



Lassen County

Meeting Minutes

Board of Supervisors

LASSEN COUNTY SUPERVISORS:

DISTRICT 1 - CHRIS GALLAGHER - VICE CHAIRMAN; DISTRICT 2 - GARY BRIDGES; DISTRICT 3 - TOM NEELY; DISTRICT 4 - AARON ALBAUGH - CHAIRMAN; DISTRICT 5 - JASON INGRAM

Tuesday, July 16, 2024

9:00 AM

Board Chambers
707 Nevada Street
Susanville, CA 96130

9:02 A.M. CALL TO ORDER

Present: Supervisors Gallagher, Bridges, Neely, and Albaugh. Also present: County Administrative Officer (CAO) Richard Egan, County Counsel Scott McLeran, and Deputy Clerk of the Board Michele Yderraga.

County Counsel Amanda Uhrhammer and Supervisor Ingram were absent by prearrangement.

Present: 4 - Chris Gallagher, Aaron Albaugh, Gary Bridges and Tom Neely

Absent: 1 - Jason Ingram

Excuse: 0

PUBLIC COMMENT

None.

ANNOUNCEMENT OF THE ITEMS TO BE DISCUSSED IN CLOSED SESSION

CAO Egan announced the following closed session items:

- 1) Conference with Legal Counsel: Existing litigation pursuant to Subdivision (d)(1) of Government Code Section 54956.9: Opioid litigation. One case.
- 2) Conference with Labor Negotiator Scott McLeran: Management and Professional Association (MPA).
- 3) Employee performance evaluation: Public Defender.

CLOSED SESSION

Closed session was held from 9:03 a.m. - 9:33 a.m.

Present: Supervisors Gallagher, Bridges, Neely, and Albaugh. Also present: CAO Egan, County Counsel McLeran, Deputy Clerk of the Board Yderraga.

Deputy CAO Tony Shaw was present from 9:03 a.m. - 9:33 a.m.

Personnel/Risk Analyst Regina Schaap was present from 9:03 a.m. - 9:33 a.m.

Supervisor Neely recused himself and was absent from 9:19 a.m. - 9:33 a.m.

RECESS: 9:33 a.m. - 9:39 a.m.

9:39 A.M. OPENING CEREMONIES

ANNOUNCEMENT OF ITEMS DISCUSSED IN CLOSED SESSION

CAO Egan announced the following closed session items:

1) Conference with Legal Counsel: Existing litigation pursuant to Subdivision (d)(1) of Government Code Section 54956.9: Opioid litigation. One case.

No reportable action.

2) Conference with Labor Negotiator Scott McLeran: Management and Professional Association (MPA).

No reportable action.

3) Employee performance evaluation: Public Defender.

No reportable action.

Pledge of Allegiance and Invocation

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

AGENDA APPROVAL, ADDITIONS AND/OR DELETIONS

County Counsel Scott McLeran recommended to pull Item# H1 - Behavioral Health Amendment to the Agreement Between Lassen County and Kings View Professional Services as this item was missing an attachment in the packet. Supervisor Albaugh requested to pull Item# D2 - Probation Proclamation due to an incorrect date, and Item# G2 - Behavioral Health Amendment to the Agreement with Restpadd Health Corp due to the "Action Requested" was omitted on the agenda but was included in the board memo. Deputy Clerk of the Board Yderraga informed the board the "Action Requested" was to approve the agreement and authorize the County Administrative Officer to execute the agreement.

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

Aye: 4 - Gallagher, Albaugh, Bridges and Neely

Absent: 1 - Ingram

PUBLIC COMMENTS

Cal Fire Lassen Modoc Fire Unit Chief Eric Ewing: Gave an update on the recent fire activity in the Little Valley area.

Amelia Luna: Thanked the board for their support of the Susanville Indian Rancheria POW WOW this year. Discussed the Blue Grass Festival and the POW WOW being scheduled for the same weekend.

UNAGENDIZED REPORTS BY BOARD MEMBERS

Supervisor Gallagher: 1) Attended a solid waste meeting; 2) requested to close in memory of John Wilczynski and Kyle Baumiller; 3) congratulated the children showing animals this week at the fair.

Supervisor Bridges: 1) Attended a Grants Pass vs Johnson zoom meeting; 2) congratulated the Lassen Clay Breakers on winning the championship; 3) told everyone to enjoy the fair; 4) requested to adjourn in memory of Wanda Mallery.

Supervisor Neely: 1) Attended a Planning and Service Area - Area Agency on Aging (PSA 2 AAA) meeting; 2) encouraged everyone to attend the 4H barbecue at the fair grounds today from 5:00 p.m. - 6:30 p.m.

Supervisor Albaugh: 1) Attended a solid waste meeting; 2) announced the county fair was this week and told everyone to have fun and stay hydrated.

MATTERS SET FOR TIME CERTAIN

PROBATION PROCLAMATION

SUBJECT: Proclamation for Probation Services Week 2024. The US Government and the State of California designate the week of July 14-20, 2024, as Pretrial, Probation and Parole Supervision Week. The attached proclamation recognizes July 14-20, 2024 as Probation Services Week in Lassen County.

FISCAL IMPACT: None.

ACTION REQUESTED: Adopt the Proclamation for Probation Services Week 2024.

Attachments: [Prob PPS Attach 1](#)

[Prob PPS Attach 2](#)

This item was pulled from the agenda.

INFORMATION/CONSENT CALENDAR

Approval of the Consent Agenda

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

Aye: 4 - Gallagher, Albaugh, Bridges and Neely

Absent: 1 - Ingram

COUNTY CLERK-RECORDER

LASSEN COUNTY BOARD OF SUPERVISORS MEETING MINUTES OF
JULY 9, 2024

SUBJECT: Meeting Minutes of July 9, 2024.

FISCAL IMPACT: None.

ACTION REQUESTED: Approve.

Attachments: [Draft Mins](#)

These Minutes were approved on the Consent Agenda.

HEALTH AND SOCIAL SERVICES

BEHAVIORAL HEALTH AMENDMENT TO THE AGREEMENT WITH RESTPADD, INC

SUBJECT: Second Amendment to the Agreement between Lassen County and Restpadd, Inc. to provide Acute Psychiatric Inpatient Care under the Short-Doyle Act for the term of July 1, 2023, to June 30, 2025. The total Maximum Contract Amount is \$260,000 to include \$130,000 for Fiscal Year 2023/2024 and \$130,000 Fiscal Year 2024/2025.

FISCAL IMPACT: This will be paid from Behavioral Health Fund/Budget Unit No. 110-751 and Mental Health Services Act Fund/Budget Unit No. 164-0752.

ACTION REQUESTED: 1) Approve the Agreement with Restpadd, Inc.; and 2) authorize the County Administrative Officer to execute the agreement.

Attachments: [G3 - RESTPADD, INC 07.16.24](#)

This Action Item was approved on the Consent Agenda.

BEHAVIORAL HEALTH AGREEMENT BETWEEN LASSEN COUNTY AND A & A HEALTH SERVICES, LLC

SUBJECT: Agreement between Lassen County and A & A Health Services, LLC to provide a residential care facility for the term of July 1, 2024, through June 30, 2025, for a maximum contract amount of \$200,000.

FISCAL IMPACT: This agreement will be paid from Behavioral Health Fund and Budgets 110-0751 and 110-0771.

ACTION REQUESTED: 1) Approve the Amendment to Agreement with A & A Health Services, LLC, and 2) authorize the County Administrative Officer to execute the Agreement.

Attachments: [G4 - A & A HEALTH SERVICES, LLC 07.16.24](#)

This Action Item was approved on the Consent Agenda.

PROBATION DEPARTMENT

MEMORANDUM OF UNDERSTANDING

SUBJECT: Memorandum of Understanding (MOU) between Lassen County and Tehama County for detained juveniles in Juvenile Hall. The agreement has a daily rate of \$150 for detained minors.

FISCAL IMPACT: Regular Expenditure to Probation Fund/Budget Unit No. 145-0561. Contract not to exceed \$150,000 per Fiscal Year.

ACTION REQUESTED: 1) Approve; and 2) authorize the Chairman to execute the MOU.

Attachments: [Prob Tehama MOU Attach 1](#)
[Prob Tehama MOU Attach 2](#)

This Action Item was approved on the Consent Agenda.

MEMORANDUM OF UNDERSTANDING

SUBJECT: Memorandum of Understanding (MOU) between the Fort Sage Unified, Lassen County Office of Education, Susanville School District, Westwood Unified School District, Johnstonville School District and the Lassen County Probation Department for the Truancy Reduction Program.

FISCAL IMPACT: Revenue agreement for Probation Fund/Budget Unit No.145-0561 of \$39,250.

ACTION REQUESTED: Approve the MOU for Fiscal Year 2024-2025 between the above agencies.

Attachments: [Prob Truancy Attach 1](#)
[Prob Truancy Attach 2](#)

This Action Item was approved on the Consent Agenda.

DEPARTMENT REPORTS

HEALTH & SOCIAL SERVICES

BEHAVIORAL HEALTH AMENDMENT TO THE AGREEMENT WITH
RESTPADD HEALTH CORP

SUBJECT: First Amendment to the Agreement between Lassen County and Restpadd Health Corp. to provide Acute Psychiatric Inpatient Care under the Short-Doyle Act for the term of July 1, 2023, to June 30, 2025. The total Maximum Contract Amount is \$400,000 to include \$200,000 for Fiscal Year 2023/2024 and \$200,000 Fiscal Year 2024/2025.

FISCAL IMPACT: This will be paid from Behavioral Health Fund/Budget Unit No. 110-751 and Mental Health Services Act Fund/Budget Unit No. 164-0752.

Attachments: [G2 - RESTPADD HEALTH CORP 07.16.24](#)

Supervisor Albaugh stated he pulled this item for clarification and transparency due to the "Action Requested" was missing from the agenda request.

Supervisor Albaugh asked what the intent of this item was. Director of Health and Social Services Barbara Longo stated this was a program for Behavioral Health patients and was requesting the board to approve the amendment and to authorize the County Administrative Officer to execute the agreement.

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

Aye: 4 - Gallagher, Albaugh, Bridges and Neely

Absent: 1 - Ingram

BEHAVIORAL HEALTH AMENDMENT TO THE AGREEMENT BETWEEN LASSEN COUNTY AND KINGS VIEW PROFESSIONAL SERVICES
SUBJECT: Amendment to the Agreement between Lassen County and Kings View Professional Services to provide Electronic Health Record System support services for a maximum amount of \$508,073.80 for the term of August 16, 2022, through June 30, 2025.

FISCAL IMPACT: This agreement will be paid from Behavioral Health Fund and Budget Unit No. 110-0751 and 110-0771.

ACTION REQUESTED: 1) Approve the Agreement with Kings View Professional Services, and 2) authorize the County Administrative Officer to execute the Agreement.

Attachments: [H1 - KINGS VIEW 07.16.24](#)

This item was pulled from the agenda.

MATTERS SET FOR TIME CERTAIN

APPEAL OF AGRICULTURAL EXEMPTION DISAPPROVAL

SUBJECT: Appeal of the Lassen County Building Official's May 20, 2024 disapproval of an agricultural exemption application (AGX-2024-004) of a 10 foot by 40 foot building to be used as a wood shed and equipment storage on Assessor's Parcel Number 115-200-062 and 115-200-048 (687-950 Highway 36, Susanville, CA 96130).

FISCAL IMPACT: None.

ACTION REQUESTED: 1) Conduct a hearing as required by Section 12.22.040 of the Lassen County; and 2) adopt a motion to approve or disapprove the appeal.

Attachments: [Appeal - Kay White Packet](#)

Deputy Director of Planning and Building Services Gaylon Norwood informed the board this item was an appeal of the Building Official's disapproval of an Agricultural (Ag) Exemption application for a 10x40 shed. It did not meet the requirement guidelines and that was the purpose Planning and Building Services disapproved the application.

The hearing was open from 10:02 a.m. - 10:04 a.m.

SPEAKERS IN FAVOR: Applicant Kay White.

SPEAKERS IN OPPOSITION: None.

Supervisor Albaugh asked if the applicant was given a copy of the building requirements. Deputy Director Norwood stated yes. Ms. White had the acreage

for an Ag Exemption however there wasn't production on the property. The guidelines were also given to Ms. White. Deputy Director Norwood stated if Ms. White had cattle on the property the acreage would have been in production and that would have met the requirements for the exemption. Deputy Director Norwood also stated the shed had been built without an approved exemption or building permit therefore making the shed a public nuisance. Supervisor Albaugh stated the county had these standards and guidelines in place for a reason. There was a simple solution to this matter but nothing was done.

A motion was made by Supervisor Gallagher, seconded by Supervisor Neely, that this appeal be disapproved. The motion carried by the following vote:

Aye: 4 - Gallagher, Albaugh, Bridges and Neely

Absent: 1 - Ingram

DEPARTMENT REPORTS - CONTINUED

PLANNING AND BUILDING SERVICES

PLANNING COMMISSION

SUBJECT: Adopt an ordinance amending Sections 2.20.020 and 2.20.040 of Chapter 2.20 (Planning Commission) of the Lassen County Code.

FISCAL IMPACT: Increase from \$25 for each commissioner for each meeting to \$50 and \$75 for the Chair. Appropriated in Fund/Budget Unit No. 100-0681.

ACTION REQUESTED: 1) Waive the second reading; and 2) adopt ordinance; and/or 3) provide direction to staff.

Attachments: [Draft Ordinance Planning Commission amendment](#)
[Summary Ord After](#)

Deputy Director of Planning and Building Services Gaylon Norwood reminded the board this item was introduced at the last Board of Supervisors meeting and the item was being brought back to adopt the ordinance. Deputy Director Norwood briefly explained the changes to the county code for the removal of a Planning Commissioner.

A motion was made by Supervisor Gallagher, seconded by Supervisor Bridges, that this Ordinance 2024-07 be adopted. The motion carried by the following vote:

Aye: 3 - Gallagher, Albaugh and Bridges

Nay: 1 - Neely

Absent: 1 - Ingram

PUBLIC WORKS DEPARTMENT

SOLID WASTE

SUBJECT: Bass Hill Landfill Gas Violation.

FISCAL IMPACT: None.

ACTION REQUESTED: 1) Receive verbal report regarding status of Bass Hill landfill gas violation and current approach to resolve issue.

CAO Egan recused himself and was absent from 10:11 a.m. - 10:46 a.m.

Director of Public Works Pete Heimbigner informed the board this item was pertaining to the Lassen Regional Solid Waste Management Authority (LRSWMA). LRSWMA was a Joint Powers Authority (JPA) between the county and the City of Susanville that handles all solid waste and trash within Lassen County. Bass Hill is the main solid waste land fill in the county and currently there had been a landfill gas violation. Director Heimbigner stated some of the wells at the landfill tested for methane and discussed how the land was tested. Director Heimbigner gave a power point presentation of the locations that were effected and possible solutions. Director Heimbigner also discussed land acquirement, land locations, acreage, California Department of Fish and Wildlife (CDWF) requirements, retention ponds, easements, methane measurements and boundaries. Extensive discussion was held. The consensus of the board was to continue with the purchase of land and at a later date go to bid to acquire additional land.

COUNTY ADMINISTRATIVE OFFICE

SUBJECT: INFORMATION FOR THE BOARD OF SUPERVISORS

CAO Egan reported: Deputy CAO Tony Shaw would be running the July 23, 2024, Board of Supervisors meeting as he would be absent.

ADJOURNMENT

There being no further business, the meeting is adjourned at 10:47 a.m. in memory of Kyle Baumiller, Wanda Mallery, John Wilczynski.

Chairman of the Board of Supervisors

Date: _____

ATTEST:

Michele Yderraga, Deputy Clerk of the Board