Lassen County

DRAFT

Meeting Minutes

Board of Supervisors

LASSEN COUNTY SUPERVISORS:
DISTRICT 1 - CHRIS GALLAGHER; DISTRICT 2 - DAVID TEETER - VICE CHAIRMAN; DISTRICT 3 - JEFF HEMPHILL - CHAIRMAN; DISTRICT 4 - AARON ALBAUGH; DISTRICT 5 - TOM HAMMOND

Tuesday, June 18, 2019	**9:00 AM**	**Board Chambers** **707 Nevada Street** **Susanville, CA 96130**

9:31 A.M. OPENING CEREMONIES

Present: Supervisors Gallagher, Teeter, Hemphill, Albaugh and Hammond. Also Present: County Administrative Officer (CAO) Richard Egan, County Counsel Robert Burns and Deputy Clerk of the Board Michele Yderraga.

Present: 5 - Jeff Hemphill, David Teeter, Aaron Albaugh, Chris Gallagher and Tom Hammond

Excuse: 0

Pledge of Allegiance and Invocation

After the flag salute invocation was offered by Supervisor Hemphill.

ANNOUNCEMENT OF ITEMS DISCUSSED IN CLOSED SESSION

Closed session was not held.

AGENDA APPROVAL, ADDITIONS AND/OR DELETIONS

A motion was made by Supervisor Hammond, seconded by Supervisor Teeter, that this Agenda be approved. The motion carried by the following vote:

Aye: 5 - Hemphill, Teeter, Albaugh, Gallagher and Hammond

PUBLIC COMMENTS

Sheriff/Coroner Dean Growdon: Discussed overcrowding in the women's side of the jail and the recent update that created additional room for the women. Commended Captain Mike Carney and Captain John McGarva on doing a good job with the women's dorm project. Sheriff Growdon also informed the Board that three new deputies were sworn in and Deputy Ryan Ruano was promoted to Sergeant.

UNAGENDIZED REPORTS BY BOARD MEMBERS

Supervisor Gallagher: 1) Had a town clean up in Westwood on June 15, 2019; 2) requested to donate $1000 to Shasta Cascade Wonderland Assocation; 3) attended the Air Pollution Control meeting.

Supervisor Hammond: 1) Requested to donate the remainder of his discretionary funds to the Doyle Senior Center; 2) attended the Association of Defense Communities.
Supervisor Teeter: 1) The Historic Uptown Susanville and Lassen Land and Trails Trust had their 2nd farmers market this past weekend; 2) attended a Lassen County Transportation Commission meeting; 3) attended a Planning and Service Area - Area Agency on Aging (PSA 2 AAA) meeting; 4) will be attending a Cal PIA meeting in Sacramento on June 19, 2019.
Supervisor Albaugh: 1) Will be attending a Regional Council Representatives of California (RCRC) meeting on June 19, 2019; 2) will be attending a Little Valley Community Services District meeting; 3) the Golden State Star Party will be held on Monday, July 1, 2019, for the public; 4) requested to donate from discretionary funds: $150 to the Providence Farm Center, $250 to the Big Valley 50+ Club, $250 to the Lassen Library, and the remainder to the Little Valley town clean up.
Supervisor Hemphill: Nothing to report.

INFORMATION/CONSENT CALENDAR

Supervisor Gallagher pulled Item# G4 - Registrar of Voters.

Approval of the Consent Agenda

A motion was made by Supervisor Hammond, seconded by Supervisor Gallagher, to approve the Consent Agenda as amended. The motion carried by the following vote:

Aye: 5 - Hemphill, Teeter, Albaugh, Gallagher and Hammond

AUDITOR'S OFFICE

FUND CASH BALANCES
SUBJECT: Treasurer's Fund Balance Report and Auditor's verification for the month of May 31, 2019.
FISCAL IMPACT: None.
ACTION: Receive and file.

Attachments: LASSEN COUNTY FUND BALANCES 5-31-2019

This Report was received and filed on the Consent Agenda.

BOARD OF SUPERVISORS

SUPERVISOR GALLAGHER
SUBJECT: Request to designate: $400 to the Westwood Chamber of Commerce; $400 to Westwood Agricultural Education, Inc. for the Farmers Market.
FISCAL IMPACT: Appropriation is included in the General Fund, Board of Supervisors Fund/Budget Unit No. 100-0011.
ACTION REQUESTED: Approve expenditures.

This Action Item was approved on the Consent Agenda.

COUNTY CLERK-RECORDER

MINUTES
SUBJECT: Meeting minutes of June 11, 2019.
FISCAL IMPACT: None.
ACTION REQUESTED: Approve.

Attachments: DRAFT MINS

These Minutes were approved on the Consent Agenda.

TREASURER/TAX COLLECTOR'S OFFICE

PORTFOLIO
SUBJECT: Treasurer's Investment Report for May 31, 2019.
FISCAL IMPACT: None.
ACTION: Receive and file.

Attachments: LASSEN COUNTY PORTFOLIO 5-31-2019

This Report was received and filed on the Consent Agenda.

MISCELLANEOUS CORRESPONDENCE ITEMS

ACTION REQUESTED: Receive and file the following correspondence:
a) Susanville City Council Special Meeting Agenda for June 13, 2019.
b) Notice of Public Hearing Lassen County Planning Commission Special Meeting for June 4, 2019.

Attachments: Misc Corr

These Reports were received and filed on the Consent Agenda.

DEPARTMENT REPORTS

COUNTY CLERK-RECORDER

REGISTRAR OF VOTERS
SUBJECT: Certified Statement of Results for the June 4, 2019 Special Senate District 1 General Election.
FISCAL IMPACT: Unknown.
ACTION REQUESTED: 1) Receive and file the Certified Statement of Results June 4, 2019 Special Senate District 1 General Election , as per Section 15372 of the California elections code; and 2) declare the results as per Election Code Section 15400.

Attachments: 20190614163556286

Supervisor Gallagher briefly discussed the importance of voting and the lack of votes in the most recent election. Supervisor Gallagher also stated that 4020

votes were received and Lassen County has approximately 14,000 registered voters. Supervisor Albaugh also stated the importance of voting and requested a report of votes for breakdown by town. Deputy Clerk of the Board Michele Yderraga briefly discussed voting by mail.

A motion was made by Supervisor Gallagher, seconded by Supervisor Hammond, that this Action Item be approved. The motion carried by the following vote:

Aye: 5 - Hemphill, Teeter, Albaugh, Gallagher and Hammond

COUNTY COUNSEL

HEARING OFFICER APPOINTMENT AND CONTRACT
SUBJECT: Appointment of Hearing Officer and contract for services.
FISCAL IMPACT: Maximum of $10,000.
ACTION REQUESTED: 1) Adopt resolution appointing Lynn Strom as Lassen County Hearing Officer; and 2) approve contract for her services; and/or 3) provide direction to staff.

Attachments: Hrng Officer Reso (Strom)
Signed Lassen Contract

CAO Egan gave an overview of the contract for services for the new hearing officer Lynn Strom. Discussion was held.

A motion was made by Supervisor Gallagher, seconded by Supervisor Hammond, that this Resolution No. 19-029 be adopted. The motion carried by the following vote:

Aye: 5 - Hemphill, Teeter, Albaugh, Gallagher and Hammond

MATTERS SET FOR TIME CERTAIN

RECOGNITION COMMITTEE PRESENTATION
SUBJECT: 10 Year Sue Bardouski (Public Health); 25 Year Awards: John Bohl (Sheriff's Department).
FISCAL IMPACT: None.
ACTION: Present awards.

Supervisor Hemphill recognized the following employees: 10 Years: Sue Bardouski (Public Health); 25 Years: John Bohl (Sheriff's Office).

PUBLIC HEARINGS

10:05 a.m.: CODE ENFORCEMENT
SUBJECT: Hearing on Accounting pursuant to Lassen County Code Sections 19.140; and consideration of report of administrative civil penalties (as ordered to Cha Lue Vang, by the Decision of Administrative Hearing Officer, CDEF2018-080 on October 15, 2018), charged pursuant to Lassen County Code Section 19.170.

FISCAL IMPACT: Potential revenue in form of a lien to General Fund /Budget Unit No.100.
ACTION REQUESTED: 1) Receive the Enforcing Officer's Report; and 2) conduct a public hearing; and 3) adopt a Resolution to do the following: a. Order recordation of a lien against real property identified herein, on which marijuana cultivation occurred in violation of Lassen County Code Title 19, in order to recover both the administrative and abatement costs and the administrative civil penalties associated with said violation, as accounted for by the Enforcing Officer; and b. Order that the administrative and abatement costs associated with the violation, as defined by Title 19 of Lassen County Code, be placed on the county tax roll, in an effort to recover said costs.

Attachments: PB 2018-080 Vang 6-18-19 pckt

Planning and Building Services Senior Planner Matt May gave a brief overview of the hearing for Mr. Veng and recommendation to the Board to adopt the resolution. Discussion was held.

The Public Hearing was open from: 10:07 a.m. - 10:16 a.m.

SPEAKERS:
Cha Veng: stated that he didn't know the ordinance very well and explained to the Board what he did incorrectly with his grow. Mr. Veng also stated that the grow was for personal use only and for edibles.
CJ Johnson: Stated Mr. Veng was telling the truth.

A motion was made by Supervisor Albaugh, seconded by Supervisor Gallagher, that this Resolution No. 19-030 be adopted. The motion carried by the following vote:

Aye: 5 - Hemphill, Teeter, Albaugh, Gallagher and Hammond

COUNTY ADMINISTRATIVE OFFICE

DEPARTMENT REPORTS - CONTINUED

SALES AND USE TAX
SUBJECT: Discussion and direction to staff on the subject of a transactions and use (sales) tax revenue measure for county voter approval.
FISCAL IMPACT: County voter approval of any increase in the local transaction and use tax rate, known as sales tax, is expected to have a positive fiscal impact to the county general fund or public safety funds depending on the construction of the tax.
ACTION REQUESTED: Provide direction to staff.

CAO Egan reminded the Board of the previous sales tax measure that was on a prior election and explained to the Board that the City of Susanville has been discussing a sales and use tax to be added for the city on a future election. CAO Egan also informed the Board how this sales tax could effect the Lassen County

as a whole. Discussion was held regarding county involvement and public safety.

RECESS: 10:34 a.m. - 10:41 a.m.

COUNTY COUNSEL

COMMERCIAL MARIJUANA
SUBJECT: Amendment to Title 19 to allow commercial marijuana activities.
FISCAL IMPACT: Unknown.
ACTION REQUESTED: 1) Read (or waive reading) and introduce ordinance; and/or 2) provide direction to staff.

Attachments: Cann Attach

CAO Egan explained to the Board what the amendment to Title 19 would and would not do. CAO Egan also explained that the amendment to Title 19 would not change or amend Title 18. Director of Planning and Building Services Maurice Anderson also discussed dispensaries and testing plants. Extensive discussion was held.

A motion was made by Supervisor Teeter, seconded by Supervisor Hammond, to introduce ordinance and waive reading. The motion carried by the following vote:

Aye: 4 - Hemphill, Teeter, Gallagher and Hammond

Nay: 1 - Albaugh

HEMP
SUBJECT: Amendment to Titles 1, 3, 6, and 19 of the Lassen County code to allow Industrial Hemp cultivation, to establish a tax rate for such activitiy to exempt it from the County right to farm protections and to renumber some provisions related to nuisance abatement.
FISCAL IMPACT: Undetermined.
ACTION REQUESTED: Adopt Ordinance.

Attachments: Hemp 2019-Final

County Counsel Burns gave a brief overview of the ordinance and reminded the Board that this ordinance was introduced at the June 11, 2019, Board of Supervisors meeting.

A motion was made by Supervisor Hammond, seconded by Supervisor Gallagher, that this Ordinance No. 2019-03 be adopted. The motion carried by the following vote:

Aye: 5 - Hemphill, Teeter, Albaugh, Gallagher and Hammond

ADJOURNMENT

There being no further business, the meeting is adjourned at 11:14 a.m.

_____
Chairman of the Board of Supervisors

Date: _____

ATTEST:

_____
Michele Yderraga, Deputy Clerk of the Board