***Submit completed worksheet to:***

*Siskiyou County Clerk, 311 Fourth St., Rm 201, Yreka, CA 96097*

# **Agenda Worksheet**

|  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- |
| **Regular** | **[ ]**  |  | **Time Requested:** | **5 minutes** | **Meeting Date:** | **February 20, 2024** |
| ***OR*** |
| **Consent** | **[x]**  |  |
| **Contact Person/Department:** | **William Carroll, Assistant County Counsel** | **Phone:** | **x.8100** |
| **Address:** |  |
| **Person Appearing/Title:** | **William Carroll, Assistant County Counsel** |
| **Subject/Summary of Issue:** |
| Staff recommends that the Board approve a resolution regarding indemnity agreements for Planning Department applicants. The general purpose of the indemnity agreement is to shift the responsibility of funding the defense of any lawsuit caused by the applicant's project to the applicant. Previously, the Board approved Resolution 09-20, which required a full indemnity agreement for any applicant even if the project was a simple or small one. The agreement seemed overly-complicated and intimidating to many applicants who only had small, uncontroversial projects and which were CEQA exempt (e.g. boundary line adjustments or Williamson Act contracts). The proposed resolution retains the "full" indemnity agreement, to include funding mechanisms, for those projects where there is expected to be significant CEQA requirements, such as where a mitigated negative declaration or environmental impact report is required. For smaller projects, the applicant would simply agree to hold harmless the County upon the application, rather than be required to execute a full, separately standing, agreement.  |
| **Financial Impact:** |
| **NO** | [x]  | *Describe why no financial impact:*       |
| **YES** | [ ]  | *Describe impact by indicating amount budgeted and funding source below* |
| Amount: |       |  |  |  |  |
| Fund:  |       |  | Description: |       | Org.: |       | Description: |       |
| Account: |       |  | Description: |       |  |
| Activity Code:  |       |  | Description: |       |  |
| Local Preference: YES [ ]  NO [ ]  |
| For Contracts – *Explain how vendor was selected:*       |
|       |
| Additional Information: |       |
|       |
| **Recommended Motion:** |
| That the Board approve the proposed Resolution amending the indemnification policy of Siskyou County for land use projects. |
| **Reviewed as recommended by policy:** |  | ***Special Requests*:** |
| County Counsel |       |  |  |
|  |  |  | *Certified Minute Order(s)* |       | *Quantity:* |       |
| Auditor |       |  |  |  |  |  |
|  |  |  |  |  |  |
| Personnel |       |  | *Other:* |       |
| CAO |       |  |       |

***NOTE: For consideration for placement on the agenda, the original agenda worksheet and backup material must be submitted directly to the Board Clerk (after reviewing signatures have been obtained) by 10:00 a.m. on the Monday the week prior to the Board Meeting.*** Revised 8/09/2021