures and current flood zone map and had them signed for by a City of Loyalton Clerk in city hall.

5. It is clear to me the City of Loyaton Management/City Council is clearly kicking the can down the street and has failed to resolve this issue in a prudent and expeditious manner.
6. I seriously look forward to a resolve of this issue in a timely manner as this is not my responsibility to sue or take action against Mr. Nielson but that of the City of Loyaton who is placing themselves in an extremely awkward position by not resolving this issue.
7. Please note original: Official complaint and information provided before in my letter dated September 20<sup>th</sup> 2019.

Thank you,

Michael H. Welbourn

**ORIGINAL LETTER:**

**Subject: Notarized letter of an official complaint, September 20th 2019 to Ms. Sarah Jackson Mayor, City of Loyaton, Mr. Steve Gross, City Attorney, City of Loyaton and City Council, Loyaton CA which supersedes the previous email correspondence of September 19, 2019 2:31 PM. Hard copy delivered to City Hall September 20th 2019 at 14:15.**

**At the City Council meeting a public forum held Tuesday September 14th 2019 at 18:00 hours referencing the Agenda For The Regular Meeting Of The Loyaton City Council Section 14, Discussion and Possible Items, Item #2 – Discussion and response to Mr. Keith Nielson regarding construction in a floodplain zone.**

1. With regards to the City of Loyaton and my request for information of what the City of Loyaton and what actions will be taken in addressing this issue to Mr. Keith Nielson, property owner of 308 Main St. and 201 Patton St. property being located directly behind 52, 53, 54 Patterson Circle and 110 Taylor Street. It is my understanding the City Attorney Mr. Steve Gross instructed the City Council in how to respond to Mr. Keith Nielson an issue relating to public health and safety pursuant to State of California, Federal and FEMA, Law and I trust City of Loyaton Municipal Code and Ordinances regarding this floodplain issue and construction/obstruction of a fence/barricade and well placed dirt berms to raise the floodplain level and alter the direction of Smithneck Creek in a time of flooding in their communication to Mr. Nielson and I question why it is being shrouded in mystery.
2. Mr. Nielson actions are clearly in defiance of FEMA, State and Federal Law and that of the City of Loyaton Municipal Code and Ordinances, those Municipal Codes and Ordinances having been sent to me by Mayor Jackson in her email on August 21st 2019 at 15:46 covering Floodplain Management in Section 14. Mr. Nielson to the best of my knowledge has never witnessed or seen flooding of this area or the devastation in the aftermath as a result of Smithneck Creek breaching its bank and this is the most common flooding occurrence in this area and within the United States according to FEMA and the OES, Governor's Office of Emergency Services.
3. City of Loyaton Municipal Code/Ordinance Section 14.01.220 Floodways – prohibits encroachments of any kind that will increase the base flood elevation during a flood occurrence.

4. City of Loyalton Municipal Code/Ordinance Section 14.05.80 classifies fencing, rock, gravel, fill, etc an "Obstruction" if it changes the direction, impedes the flow of water. Obstructions are prohibited in the flood zones unless a variance is granted.

5. The following was sent to me, received from FEMA and Cal OES, Governor's Office of Emergency Services in which it states: Floodplain Management Bulletin FEMA P-993 / July 2014 of which has not been superseded, referencing Section 3, Floodplain Management Variance 3.1 Types of Variances: There are only two types of variances allowed by State law: 1. Use variances. Local officials permit a property owner to use a building or parcel for a purpose not normally allowed in a particular zone. 2. Area variances. An area variance may be granted when a property owner is able to show that there are serious, practical difficulties associated with complying with the dimensional requirements of the zoning ordinance, such as setback requirements or maximum height restrictions.

6. NFIP Variance Regulations: The following sections describe each criterion of the variances regulations as stated in 44 CFR 60.6(A)(1) Variances shall not be issued by a community with any designated regulatory floodway if any increase in flood levels during the base flood discharge would result. 3.3.1 Floodways: Communities should not issue variances for construction with a floodway if the variance will result in an increase in flood levels during the base flood event.

7. Floodway Definition is defined in the NFIP regulations as: Channel of a river or other water course and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation more than a designated height.

8. Increased Flood Heights: 3.3.5 – Development that receives a variance must not cause an increase in water surface elevations (WSEs) during floods of any magnitude, not just the base flood. 44 CFR 60.6(A)(3)(III) Variances shall only be issued by a community upon a determination that the granting of a variance will not result in increased flood heights.

9. Public Safety and Nuisances: 3.3.6 Variances must not result in additional threats to public safety or create nuisances. Local flood damage prevention ordinances and minimum NFIP requirements are intended to help protect health, safety, well-being, and property of the local citizens. 44 CFR 60.(A)(3)(III) A variance will not cause additional threats to public safety or create nuisances.

10. It gives me no pleasure having to make comments of people who are seriously naïve and who has so little disregard for important issue as in the case of Mr. Mitchel as to make such comments as related to floodplain management as it comes from FEMA to the State of California since the City of Loyalton joined the Federal Emergency Management Agency in the National Flood Program June 4th 1976 where applicable statutory and regulatory policy are mandatory where parties have voluntarily entered into an agreement requiring compliance with FEMA guidance.

11. The Emergency Management Institute's Mission: To support the Department of Homeland Security and FEMA's goals by improving the competencies of the U.S. officials in Emergency Management at all levels of government to prepare for, protect against, respond to, recover from, and mitigate the potential effects of all type of disasters and emergencies on the American people.

12. Again having been in touch with FEMA, the office of FEMA Mitigation, Oakland CA and have been informed that each year FEMA initiates studies and restudies of flood hazards in communities across the United States and this is based on a priority level. After the community participates in a Community-Initiated Map Revisions through

the CTP Initiative it can take up to eighteen months, NOT five to seven years as stated by Mr. Mitchel of the city council.

13. I have been informed from both FEMA and OES and find this quite odd that no one recalls with whom I spoke of a Mr. Mitchel from the City of Loyalton nor any Loyalton City Council Member having been in contact with them, nor is FEMA aware of anyone having been sent to Loyalton in recent months to look at any floodplain issue as Mr. Mitchel of the Loyalton City Council would have you think having been stated at Tuesdays meeting. I have been informed that map revision processing is accomplished in two ways, once FEMA is contacted they will process a request to revise the flood hazard map on a as built conditions, either by Physical Map Revision (PMR) or Letter of Map Revision (LOMR). This corrupt and misleading City Council information provided by Mr. Mitchel who has so little grasp of the subject matter as to try to circumvent facts while discussing issue of floodplain management, this needs to end and turned over to a responsible party such as Sierra County as the City of Loyalton Ordinance still have Sierra County Department of Public Works as Floodplain Manager and that is where it should be, with the County!

14. It is inept on the part of Mr. Mitchel's in his comment and actions as a City Council Member for not wanting or seeing a need/requirement for having a floodplain manager. This cavalier attitude from city management makes one question the competency of the City Council to govern or handle an issue of this magnitude or at any government level for that matter that places so many homes from Patterson Ave, Patterson Circle, Taylor St. and those on the North side of highway 49 at risk in the designated floodplain areas.

15. The seriousness and magnitude of this issue to the property owners in the cult-ti-sac/Patterson Circle and the homes on the South side of Patterson Circle located on Patterson Avenue to Taylor Street are highly effected and the home owners to which I have spoken trust the City of Loyalton will take the necessary, aggressive or legal action if required to resolve this issue with Mr. Nielson having placed these obstructions on his property and their removal as soon as possible pursuant to FEMA, State of California Rules and Regulation and that of City of Loyalton's Municipal Codes and Ordinances so this will not happen again furthering the need and requirement to have a Code Enforcement Officer and a Floodplain Manager in an incorporated city, we trust these issue as in the aforementioned will be accomplished in a responsible and timely manner.

Thank you,

Michael H. Welbourn

**RECEIVED**

**FEB 03 2020**

January 28, 2020

Loyalton City Government  
Mayor Sarah Jackson,  
P.O. Box 128,  
Loyalton, CA, 96118

**BY:** \_\_\_\_\_

I have been informed that you plan to hire a civil engineer to investigate drainage ditches and easements in the city. The following records obtainable from county planning might be helpful in his search.

E. K. Nielson



RECORDING REQUESTED BY

66937

OFFICIAL RECORDS  
SIERRA COUNTY, CALIF.

66937

Recording Requested by

*Sierra County Title Co.*

DATE *8-2-79* TIME *2:15*

VOL. *83* PAGE *25*

GEORGIE M. PETERMAN  
COUNTY RECORDER

FEE *3.00* DEPUTY *Oliver M. McIntosh*

AND WHEN RECORDED MAIL TO

Name  
Street  
Address  
City &  
State

BEZCO INC.,  
a corporation  
P O Box 5547  
Tahoe City, Ca. 95730

SPACE ABOVE THIS LINE FOR RECORDER'S USE

The undersigned grantor(s) declare(s):

Documentary transfer tax is \$ NONE

( ) computed on full value of property conveyed, or

( ) computed on full value less value of liens and encumbrances remaining at time of sale. *APN - 17-150-10*

### Grant Deed

Order No. \_\_\_\_\_

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,

GEORGE E. BRICK AND PONDA R. BRICK

hereby GRANT(S) to

BEZCO INC., a corporation

the following described real property in the  
County of Sierra, State of California:

All that portion of Section 13, Township 21 North,  
Range 15 East, Mount Diablo Meridan, Sierra County,  
California described as follows:

A strip of land 10 feet wide for Drainage Easement,  
the Northerly line of which is parallel and concentric  
with the northerly line of Lot 47 of North Sierra Pines  
Unit No. 1, as filed in Book 4 of Subdivisions at Page  
50 in the Office of the Recorder of Said Sierra County.

*Drainage Easement across  
north 10 feet of Gary  
Shelton's property*

STATE OF CALIFORNIA } ss.  
COUNTY OF Sierra

On July 29, 1979 before me, the under-  
signed, a Notary Public in and for said State, personally appeared  
George E. Brick and  
Ponda R. Brick

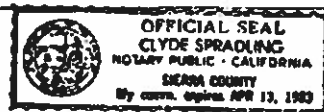
Dated July 29, 1979

George E. Brick  
George E. Brick  
Ponda R. Brick  
Ponda R. Brick

\_\_\_\_\_ known to me  
to be the person whose name is subscribed to the  
within instrument and acknowledged that they executed  
the same.

WITNESS my hand and official seal.

Signature Clyde Spradling  
Clyde Spradling, Notary Public



P. O. Box 664, Ingoton, CA 95118

- LEGEND**
- FOUND POINT AS NOTED
  - SET 3/4" PIN WITH CAP L.S. 4154
  - x SET RR SPIKE WITH PUNCH MARK
  - DE DRAINAGE EASEMENT
  - PIE PUBLIC UTILITIES EASEMENT
  - BSL BUILDING SETBACK LINE

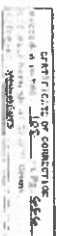
**BASIS OF BEARINGS**

THE MERIDIAN OF THIS MAP IS IDENTICAL TO THAT SHOWN ON THE FINAL MAP OF NORTH SIERRA PINES UNIT NO. 1 AS FILED IN BK 4 OF SUBDIVISION PG. 50 AND WAS ESTABLISHED FROM FOUND MONUMENTS AS SHOWN HEREON.

**NORTH SIERRA PINES UNIT NO. 3**

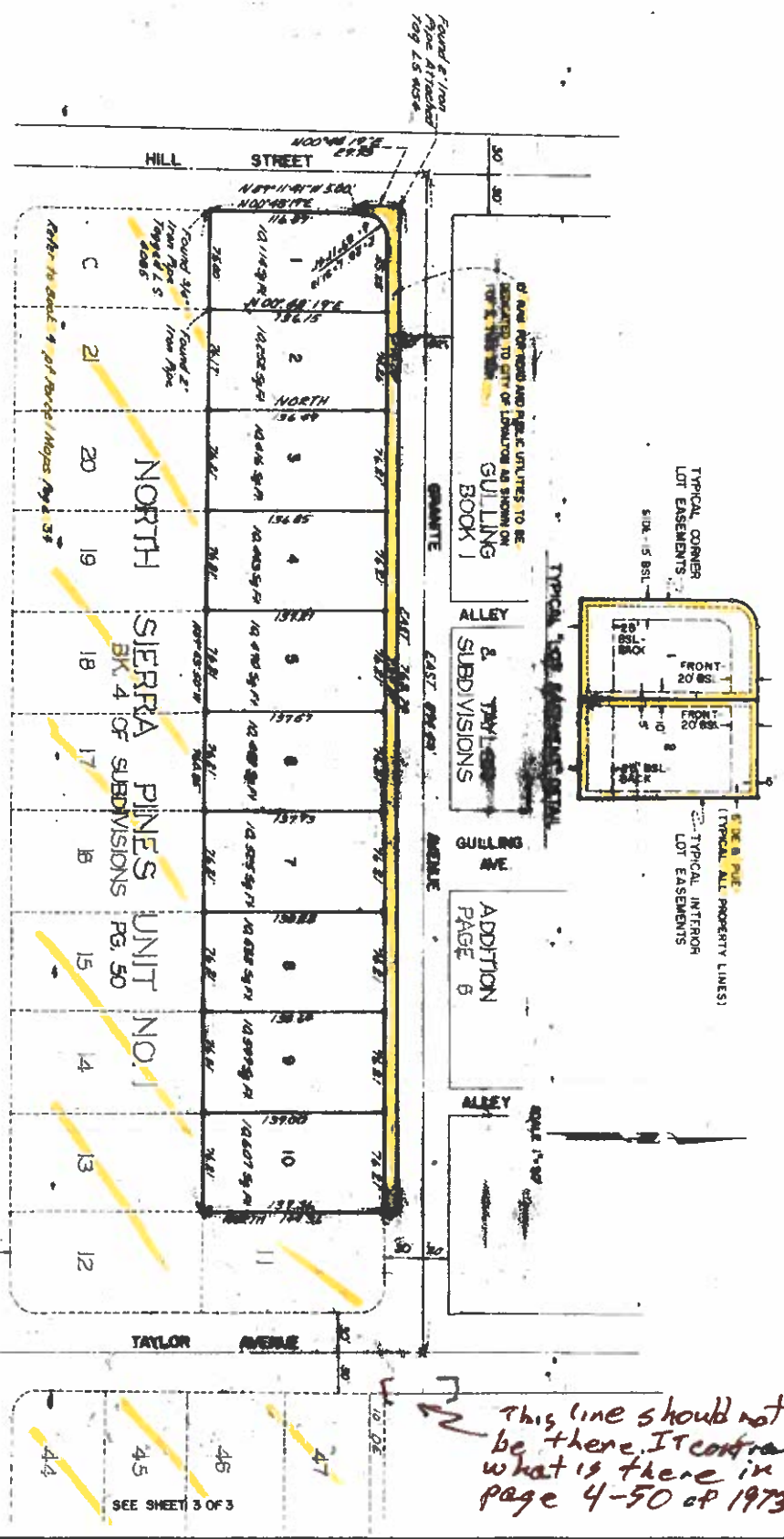
A PORTION OF SECTION 13, TOWNSHIP 21 NORTH, RANGE 15 EAST, MOUNT DIABLO MERIDIAN, SITUATE IN THE CITY OF LOYALTON, SIERRA COUNTY, CALIFORNIA

PREPARED BY  
RAYMOND VALE & ASSOCIATES  
TAYLOR CITY, CALIFORNIA  
MARCH 1981



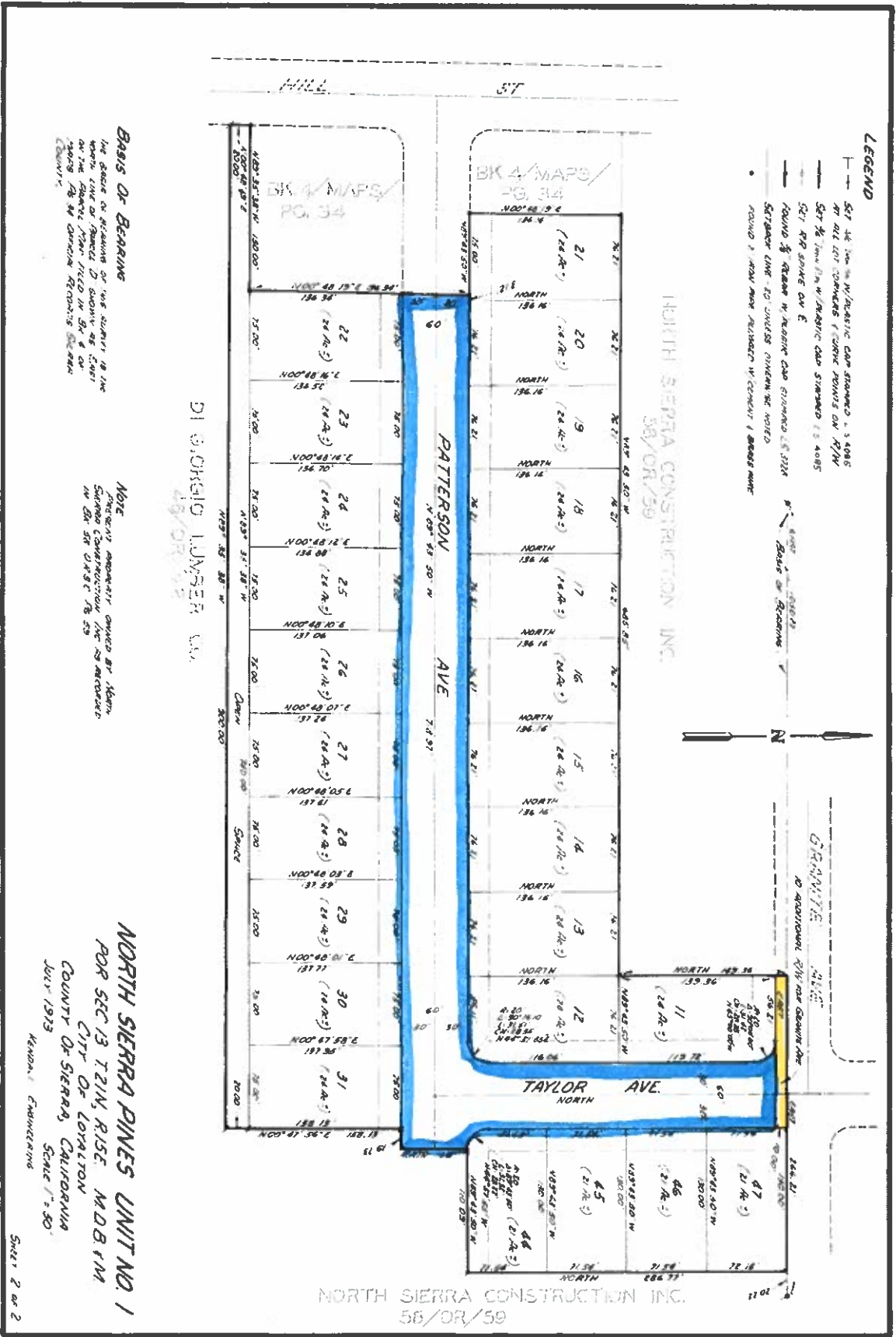
6-95

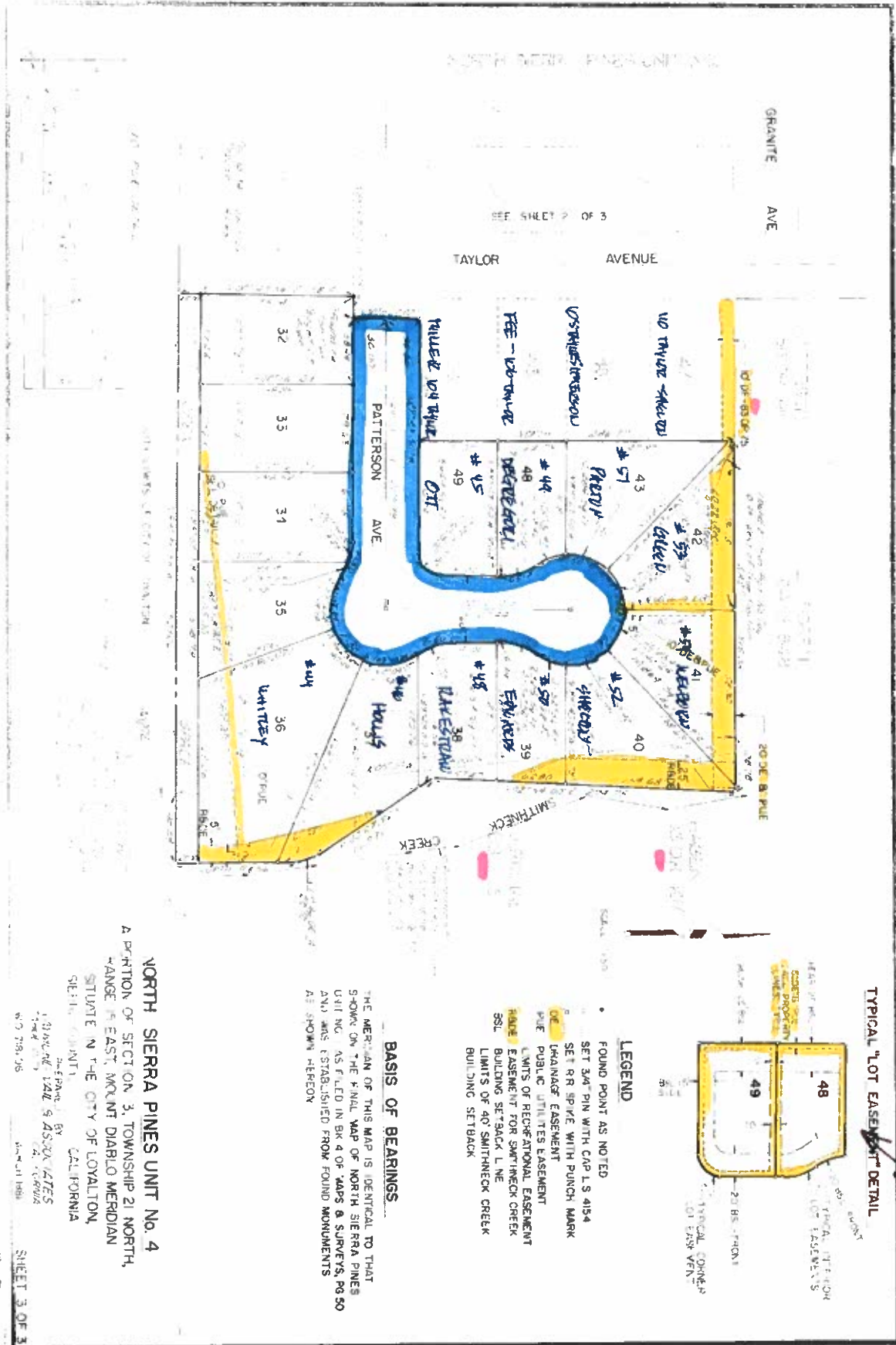
SHEET 2 OF 3



*This line should not be there. It contradicts what is there in page 4-50 of 1973*

6-95





REF SHEET 2 OF 3

GRANITE AVE

TAYLOR AVENUE

TYPICAL "LOT EASEMENT" DETAIL



**LEGEND**

- FOUND POINT AS NOTED
- SET 3/4" PIN WITH CAP L.S. 4154
- SET RR SPRIE WITH PUNCH MARK
- DRAINAGE EASEMENT
- PUBLIC UTILITIES EASEMENT
- LIMITS OF RECREATIONAL EASEMENT
- EASEMENT FOR SMITHNECK CREEK
- BUILDING SETBACK LINE
- LIMITS OF 40' SMITHNECK CREEK BUILDING SETBACK

**BASIS OF BEARINGS**

THE MERIDIAN OF THIS MAP IS IDENTICAL TO THAT SHOWN ON THE FINAL MAP OF NORTH SIERRA PINES UNIT NO. 45 FILED IN BK 4 OF MAPS & SURVEYS PG 50 AND WAS ESTABLISHED FROM FOUND MONUMENTS AS SHOWN HEREON

**NORTH SIERRA PINES UNIT No. 4**

A PORTION OF SECTION 3, TOWNSHIP 21 NORTH,  
 RANGE 15 EAST, MOUNTAIN DIABLO MERIDIAN  
 SITUATE IN THE CITY OF LOYALTON,  
 SIE: IN COUNTY OF CALIFORNIA

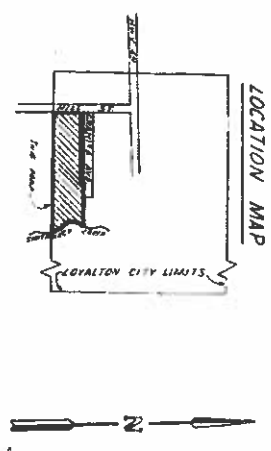
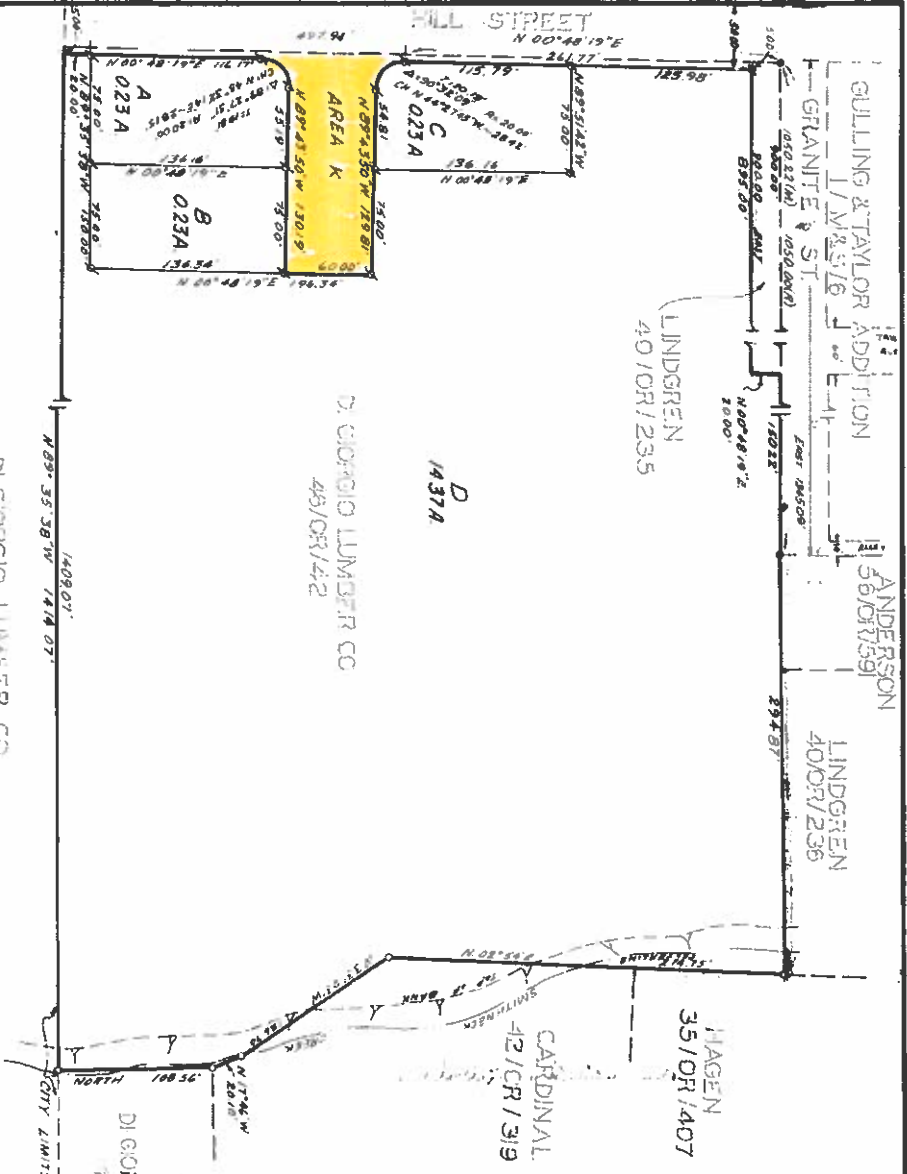
Prepared by  
 13300 W. 12th St., LAS VEGAS, NV 89134  
 702-799-306

SHEET 3 OF 3

*All lots have an easement  
 5' on either side of water  
 as noted otherwise*

6-96

6-96



**BASIS OF BEARING**  
 THE BASIS OF BEARING OF THIS MAP IS THE NORTH LINE OF PARCEL D SHOWN AS WEST ON THE RECORD OF SURVEY MAP FILED IN BOOK 1 OF MAPS & SURVEYS AT PARCEL 85 SIERRA COUNTY RECORDS.

- LEGEND**
- PAVED 8" IRON PIPE RECESSED WITH CONCRETE & GRASS WHEEL
  - SET 3/4" REBAR W/ PLASTIC CAP STAKED 4.53726
  - ♀ SET 5/8" REBAR W/ PLASTIC CAP STAKED 4.53728

- NOTES**
1. AREA X IS A STRIP OF LAND BEING DEDICATED FOR PUBLIC USE VIA A GRANT DEED OF LOYALTON, SIERRA COUNTY, CALIFORNIA TO THE CITY OF LOYALTON. SEE BOOK 28, PAGE 100.
  2. SOUTH CITY LIMITS LINE WAS ESTABLISHED BY EXTENDING THE E & W BOUNDARIES OF PARCEL D FROM AN INSTRUMENT DATED 11/11/1988 & OF LEWIS STREET FROM THE WEST FIRST ST. WEST SECOND ST. & BURBANK ST. THE SOUTH CITY LIMITS LINE IS PARALLEL WITH THE S OF LEWIS STREET PER OFFICIAL MAP CITY OF LOYALTON.

**PARCEL MAP**  
 FOR SEC. 13 T21N, R15E, M2B & 6M  
 CITY OF LOYALTON  
 COUNTY OF SIERRA  
 CALIFORNIA  
 SCALE 1" = 50'

**SURVEYORS CERTIFICATE**  
 I, the undersigned, being a duly Licensed Surveyor in the State of California, do hereby certify that the foregoing is a true and correct copy of the original records on file in my office.

**COUNTY SURVEYORS CERTIFICATE**  
 I, the undersigned, being a duly Licensed Surveyor in the State of California, do hereby certify that the foregoing is a true and correct copy of the original records on file in my office.

**RECORDERS CERTIFICATE**  
 I, the undersigned, being a duly Licensed Recorder in the State of California, do hereby certify that the foregoing is a true and correct copy of the original records on file in my office.

**KENDALL ENGINEERING**  
 4-34

OWNER'S CERTIFICATE

WE HEREBY CERTIFY THAT WE ARE THE OWNERS OF LAND SHOWN ON THIS SUBDIVISION MAP AND CONSENT TO PREPARATION AND RECORDING OF THIS MAP, AND THAT WE ARE THE ONLY PERSONS WHOSE CONSENT IS REQUIRED TO PASS TITLE TO SAID LANDS.

WITNESSED BY:

James P. B...  
PRESIDENT

NOTARY CERTIFICATE:  
STATE OF CALIFORNIA

ON THIS 27th DAY OF... 1981, BEFORE ME...  
NOTARY PUBLIC IN AND FOR SAID COUNTY...



THESE CERTIFICATE:

INTER-COUNTY TITLE COMPANY, A CALIFORNIA CORPORATION...

BY: [Signature]  
VICE PRESIDENT

BY: [Signature]  
VICE PRESIDENT

STATE OF CALIFORNIA

ON THIS 27th DAY OF... 1981, BEFORE ME...

June 11, 1981

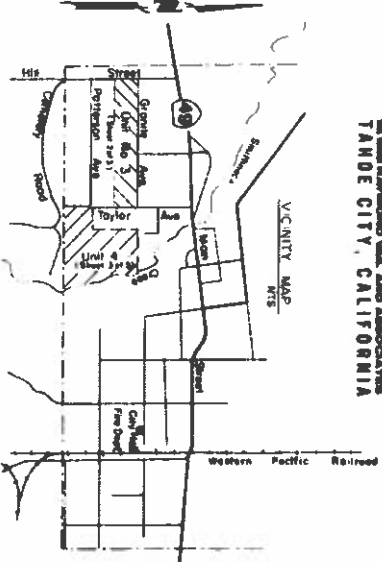
STATE OF CALIFORNIA

NORTH SIERRA PINES UNITS NO.3 & NO.4

A PORTION OF SECTION 13,  
T.21N., R.15E., M.D.M.  
SITUATE IN THE CITY OF LOYALTON,  
SIERRA COUNTY,  
CALIFORNIA

MARCH 1981

TANDE CITY, CALIFORNIA



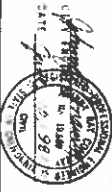
SUBDIVISION'S CERTIFICATE

THIS SUBDIVISION MAP WAS PREPARED BY ME OR UNDER MY DIRECTION AND IS BASED UPON A FIELD SURVEY IN CONFORMANCE WITH THE REQUIREMENTS OF THE SUBDIVISION MAP ACT AT THE REQUEST OF...

CITY ENGINEER'S CERTIFICATE



I, [Name], CITY ENGINEER OF THE CITY OF LOYALTON, COUNTY OF SIERRA, STATE OF CALIFORNIA, DO HEREBY...



CITY CLERK'S CERTIFICATE

I, [Name], CITY CLERK OF THE CITY OF LOYALTON, COUNTY OF SIERRA, STATE OF CALIFORNIA, DO HEREBY CERTIFY THAT...

CITY HEALTH OFFICER

COUNTY TAX COLLECTOR'S CERTIFICATE

I, [Name], TAX COLLECTOR OF THE COUNTY OF SIERRA, STATE OF CALIFORNIA, DO HEREBY CERTIFY THAT...

CITY COUNCIL CERTIFICATE

THIS SUBDIVISION MAP HAS BEEN EXAMINED THIS 27th DAY OF MARCH 1981 AND HAS BEEN FOUND TO BE IN CONFORMANCE WITH THE APPROVED TENTATIVE MAP AND THE CONDITIONS OF APPROVAL THEREOF WHICH WERE REQUIRED BY AND APPROVED BY...

CITY CLERK'S CERTIFICATE

I, [Name], CITY CLERK OF THE CITY OF LOYALTON, COUNTY OF SIERRA, STATE OF CALIFORNIA, DO HEREBY CERTIFY THAT...

COUNTY RECORDER'S CERTIFICATE

I, [Name], COUNTY RECORDER, STATE OF CALIFORNIA, DO HEREBY CERTIFY THAT...

6-94

**DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT  
DIVISION OF HOUSING POLICY DEVELOPMENT**

2020 W. El Camino Avenue, Suite 500  
Sacramento, CA 95833  
(916) 263-2911 / FAX (916) 263-7453  
[www.hcd.ca.gov](http://www.hcd.ca.gov)



January 24, 2020

Sarah Jackson, Mayor  
City of Loyalton  
P.O. Box 128  
Loyalton, CA 96118

**RE: City of Loyalton's Failure to Submit a Timely 6<sup>th</sup> Cycle Housing Element Update**

Dear Sarah Jackson:

The California Department of Housing and Community Development (HCD) would like to remind the City of Loyalton that it is subject to revise its Housing Element for the 6<sup>th</sup> cycle planning period (6<sup>th</sup> cycle) pursuant to Government Code section 65588, subdivision (e).

The 6<sup>th</sup> cycle update was due August 31, 2019. However, that date has passed and the City of Loyalton has failed to submit and adopt an updated Housing Element. As a result, the City of Loyalton's Housing Element does not comply with Housing Element law (Article 10.6 of the Government Code) and has been out of compliance since August 31, 2019.

The Permanent Local Housing Allocation program (PLHA) is a formula grant available to both entitlement and non-entitlement jurisdictions. The Notice of Funding Availability will be released in February 2020 with applications accepted over-the-counter beginning April 2020 through July 2020. Funding to eligible jurisdictions is available on a non-competitive basis, provided jurisdictions meet basic threshold requirements. Housing element compliance is one of threshold requirements. Without housing element compliance, the City of Loyalton is ineligible to apply for and access these funds. In addition, other funding sources such as SB 2 Planning Grants, CalTrans Senate Bill (SB) 1 Sustainable Communities grants, and the Strategic Growth Council and HCD's Affordable Housing and Sustainable Communities program consider housing element compliance and/or annual reporting requirements pursuant to Gov. Code section 65400.

Sarah Jackson, Mayor  
Page 2

As a reminder, to meet the 6<sup>th</sup> cycle update requirements, the City of Loyalton must submit a draft Housing Element to HCD for review, consider HCD's written findings, adopt the Housing Element, and submit it to HCD for review and certification. For more information, please visit our website at: <https://www.hcd.ca.gov/community-development/housing-element/docs/6th-web-he-dupdate.pdf> or contact Melinda Coy at (916) 263-7425.

Sincerely,

A handwritten signature in black ink, appearing to read "Zachary Olmstead". The signature is written in a cursive style with a large initial "Z".

Zachary Olmstead  
Deputy Director



Kathy LeBlanc

---

**From:** John Benoit [j.benoit4@icloud.com]  
**Sent:** Thursday, January 30, 2020 2:19 PM  
**To:** Kathy LeBlanc  
**Cc:** Gary Price  
**Subject:** Re: Housing Element

Brooks,

The City needs to update its housing element. I checked with Gary Price who prepared the city's existing housing element and since there are so many new requirements the cost of an average Housing element is \$40,000 at a minimum. I am cc'ing Gary should the city wish to contact him regarding the preparation of a Housing Element Update. His contact information is included. I am nearing retirement and do not wish to take on such a large project at this time.

As for what happens if you don't have a compliant housing element the City will not be eligible for several state grants and the state has initiated an enforcement program and will be aggressively enforcing housing element compliance. I am forwarding an email from Gary with a video of what the state is up to in its efforts to give you a feel of what is happening especially in light of the state's housing affordability crisis.

John

> On Jan 29, 2020, at 11:19 AM, Kathy LeBlanc <[ofclerk-cityofloyalton@psln.com](mailto:ofclerk-cityofloyalton@psln.com)> wrote:  
>  
> <Housing Element.pdf>

**ALLIANT INSURANCE SERVICES, INC.  
ALLIANT PROPERTY INSURANCE PROGRAM (APIP)  
ALLIANT CYBER EXCESS PROPOSAL**

**TYPE OF COVERAGE:** APIP Cyber Excess Policy – Claims Made & Reported

**PROGRAM:** Alliant Property Insurance Program (APIP) inclusive of Public Entity Property Insurance Program (PEPIP), and Hospital All Risk Property Program (HARPP)

**NAMED INSURED:** Small Cities Organized Risk Effort (SCORE)

**POLICY PERIOD:** February 3, 2020 to July 1, 2020

**RETROACTIVE DATE:** Policy Inception

**COVERAGE FORM:** Follow Form  
Claims Made & Reported

**INSURANCE COMPANY:** Axis Insurance Company

**A.M. BEST RATING:** A+ (Superior), Financial Size Category: XV (\$2 Billion or greater)

**STANDARD & POOR'S RATING:** A+ (Strong) as of December 12, 2018

**ADMITTED STATUS:** Admitted

**COVERAGES & LIMITS:**

	<u>Dedicated Limits</u>	<u>Excess of APIP shared</u>
<b>Option 1 – per Member:</b>	\$ 2,000,000 Each Member Aggregate \$ 2,000,000 Policy Aggregate	\$ 2,000,000 Each Member Aggregate \$ 25,000,000 Program Aggregate
<b>Option 2 – per Member:</b>	\$ 3,000,000 Each Member Aggregate \$ 3,000,000 Policy Aggregate	\$ 2,000,000 Each Member Aggregate \$ 25,000,000 Program Aggregate
<b>Option 3 – Shared Policy Aggregate with all SCORE Members:</b>	\$ 3,000,000 Each Member Aggregate \$ 4,000,000 Policy Aggregate	\$ 2,000,000 Each Member Aggregate \$ 25,000,000 Program Aggregate
<b>Option 4 – Shared Policy Aggregate with all SCORE Members :</b>	\$ 3,000,000 Each Member Aggregate \$ 10,000,000 Policy Aggregate	\$ 2,000,000 Each Member Aggregate \$ 25,000,000 Program Aggregate

<b>SUB-LIMITS (Per Member and Policy Aggregate):</b>	<b>Dedicated Limits</b>	<b>Excess of APIP shared</b>
Breach Response/Notification Expense Costs (non-BBR endorsement members):	\$ 500,000 OR \$ 1,000,000 (Beazley Vendors)	\$ 500,000 OR \$ 1,000,000 (Beazley Vendors)
Breach Response/Notification Expense Costs (BBR endorsement members):	\$ 2,000,000 or \$3,000,000 – depending on option 1 or 2 above (Beazley Vendors Only) # of Lives Limit is within the monetary sublimit of \$2M or \$3M	\$ 2,000,000 (Beazley Vendors) # of Lives Limit Legal, Forensics, Public Relations, Crisis Management Limit
Business Interruption resulting from a System Failure:	\$ 500,000	\$ 500,000
Dependent Business interruption resulting from a Security Breach:	\$ 750,000	\$ 750,000
Dependent Business Interruption resulting from a System Failure:	\$ 100,000	\$ 100,000
Fraudulent Instruction:	\$ 75,000	\$ 75,000
Funds Transfer Fraud:	\$ 75,000	\$ 75,000
Telephone Fraud:	\$ 75,000	\$ 75,000
Computer Hardware Replacement (Bricking):	\$ 75,000	\$ 75,000
Consequential Reputational Loss:	\$ 50,000	\$ 50,000
Invoice Manipulation	\$ 100,000	\$ 100,000
Criminal Reward:	\$ Nil	\$ 25,000

**NOTE:** Quotes for up to \$35M in limits can be obtained, please contact your client team for more information.

- ENDORSEMENTS & EXCLUSIONS:** (including but not limited to)
- Absolute Pending and Prior Litigation Exclusion
  - Excess Program
  - State Amendatory
  - Follow Sub-limited Coverage (1st Party Excess)

<b>UNDERLYING INSURANCE:</b>	<b>Layer</b>	<b>Insurer</b>	<b>Limits</b>	<b>Retention</b>	<b>Policy Period</b>
	Primary	Beazley	\$2,000,000	\$50,000 or \$100,000 or see BBR endorsement	7/1/2019 – 7/1/2020

**PREMIUM :** \$ See attached Premium Table below

- BINDING CONDITIONS:**
- *Copy of all Underlying Binders Prior to Binding Coverage*
  - *Copy of all Underlying Policies to Policy Issuance*

**PROPOSAL VALID UNTIL:** February 3, 2020

**BROKER:** ALLIANT INSURANCE SERVICES, INC.  
License No. 0C36861

**NOTES:** Coverage outlined in this Proposal is subject to the terms and conditions set forth in the policy. Please refer to Policy for specific terms, conditions and exclusions.

Premium Table (Pro-rated for premium from February 3, 2020 – July 1, 2020)

Insured	\$2M x \$2M \$2M Agg Limit Option 1	\$3M x \$2M \$3M Agg Limit Option 2
City of Biggs	\$915.98	\$1,221.31
City of Colfax	\$915.98	\$1,221.31
City of Dunsmuir	\$915.98	\$1,221.31
City of Etna	\$915.98	\$1,221.31
City of Live Oak	\$1,347.17	\$1,554.42
City of Loyalton	\$915.98	\$1,221.31
City of Montague	\$915.98	\$1,221.31
City of Mount Shasta	\$915.98	\$1,221.31
City of Portola	\$915.98	\$1,221.31
City of Rio Dell	\$915.98	\$1,221.31
City of Shasta Lake	\$1,660.47	\$1,915.93
City of Susanville	\$1,130.18	\$1,304.06
City of Tule Lake	\$915.98	\$1,221.31
City of Weed	\$915.98	\$1,221.31
City of Yreka	\$1,660.47	\$1,915.93
Town of Fort Jones	\$915.98	\$1,221.31
Town of Loomis	\$915.98	\$1,221.31
City of Isleton	\$1,017.76	\$1,221.31

Insured	\$3M x \$2M \$4M Agg Limit Option 3	\$3M x \$2M \$10M Agg Limit Option 4
Small Cities Organized Risk Effort (SCORE) (All Members Listed Below) City of Biggs City of Colfax City of Dunsmuir City of Etna City of Live Oak City of Loyalton City of Montague City of Mount Shasta City of Portola City of Rio Dell City of Shasta Lake City of Susanville City of Tule Lake City of Weed City of Yreka Town of Fort Jones Town of Loomis City of Isleton	\$10,341.66	\$26,461.75

## See Disclaimer Page for Important Notices and Acknowledgement

### Claims Reporting:

Your policy will come with specific claim reporting requirements. Please make sure you understand these obligations. Contact your Alliant Service Team with any questions.

### Claims Made Policy:

This claims-made policy contains a requirement stating that this policy applies only to any claim first made against the Insured and reported to the insurer during the policy period or applicable extended reporting period. Claims must be submitted to the insurer during the policy period, or applicable extended reporting period, as required pursuant to the Claims/Loss Notification Clause within the policy in order for coverage to apply. Late reporting or failure to report pursuant to the policy's requirements could result in a disclaimer of coverage by the insurer.

### NY Regulation 194

Alliant Insurance Services, Inc. is an insurance producer licensed by the State of New York. Insurance producers are authorized by their license to confer with insurance purchasers about the benefits, terms and conditions of insurance contracts; to offer advice concerning the substantive benefits of particular insurance contracts; to sell insurance; and to obtain insurance for purchasers. The role of the producer in any particular transaction typically involves one or more of these activities.

Compensation will be paid to the producer, based on the insurance contract the producer sells. Depending on the insurer(s) and insurance contract(s) the purchaser selects, compensation will be paid by the insurer(s) selling the insurance contract or by another third party. Such compensation may vary depending on a number of factors, including the insurance contract(s) and the insurer(s) the purchaser selects. In some cases, other factors such as the volume of business a producer provides to an insurer or the profitability of insurance contracts a producer provides to an insurer also may affect compensation.

The insurance purchaser may obtain information about compensation expected to be received by the producer based in whole or in part on the sale of insurance to the purchaser, and (if applicable) compensation expected to be received based in whole or in part on any alternative quotes presented to the purchaser by the producer, by requesting such information from the producer.

## Disclosures

This proposal of insurance is provided as a matter of convenience and information only. All information included in this proposal, including but not limited to personal and real property values, locations, operations, products, data, automobile schedules, financial data and loss experience, is based on facts and representations supplied to Alliant Insurance Services, Inc. by you. This proposal does not reflect any independent study or investigation by Alliant Insurance Services, Inc. or its agents and employees.

Please be advised that this proposal is also expressly conditioned on there being no material change in the risk between the date of this proposal and the inception date of the proposed policy (including the occurrence of any claim or notice of circumstances that may give rise to a claim under any policy which the policy being proposed is a renewal or replacement). In the event of such change of risk, the insurer may, at its sole discretion, modify, or withdraw this proposal, whether or not this offer has already been accepted.

This proposal is not confirmation of insurance and does not add to, extend, amend, change, or alter any coverage in any actual policy of insurance you may have. All existing policy terms, conditions, exclusions, and limitations apply. For specific information regarding your insurance coverage, please refer to the policy itself. Alliant Insurance Services, Inc. will not be liable for any claims arising from or related to information included in or omitted from this proposal of insurance.

Alliant embraces a policy of transparency with respect to its compensation from insurance transactions. Details on our compensation policy, including the types of income that Alliant may earn on a placement, are available on our website at [www.alliant.com](http://www.alliant.com). For a copy of our policy or for any inquiries regarding compensation issues pertaining to your account you may also contact us at: Alliant Insurance Services, Inc., Attention: General Counsel, 701 B Street, 6th Floor, San Diego, CA 92101.

Analyzing insurers' over-all performance and financial strength is a task that requires specialized skills and in-depth technical understanding of all aspects of insurance company finances and operations. Insurance brokerages such as Alliant Insurance typically rely upon rating agencies for this type of market analysis. Both A.M. Best and Standard and Poor's have been industry leaders in this area for many decades, utilizing a combination of quantitative and qualitative analysis of the information available in formulating their ratings.

A.M. Best has an extensive database of nearly 6,000 Life/Health, Property Casualty and International companies. You can visit them at [www.ambest.com](http://www.ambest.com). For additional information regarding insurer financial strength ratings visit Standard and Poor's website at [www.standardandpoors.com](http://www.standardandpoors.com).

Our goal is to procure insurance for you with underwriters possessing the financial strength to perform. Alliant does not, however, guarantee the solvency of any underwriters with which insurance or reinsurance is placed and maintains no responsibility for any loss or damage arising from the financial failure or insolvency of any insurer. We encourage you to review the publicly available information collected to enable you to make an informed decision to accept or reject a particular underwriter. To learn more about companies doing business in your state, visit the Department of Insurance website for that state.

## Request to Bind Coverage

### Small Cities Organized Risk Effort (SCORE)

We have reviewed the proposal and agree to the terms and conditions of the coverages presented. We are requesting coverage to be bound as outlined by coverage line below:

Coverage Line	Bind Coverage for:
<b>Excess Cyber Liability</b> Policy Period: February 3, 2020 to July 1, 2020  Option 1 – Members bind individually: \$2,000,000 xs \$2,000,000 with \$2,000,000 Policy Aggregate  Option 2 – Members bind individually: \$3,000,000 xs \$2,000,000 with \$3,000,000 Policy Aggregate  Option 3 – Members bind together: \$3,000,000 xs \$2,000,000 with \$4,000,000 Policy Aggregate  Option 4 – Members bind together: \$3,000,000 xs \$2,000,000 with \$10,000,000 Policy Aggregate  <b>Cannot be bound without binding primary APIP Cyber Coverage</b>	<input type="checkbox"/> See attached Premium Table pages 3  <input type="checkbox"/> See attached Premium Table pages 3  <input type="checkbox"/> See attached Premium Table pages 3  <input type="checkbox"/> See attached Premium Table pages 3

*This Authorization to Bind Coverage also acknowledges receipt and review of all disclaimers and disclosures, including exposures used to develop insurance terms, contained within this proposal.*

<b>Signature of Authorized Insurance Representative</b>	<b>Date</b>
<b>Title</b>	
<b>Printed / Typed Name</b>	

**This proposal does not constitute a binder of insurance. Binding is subject to final carrier approval.  
 The actual terms and conditions of the policy will prevail.**

**Jillian Freeto**

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**From:** Joy Markum [obejoyous@gmail.com]  
**Sent:** Thursday, January 23, 2020 12:00 PM  
**To:** Jillian Freeto  
**Cc:** Sarah Jackson  
**Subject:** Re: Cougar Mtn additional training options

Training

Thank you for the information!

On Thu, Jan 23, 2020, 11:02 AM Jillian Freeto <[bkkpr1-cityofloyalton@psln.com](mailto:bkkpr1-cityofloyalton@psln.com)> wrote:

Per Cougar Mtn

We can purchase:

2Hrs-\$450

7Hrs-\$750

8Hrs-\$1250

Or

Online modules (which we can keep and have access to anytime)

\$300 for every 2Hrs

Or

In person training in May in Portland, OR

1-person for three days of training \$900

Adding a 2<sup>nd</sup> person for three days is \$675.00 (25% off)



## Jillian Freeto

---

**From:** Jillian Freeto [bkkpr1-cityofloyalton@psln.com]  
**Sent:** Tuesday, February 04, 2020 12:14 PM  
**To:** 'Joy Markum'  
**Cc:** 'Sarah Jackson'; 'bkkpr2-cityofloyalton@psln.com'  
**Subject:** RE: Denali/Cougar Mtn Services.

Additional  
Options

Joy,  
Christine @ Cougar Mtn quoted me:  
The module to be able to bill and have and accounts receivable sections are \$733 a piece (one time fee) (\$1466 total)  
At the end of each year for our renew fees would add \$138 for each.  
Jillian

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**From:** Joy Markum [<mailto:obejoyous@gmail.com>]  
**Sent:** Monday, February 03, 2020 10:10 AM  
**To:** Jillian Freeto  
**Cc:** Sarah Jackson; Charlotte Willis  
**Subject:** Re: Denali/Cougar Mtn Services.

Ok, thanks. Keep me informed it may have to go to full council.

On Mon, Feb 3, 2020, 9:58 AM Jillian Freeto <[bkkpr1-cityofloyalton@psln.com](mailto:bkkpr1-cityofloyalton@psln.com)> wrote:

Joy,

I was told per Cougar Mtn that we were not set up with the option of billing customers through the system. I am thinking we will need this feature for billing out the Senior Center- thrift for their portion of the power bill/propane, and also for the Business Licenses we issue. There could be a few other things that I just have not come across yet that we bill out for. I have contacted cougar mtn (Christine) and they are supposed to be getting back to me with costs and what it would entail for this feature.

Thanks,

Jillian Freeto

Bookkeeper - City of Loyalton

[bkkpr1-cityofloyalton@psln.com](mailto:bkkpr1-cityofloyalton@psln.com)

P.O. Box 128

Loyalton, CA 96118

(530) 993-6750

**Michael H. Welbourn**

---

**Subject:** City of Loyalton Municipal Codes/Ordinances and Notice of hearing to abate nuisance  
21 January, 2020

**RECEIVED**

**FEB 03 2020**

**From:** Michael H. Welbourn [mailto:sierralogger@cwo.com]

**Sent:** Thursday, January 30, 2020 10:24 AM

**To:** SARAH (sarah.cityofloyalton@gmail.com)

**Cc:** CITY OF LOYALTON; gross@portersimon.com

**Subject:** City of Loyalton Municipal Codes/Ordinances and Notice of "Hearing To Abate Nuisance 21 January, 2020."

**BY:** \_\_\_\_\_

**To:** Mayor, City of Loyalton, City Council and Steve Gross Attorney City of Loyalton

**Subject:** Skirting responsibility in accordance with City of Loyalton Municipal Codes/Ordinances and Notice of hearing to abate nuisance 21 January, 2020.

1. Mr. Nielson's actions are still clearly in defiance and not in compliance with the City of Loyalton's Municipal Codes/Ordinances and the City of Loyalton's agreement to Join the Federal Emergency Management Agency in the National Flood Program June 4th 1976, FEMA Floodplain Management Program/National Floodplain Insurance Program (NFIP).

Mr. Nielson is further out of compliance with California Office of Emergency Services(OES) as defined in public health and safety and property as stated in the aforementioned by raising the flood plain level, hauling dirt into his property, building a dirt berm and a fence so designed and sealed to obstruct the natural flow of Smithneck Creek in a possible flood scenario as his actions are certainly not in the best interest to public health and safety and other property owners in the neighboring area of this nuisance as a result of Mr. Nielson, property owner of 308 Main St and 201 Patton Street.

2. It would appear after having a conversation with Mr. Mitchel, City Council Member, Council members have chosen another direction than that of taking the necessary action as defined in the "Notice of hearing to abate nuisance," 21 January 2020 but now address the ditch behind 52, 53, 54 Patterson Circle and 110 Taylor Street.
3. Mr. Nielson claims his civil liberties are being violated by City of Loyalton Municipal Codes/Ordinances. That comment is so irresponsible as Nielson has decided he is above the law by not following the Municipal Codes/Ordinances as set forth by the City of Loyalton that have been in place long before Nielson acquired the property.
4. While speaking with Mr. Mitchel I asked if he had seen the file of all information, pictures of 308 Main St and 201 Patton including the most current FEMA Flood Zone Map clearly defining Mr. Nielson's property in the flood zone and NOT those clearly not in the flood zone, 52, 53, 54 Patterson Circle and that of 110 Taylor Street provided to the city by myself? Mr. Mitchel's answer was he had not and that if they needed them at a later date he would ask, that later date has already passed, therefore I supplied the City of Loyalton once again pictures and current flood zone map and had them signed for by a City of Loyalton Clerk in city hall.

5. It is clear to me the City of Loyalton Management/City Council is clearly kicking the can down the street and has failed to resolve this issue in a prudent and expeditious manner.
6. I seriously look forward to a resolve of this issue in a timely manner as this is not my responsibility to sue or take action against Mr. Nielson but that of the City of Loyalton who is placing themselves in an extremely awkward position by not resolving this issue.
7. Please note original: Official complaint and information provided before in my letter dated September 20<sup>th</sup> 2019.

Thank you,



Michael H. Welbourn

**ORIGINAL LETTER:**

**Subject: Notarized letter of an official complaint, September 20th 2019 to Ms. Sarah Jackson Mayor, City of Loyalton, Mr. Steve Gross, City Attorney, City of Loyalton and City Council, Loyalton CA which supersedes the previous email correspondence of September 19, 2019 2:31 PM. Hard copy delivered to City Hall September 20th 2019 at 14:15.**

**At the City Council meeting a public forum held Tuesday September 14th 2019 at 18:00 hours referencing the Agenda For The Regular Meeting Of The Loyalton City Council Section 14, Discussion and Possible Items, Item #2 – Discussion and response to Mr. Keith Nielson regarding construction in a floodplain zone.**

1. With regards to the City of Loyalton and my request for information of what the City of Loyalton and what actions will be taken in addressing this issue to Mr. Keith Nielson, property owner of 308 Main St. and 201 Patton St. property being located directly behind 52, 53, 54 Patterson Circle and 110 Taylor Street. It is my understanding the City Attorney Mr. Steve Gross instructed the City Council in how to respond to Mr. Keith Nielson an issue relating to public health and safety pursuant to State of California, Federal and FEMA, Law and I trust City of Loyalton Municipal Code and Ordinances regarding this floodplain issue and construction/obstruction of a fence/barricade and well placed dirt berms to raise the floodplain level and alter the direction of Smithneck Creek in a time of flooding in their communication to Mr. Nielson and I question why it is being shrouded in mystery.
2. Mr. Nielson actions are clearly in defiance of FEMA, State and Federal Law and that of the City of Loyalton Municipal Code and Ordinances, those Municipal Codes and Ordinances having been sent to me by Mayor Jackson in her email on August 21st 2019 at 15:46 covering Floodplain Management in Section 14. Mr. Nielson to the best of my knowledge has never witnessed or seen flooding of this area or the devastation in the aftermath as a result of Smithneck Creek breaching its bank and this is the most common flooding occurrence in this area and within the United States according to FEMA and the OES, Governor's Office of Emergency Services.
3. City of Loyalton Municipal Code/Ordinance Section 14.01.220 Floodways – prohibits encroachments of any kind that will increase the base flood elevation during a flood occurrence.

4. **City of Loyalton Municipal Code/Ordinance Section 14.05.80 classifies fencing, rock, gravel, fill, etc an "Obstruction" if it changes the direction, impedes the flow of water. Obstructions are prohibited in the flood zones unless a variance is granted.**
5. **The following was sent to me, received from FEMA and Cal OES, Governor's Office of Emergency Services in which it states: Floodplain Management Bulletin FEMA P-993 / July 2014 of which has not been superseded, referencing Section 3, Floodplain Management Variance 3.1 Types of Variances: There are only two types of variances allowed by State law: 1. Use variances. Local officials permit a property owner to use a building or parcel for a purpose not normally allowed in a particular zone. 2. Area variances. An area variance may be granted when a property owner is able to show that there are serious, practical difficulties associated with complying with the dimensional requirements of the zoning ordinance, such as setback requirements or maximum height restrictions.**
6. **NFIP Variance Regulations: The following sections describe each criterion of the variances regulations as stated in 44 CFR 60.6(A)(1) Variances shall not be issued by a community with any designated regulatory floodway if any increase in flood levels during the base flood discharge would result. 3.3.1 Floodways: Communities should not issue variances for construction with a floodway if the variance will result in an increase in flood levels during the base flood event.**
7. **Floodway Definition is defined in the NFIP regulations as: Channel of a river or other water course and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation more than a designated height.**
8. **Increased Flood Heights: 3.3.5 – Development that receives a variance must not cause an increase in water surface elevations (WSELs) during floods of any magnitude, not just the base flood. 44 CFR 60.6(A)(3)(III) Variances shall only be issued by a community upon a determination that the granting of a variance will not result in increased flood heights.**
9. **Public Safety and Nuisances: 3.3.6 Variances must not result in additional threats to public safety or create nuisances. Local flood damage prevention ordinances and minimum NFIP requirements are intended to help protect health, safety, well-being, and property of the local citizens. 44 CFR 60.(A)(3)(III) A variance will not cause additional threats to public safety or create nuisances.**
10. **It gives me no pleasure having to make comments of people who are seriously naïve and who has so little disregard for important issue as in the case of Mr. Mitchel as to make such comments as related to floodplain management as it comes from FEMA to the State of California since the City of Loyalton joined the Federal Emergency Management Agency in the National Flood Program June 4th 1976 where applicable statutory and regulatory policy are mandatory where parties have voluntarily entered into an agreement requiring compliance with FEMA guidance.**
11. **The Emergency Management Institute's Mission: To support the Department of Homeland Security and FEMA's goals by improving the competencies of the U.S. officials in Emergency Management at all levels of government to prepare for, protect against, respond to, recover from, and mitigate the potential effects of all types of disasters and emergencies on the American people.**
12. **Again having been in touch with FEMA, the office of FEMA Mitigation, Oakland CA and have been informed that each year FEMA initiates studies and restudies of flood hazards in communities across the**

**United States and this is based on a priority level. After the community participates in a Community-Initiated Map Revisions through the CTP Initiative it can take up to eighteen months, NOT five to seven years as stated by Mr. Mitchel of the city council.**

**13. I have been informed from both FEMA and OES and find this quite odd that no one recalls with whom I spoke of a Mr. Mitchel from the City of Loyalton nor any Loyalton City Council Member having been in contact with them, nor is FEMA aware of anyone having been sent to Loyalton in recent months to look at any floodplain issue as Mr. Mitchel of the Loyalton City Council would have you think having been stated at Tuesdays meeting. I have been informed that map revision processing is accomplished in two ways, once FEMA is contacted they will process a request to revise the flood hazard map on a as built conditions, either by Physical Map Revision (PMR) or Letter of Map Revision (LOMR). This corrupt and misleading City Council information provided by Mr. Mitchel who has so little grasp of the subject matter as to try to circumvent facts while discussing issue of floodplain management, this needs to end and turned over to a responsible party such as Sierra County as the City of Loyalton Ordinance still have Sierra County Department of Public Works as Floodplain Manger and that is where it should be, with the County!**

**14. It is inept on the part of Mr. Mitchel's in his comment and actions as a City Council Member for not wanting or seeing a need/requirement for having a floodplain manager. This cavalier attitude from city management makes one question the competency of the City Council to govern or handle an issue of this magnitude or at any governing level for that matter that places so many homes from Patterson Ave, Patterson Circle, Taylor St. and those on the North side of highway 49 at risk in the designated floodplain areas.**

**15. The seriousness and magnitude of this issue to the property owners in the cult-ti-sac/Patterson Circle and the homes on the South side of Patterson Circle located on Patterson Avenue to Taylor Street are highly effected and the home owners to which I have spoken trust the City of Loyalton will take the necessary, aggressive or legal action if required to resolve this issue with Mr. Nielson having placed these obstructions on his property and there removal as soon as possible pursuant to FEMA, State of California Rules and Regulation and that of City of Loyalton's Municipal Codes and Ordinances so this will not happen again furthering the need and requirement to have a Code Enforcement Officer and a Floodplain Manager in an incorporated city, we trust these issue as in the aforementioned will be accomplished in a responsible and timely manner.**

Thank you,



Michael H. Welbourn

## NOTICE OF HEARING TO ABATE NUISANCE

NOTICE IS HEREBY GIVEN that on the 21st day of January at the hour of 6:30 PM. of said day, the Loyalton City Council of the City of Loyalton will hold a public hearing in the Council Chambers of the Loyalton City Hall, located at 605 School Street, Loyalton, California, 96118, to ascertain whether certain premises situated in the City of Loyalton, State of California, known and designated as APNs 017-066-008-0 and 017-066-006-0, in said City, and more particularly described as 308 Main St. and 201 Patton St., City of Loyalton, CA respectively, constitute a public nuisance subject to abatement by the rehabilitation, repair, demolition or removal of structures or materials situated thereon.

If said premises, in whole or in part, are found to constitute a nuisance, and if not promptly abated by the owner, the same will be abated by the City, in which case, the cost of such abatement will be assessed upon and against the land on which the nuisance is located and that the cost thereof will constitute a lien upon such land until paid and will be a personal obligation of the owner of the property.

**Said alleged violations consist of the following:**

Violation of Section 6.32.020(C) of the Loyalton Municipal Code

Location: 308 Main St. and 201 Patton St., City of Loyalton, CA; In 2018 and/or 2019, the unauthorized and impermissible construction of a dam, barricade and/or earthen berm that has the effect of redirecting water flow from the aforementioned properties to adjacent properties; may or will alter the floodplain, increase flood damage and unnaturally divert flood waters or which may increase flood hazards in other areas.

The most relevant statute at issue is **copied here:**

**6.32.020: Nuisance Designated-Definition.**

It is declared a public nuisance for any person owning, leasing, occupying, or having charge of any premises to maintain such premises in such a manner that any condition or thing which is injurious to health, or is indecent, or offensive to the senses, or an obstruction to the free use of property, or interferes with the comfortable or safe enjoyment of life and/or property within the City. Taking any of the following actions or permitting any of the following conditions to exist on property, in addition to other actions or conditions not listed herein, shall constitute a nuisance:

C. Land, the topography, geology or configuration of which, whether in a natural state or as a result of grading, trenching, or boring operations, excavation or fill, causes erosion, subsidence or surface water drainage problems of such magnitude as to be injurious or potentially injurious to the public health, safety and welfare or to adjacent properties.

**Said methods of abatement available include:**

Removing dams, barricades and/or earthen berms constructed and/or installed, or currently being constructed in 2018 and 2019; or obtaining necessary permits for the dams, barricades and/or earthen berms under applicable law.

All persons having any objection to, or interest in said matters are hereby notified to attend said Hearing at the date and time stated above, when testimony and evidence will be heard and given due consideration.

DATED: This Third day of January, 2020.

Loyalton City Council



Quote

Madden Plumbing & Heating Co., Inc.

Post Office Box 67
Quincy CA 95971
530-283-1605 FAX: 530-283-2485

Quote # 347013
Date: 02/12/20
Page # 1 of 2

Email: ofclerk-cityofloyalton@psln.com

City of Loyalton
Post Office Box 128
Loyalton CA 96118

Service At:
City of Loyalton
City Center
605 School Street
Loyalton CA 96118

Appt Date 02/05/20 Job #252391 Contract # Claim #

Description

Three separate projects for your consideration: installation of Rinnai direct vent wall furnace to provide heat for the Museum/library/meeting hall; replacement of TWO (2) electric unit heaters for the pump/treatment building and replacement of TWO (2) LPgas furnaces for City Hall.

1. Heat for the Museum-Library-Meeting Hall:

Installation of ONE (1) Rinnai EX38CPT LPgas direct vent ductless wall furnace. Materials and labor to cut opening in wall of room and building for installation of direct vent fluc/exhaust for heater operation. Gas line to wall furnace location from point of connection at existing gas line to the Rinnai location. Gas line installation will include pressure test of new line with installation of gas flex and shut off valve at the heater/furnace location. Materials and labor for complete installation of Rinnai direct vent wall furnace.

Installation price for Rinnai direct vent wall furnace: \$3,391.42 (signature for acceptance)

2. Replacement of TWO (2) failed electric unit heaters for the Pump-treatment building.

Removal and recycle of failed heaters. Installation of TWO (2) O-Mark 3KW 480 volt 3-phase electric unit heaters. Materials, electrical and labor for complete replacement installation.

Installation price for replacment of electric unit heaters: \$5,611.56 (signature for acceptance)

3. Replacement of TWO (2) 90% Lpgas 'twinned' forced air furnaces providing heat for City Hall.

Removal and recycle of TWO (2) existing LPgas furnaces and sheet metal fittings and transitions not compatible with new furnaces. Installation of TWO (2) Day & Night 120,000 Btu 92%+ LPgas condensing furnaces 'twinned' for heating the building as designed. Custom fabrication and installation of sheet metal fittings, plenums and transitions for connection to existing duct/air delivery system. Installation of TWO (2) gas flexes with shut-off valves and fittings for operation of furnaces. Installation of ONE (1) 5-2 heat only programmable thermostat. All materials and labor for complete installation of TWO (2) furnaces.

Price for installation of TWO (2) Day & Night 120,000 Btu 92%+ LPgas furnaces: \$11,268.45 (signature for acceptance)

PLEASE NOTE:

There are no City and/or County Building Permits with inspection fees required for these projects. (initial)



## Quote

Madden Plumbing & Heating Co., Inc.

Post Office Box 67

Quincy CA 95971

530-283-1605 FAX: 530-283-2485

Quote # 347013

Date: 02/12/20

Page # 2 of 2

Proposed Work	Quantity	Unit Price	Extended Price	Tax
Installation of Rinnai EX38CPT 38,000 Btu LPgas direct vent wall furnace	1	\$3,391.42	\$3,391.42	
Installation of TWO (2) 3KW 480 volt-3 phase unit heaters	1	\$5,611.56	\$5,611.56	
Installation of TWO (2) Day & Night 92% LPgas condensing furnaces	1	\$11,268.45	\$11,268.45	
		<b>Total Quote</b>	<b>\$20,271.43</b>	



# CITY OF LOYALTON

COUNTY OF SIERRA  
210 FRONT STREET  
P.O. BOX 128  
LOYALTON, CALIFORNIA 96118  
(530) 993-6750  
FAX (530) 993-6752



OFFICE OF THE MAYOR

## APPLICATION FOR A BUSINESS LICENSE

Name of Owner of Business: Jeanne M. Whited  
(First) (Middle) (Last)  
Address: P.O. Box 590 Telephone: 775-781-1855  
Name of Business: The Drifters TABLE  
Nature of Business: Restaurant  
State Contractors License No. \_\_\_\_\_ Resale License No. \_\_\_\_\_  
Permanent Location of Business: 820 Main Street  
Loyalton CA 96118 Telephone: 775-781-1855  
Is Business a Corporation or Partnership? Yes  No   
If so, please indicate the name(s), address(s), and title(s) of officer(s) or partner(s):  
JJW Enterprise LLC  
John and Jeanne Whited / owner & operators  
P.O. Box 590 Loyalton CA 96118  
Annual Gross Receipts from Business \$ 40,000.00  
(The City needs this information to determine the tax due per quarter. See schedule below.)

2-11-2020 JWhited owner  
Date Signature Title

\*\*\*\*\*

Sales or use tax may apply to your business activities. You may seek, written advice regarding the application of tax for your particular business by writing to the nearest State Board of Equalization office.

\*\*\*\*\*

### TAXES (Section 5.04.220 of Loyalton Municipal Code)

All businesses having gross receipts of:

- A.  Less than \$10,000 annually - Fee of \$ 60.00 per year
- B.  Between \$10,000 and 50,000 annually - Fee of \$100.00 per year
- C.  Between \$ 50,000 and \$100,000 annually - Fee of \$140.00 per year
- D.  Between \$100,000 and \$150,000 annually - Fee of \$180.00 per year
- E.  More than \$150,000 annually - Fee of \$220.00 per year

Fee received \_\_\_\_\_  
Date received \_\_\_\_\_

City Clerk: \_\_\_\_\_ Date: \_\_\_\_\_