



Lassen County
Meeting Minutes
Board of Supervisors

DRAFT

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, May 14, 2019

9:00 AM

Board Chambers
707 Nevada Street
Susanville, CA 96130

9:00 A.M. CALL TO ORDER

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

County Administrative Officer Richard Egan was absent by pre-arrangement.

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

Excuse: 0

PUBLIC COMMENT

Mark Strohmaier: Introduced himself as a retired educator of Lassen County. Briefly discussed the noise ordinance within school districts and played a recording of what sounded to be of gun shots. Mr. Strohmaier stated that the noise came from a neighbor who is within the allowed mileage of a school zone and was not complaining of the neighbor but of the due diligence of the school district. Mr. Strohmaier suggested that the neighbor could have target practice after school hours.

ANNOUNCEMENT OF THE ITEMS TO BE DISCUSSED IN CLOSED SESSION

Deputy CAO Shaw announced the following closed session items:

- 1) Liability Claim; - Claimant: S. Ratliff; Agency claimed against, Lassen County; Claim # TIBS-600072.
- 2) Employee performance evaluation: Veterans Services Officer.

CLOSED SESSION

Closed session was held from 9:06 a.m. - 9:32 a.m.

Present: Supervisors Gallagher, Teeter, Hemphill, Albaugh and Hammond. Also Present: Deputy CAO Shaw, County Counsel Burns and Deputy Clerk of the Board Yderraga.

Director of Planning and Building Services Maurice Anderson was present from 9:18 a.m. - 9:32 a.m.

RECESS: 9:32 a.m. - 9:37 a.m.

9:37 A.M. OPENING CEREMONIES

Pledge of Allegiance and Invocation

After the flag salute, invocation was offered by Supervisor Hemphill.

ANNOUNCEMENT OF ITEMS DISCUSSED IN CLOSED SESSION

Deputy CAO Shaw announced the following closed session items:

1) Liability Claim; - Claimant: S. Ratliff; Agency claimed against, Lassen County; Claim # TIBS-600072.

No reportable action.

2) Employee performance evaluation: Veterans Services Officer.

This item has been moved to a future date.

AGENDA APPROVAL, ADDITIONS AND/OR DELETIONS

County Counsel Burns stated Auditor Diana Wemple has requested to have this item heard before the scheduled time due to conflicting meetings. The Board agreed.

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

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

DEPARTMENT REPORTS

AUDITOR'S OFFICE

CONTRACT

SUBJECT: Receive the proposal from Price Paige and Co for audit services for Fiscal Year (FY) 2018/19 thru FY 2022/23 audits.

FISCAL IMPACT: Budgeted out Fund/Budget Unit No. 100-0101, costs included in the countywide cost allocation plan.

ACTION REQUESTED: Authorize staff to amend contract with Price Paige and Co. for FY 2018/19 and FY 2019/20 Audits, with the option to extend another 3 years at the Boards discretion or provide direction to staff.

Attachments: [AudScans20190509095327](#)

Auditor Diana Wemple explained to the Board that this contract would go out for

bid, however due to the transitioning of programs within the Auditors office it was in the best interest of the county to continue service with Price Paige and Co. Brief discussion was held.

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

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

PUBLIC COMMENTS

Curtis Bortle: Briefly discussed the special meeting held on May 13, 2019.

Lisa Bernard: Gave a brief update to the Board on the Tobacco Prevention Program.

MATTERS SET FOR TIME CERTAIN

SIERRA ARMY DEPOT

SUBJECT: Discuss the details of a partnership between Sierra Army Depot and Lassen Community College to ensure jobs and education in the community.

FISCAL IMPACT: None.

ACTION REQUESTED: Receive report.

LTC Benjamin Johnson, Commander at the Sierra Army Depot updated the Board on revenue and employment at Sierra Army Depot for the last year and the increase in rental occupancy. LTC Johnson stated that the Sierra Army Depot supports the US Highway 395 expansion as well as the drone park and briefly discussed the Herlong swimming pool. LTC Johnson also stated his tour will be over in July and invited the Board to attend the Change of Command on July 17, 2019, at 10:00 a.m. Brief discussion was held.

PUBLIC HEARINGS

10:00 A.M.: PLANNING AND BUILDING SERVICES

SUBJECT: Consider Certification of a Subsequent Environmental Impact Report and approval a proposed project to amend mining operations at the Ward Lake Pit (CA mine ID #91-18-0008). If approved, the amendment would allow for 24-hour mining operations Monday through Saturday (currently 6:00 am to 7:00 pm Monday through Saturday), extend the life of the mine from 2020 to 2030, and allow site production in excess of the permitted 100,000 tons during declared emergencies. (File EIR #2018-001, UP #2018-003 and RP #2018-001).

FISCAL IMPACT: None.

ACTION REQUESTED: 1) Receive packet from Planning Staff including findings, conditions, and recommendation from the Planning Commission; and 2) continue public hearing pursuant to Lassen County Code, Section 18.113.040 and California Government Code, Section 65905; and 3) adopt a Resolution certifying a Final Subsequent Environmental Impact Report (EIR #2018-001) and

approving amendments to Use Permit and Reclamation Plan #96056 for CA Mine ID #91-18-0008, Ward Lake Pit (UP #2018-003 and RP #2018-001, respectively); or 4) alternatively, adopt a resolution certifying a Final Subsequent Environmental Impact Report and disapproving amendments to Use Permit and Reclamation Plan #96056 for CA Mine ID #91-18-0008, Ward Lake Pit (UP #2018-003 and RP #2018-001, respectively).

Attachments: [BOS Packet 5-14-19, TLT Enterprises \(revised 5.9.19\)](#)

Supervisor Hammond recused himself and was absent from 10:02 a.m. - 10:57 a.m.

Director of Planning and Building Services Maurice Anderson stated this public hearing was continued to today's meeting from The April 23, 2019, Board of Supervisors meeting and gave a brief summary of the item.

The public hearing was continued at 10:12 a.m. and closed at 10:40 a.m.

SPEAKERS IN FAVOR: Hat Creek President Perry Thompson, Wendy Johnston of Vesta Resources, Gentry Standiford.

SPEAKERS OPPOSED: Katie White, Leann Vanderly.

RECESS: 10:40 a.m. - 10:45 a.m.

Supervisor Gallagher stated the constant complaint from the residents seemed to be the speed of the trucks and suggested additional speed signs be placed. Mr. Thompson stated that he would voluntarily add speed signs and agreed to have a radar sign installed.

Brief discussion was held.

Deputy CAO Shaw as absent from 10:02 a.m. - 10:04 a.m.
Supervisor Hemphill left for the day at 10:57 by pre-arrangement.

A motion was made by Supervisor Albaugh, seconded by Supervisor Gallagher, that this Resolution No. 19-024 be adopted. The motion carried by the following vote:

Aye: 4 - Hemphill, Teeter, Albaugh and Gallagher

Recuse: 1 - Hammond

RECESS: 10:57 a.m. - 11:02 a.m.

UNAGENDIZED REPORTS BY BOARD MEMBERS

Supervisor Albaugh: 1) Thanked everyone who attended the Special Board of Supervisors meeting that was held on May 13, 2019; 2) attended a Regional

Council Representatives of California (RCRC) meeting in Inyo County; 3) will be absent for the Board meeting scheduled for March 28, 2019; 4) reminded everyone the Fair Board meeting was being held this evening and requested one of the Board of Supervisors to attend. Supervisor Teeter stated he would be present.

Supervisor Gallagher: 1) Attended Legislative Days; 2) will be attending a prison meeting; 3) spoke with the Attorney General; 4) attended the Westwood Museum dinner; 5) requested to donate \$300 to the Westwood Museum from discretionary funds; 6) met with the new owners of the grocery at the "Y" in Westwood; 7) assisted Spalding with FEMA grant funds to repair roads.

Supervisor Hammond: 1) Will be attending a Sierra Alliance meeting on May 16, 2019; 2) will be attending the Association of Defense meetings in Washington D.C.; 3) community cleanups will be beginning soon.

Supervisor Teeter: 1) Attended a 51/50 training; 2) attended a Lassen Transit Service Agency (LTSA); 3) will be absent for the Board of Supervisors meeting scheduled for May 21, 2019.

INFORMATION/CONSENT CALENDAR

Supervisor Teeter requested to pull Item# G2 - Lassen County Children & Families Commission; Supervisor Gallagher requested to pull Item# G6 - Road Department for future discussion.

BOARD OF SUPERVISORS

Approval of the Consent Agenda

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

Aye: 4 - Teeter, Albaugh, Gallagher and Hammond

Absent: 1 - Hemphill

PROCLAMATION

SUBJECT: Proclamation proclaiming May 2019 as Older Americans Month in Lassen County.

FISCAL IMPACT: None.

ACTION REQUESTED: Adopt proclamation.

Attachments: [190514 Older Americans Month Proclamation 2019](#)

This Proclamation was adopted on the Consent Agenda.

AUDITOR'S OFFICE

FUND CASH BALANCES

SUBJECT: Treasurer's Fund Balance Report and Auditor's verification for

the month of April 30, 2019.

FISCAL IMPACT: None.

ACTION: Receive and file.

Attachments: [LASSEN COUNTY FUND BALANCES 4-30-19](#)

This Report was received and filed on the Consent Agenda.

COUNTY CLERK-RECORDER

MINUTES

SUBJECT: Meeting minutes of April 23, 2019.

FISCAL IMPACT: None.

ACTION REQUESTED: Approve.

Attachments: [DRAFT MINS](#)

These Minutes were approved on the Consent Agenda.

PUBLIC WORKS DEPARTMENT

ROAD DEPARTMENT

SUBJECT: Award bid for one (1) new 2019 FordF250 4x4 Regular Cab Pickup to Downtown Ford Sales, Sacramento, California, in the amount of \$36,606.06.

FISCAL IMPACT: Funding is available in the Capital Outlay portion of the current 2018/19 Fiscal Year road Operating Fund/Budget Unit No. 122-1221.

ACTION REQUESTED: Award bid off State of California Contract 1-18-23-20A.

Attachments: [PW Award Bid Ford Truck](#)

This Action Item was approved on the Consent Agenda.

TREASURER/TAX COLLECTOR

PORTFOLIO

SUBJECT: Treasurer's Investment Report for April 30, 2019.

FISCAL IMPACT: None.

ACTION: Receive and file.

Attachments: [LASSEN COUNTY PORTFOLIO 04-30-2019](#)

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 April 22, 2019.
- b) Lassen County Technical Advisory Committee Meeting Agenda for May 2, 2019.
- c) Susanville City Council Regular Meeting Agenda for May 1, 2019.

- d) Lassen County Technical Advisory Committee Meeting Revised Agenda for May 2, 2019.
- e) Lassen County Architectural Review Committee Meeting Agenda for May 6, 2019.
- f) Notice of Cancellation for the Lassen County Planning Commission regularly scheduled meeting for May 7, 2019.
- g) Lassen County Behavioral Health Advisory Board meeting agenda for May 13, 2019.

Attachments: [20190510113313008](#)

These Reports were received and filed on the Consent Agenda.

DEPARTMENT REPORTS - CONTINUED

BOARD OF SUPERVISORS

LASSEN COUNTY CHILDREN & FAMILIES COMMISSION

SUBJECT: Vacancies on the Lassen County Children & Families Commission..

FISCAL IMPACT: None.

ACTION REQUESTED: 1) Consider making appointment to Commissioner Section 1 (Michelle Godman), term expiring December 31, 2019; and 2) consider making appointment to Commissioner Section 3 (Ronda Hall), term expiring December 31, 2021.

Attachments: [LCCFC Attach](#)

Laura Roberts of First 5 Commission gave a brief overview of the Lassen County Children & Families Commission and introduced Tim Clark as the newest member to the First 5 Commission. Tim Clark introduced himself. Brief discussion was held.

A motion was made by Supervisor Albaugh, seconded by Supervisor Gallagher, that these Appointments be approved. The motion carried by the following vote:

Aye: 4 - Teeter, Albaugh, Gallagher and Hammond

Absent: 1 - Hemphill

PUBLIC WORKS DEPARTMENT

ROAD DEPARTMENT

SUBJECT: Agreement between Lassen County and Cal Signal Corp.

FISCAL IMPACT: The maximum agreement amount of \$82,600. Funding is available in the Road Contruction Fund/Budget Unit No. 122-1222 where Federal STIP funding is available for reimbursement.

ACTION REQUESTED: 1) Approve agreement; and 2) authorize the Public Works director to sign.

Attachments: [PW Cal Signal Corp](#)

Supervisor Gallagher stated that the travel hours and mileage for the contractor seemed excessive and asked if a reduced rate had been applied. Public Works Director Larry Millar agreed and stated that he was trying to negotiate a price. The Board agreed to table this item to the next Board of Supervisors meeting to be held on May 21, 2019.

A motion was made by Supervisor Gallagher, seconded by Supervisor Albaugh, to table this item to the next Board of Supervisors meeting to be held on May 21, 2019. The motion carried by the following vote:

Aye: 4 - Teeter, Albaugh, Gallagher and Hammond

Absent: 1 - Hemphill

SHERIFF'S DEPARTMENT

MOTOR POOL

SUBJECT: Authorize the purchase of 15 new vehicles to replace fleet vehicles assigned to Public Works (Building & Grounds) and Health & Social Services. This is a contract price purchase through the state Department of General Services. The total purchase price for all vehicles is \$458,013.41. FISCAL IMPACT: Funds will come from the Motor Pool Fund/Budget Unit No. 135-0352.

ACTION REQUESTED: Authorize the purchase of 8 fleet replacement vehicles in the amount of \$458,013.41.

Attachments: [20190508160827382](#)

Sheriff/Coroner Dean Growdon stated there was a typo in the "Action Requested". It read as 8 vehicles to be purchased and the actual number is 15 vehicles. Sheriff Growdon gave a brief overview of the contract and vehicles being replaced. Discussion was held.

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: 4 - Teeter, Albaugh, Gallagher and Hammond

Absent: 1 - Hemphill

ARMORED VEHICLE

SUBJECT: Surplus and transfer of armored vehicle to Modoc County. FISCAL IMPACT: None.

ACTION REQUESTED: 1) Declare a 1990 Ford armored vehicle to be surplus and 2) approve the transfer of ownership of the vehicle to Modoc County.

Attachments: [SO Attach](#)

Sheriff/Coroner Dean Growdon explained to the Board the use and purpose of the armored vehicle. Sheriff Growdon stated that the county doesn't need this armored vehicle any longer and requested the Board to surplus and donate to Modoc County.

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

Aye: 4 - Teeter, Albaugh, Gallagher and Hammond

Nay: 1 - Hemphill

COUNTY ADMINISTRATIVE OFFICE

PERSONNEL

SUBJECT: Resolution to amend the Personnel Rules and Regulations regarding accrued vacation leave.

FISCAL IMPACT: Unknown.

ACTION REQUESTED: Adopt Resolution.

Attachments: [Admin Resolution Personnel Amending Vacation](#)

County Counsel Burns stated that the current Memorandum of Understanding (MOU) was slightly inconsistent of actual personnel rules. The revised MOU will reflect updated rules and regulations.

A motion was made by Supervisor Gallagher, seconded by Supervisor Hammond, that this Resolution No. 19-025 be adopted. The motion carried by the following vote:

Aye: 4 - Teeter, Albaugh, Gallagher and Hammond

Absent: 1 - Hemphill

PUBLIC DEFENDER

SUBJECT: Resignation letter from Public Defender Rhea Giannotti received April 26, 2019 effective August 9, 2019.

FISCAL IMPACT: Unknown.

ACTION REQUESTED: Accept resignation letter.

Attachments: [PD Letter of Resignation](#)

Deputy CAO Shaw announced to the Board that CAO Egan received a letter of retirement from the Public Defender Rhea Giannotti. Brief discussion was held.

SUBJECT: INFORMATION FOR THE BOARD OF SUPERVISORS

Deputy CAO Shaw reported: The Board of Supervisors meeting to be held on May 28, 2019, may not be called. Deputy CAO Shaw stated that there will be two

Supervisors absent and requested the Board to permit Administration to use discretion to determine if the meeting will be called.

CORRESPONDENCE

LASSEN COUNTY LOCAL AGENCY FORMATION COMMISSION (LAFCo)
SUBJECT: Transmittal of LAFCo proposed Fiscal Year 2019/20 budget.
FISCAL IMPACT: Unknown.
ACTION REQUESTED: Receive report.

Attachments: [20190510112559591](#)

ADJOURNMENT

There being no further business, the meeting is adjourned at 11:38 a.m.

Chairman of the Board of Supervisors

Date: _____

ATTEST:

Michele Yderraga, Deputy Clerk of the Board