



Lassen County

G8

Meeting Minutes Board of Supervisors

DRAFT

LASSEN COUNTY SUPERVISORS:

DISTRICT 1 - CHRIS GALLAGHER - CHAIRMAN; DISTRICT 2 - GARY BRIDGES; DISTRICT 3 - JEFF HEMPHILL - VICE CHAIRMAN; DISTRICT 4 - AARON ALBAUGH; DISTRICT 5 - TOM HAMMOND

Tuesday, December 13, 2022

9:00 AM

Board Chambers
707 Nevada Street
Susanville, CA 96130

9:03 A.M. CALL TO ORDER

Present: Supervisors Gallagher, Bridges, Hemphill, and Hammond. Also present: County Administrative Officer (CAO) Richard Egan, County Counsel Amanda Uhrhammer, and Deputy Clerk of the Board Michele Yderraga.

Supervisor Albaugh arrived at 9:06 a.m.

Present: 5 - Chris Gallagher, Gary Bridges, Jeff Hemphill, Aaron Albaugh and Tom Hammond

Excuse: 0

PUBLIC COMMENT

None.

ANNOUNCEMENT OF THE ITEMS TO BE DISCUSSED IN CLOSED SESSION

1) Conference with Legal Counsel: Existing litigation pursuant to Subdivision (d)(1) of Government Code Section 54956.9: Consolidated action v PGE (Dixie Fire) San Francisco Superior Court Case No. CJC-21-005208 Special Title (Rule 3.550) JCCP No. 5208.

2) Conference with Labor Negotiator Richard Egan: May include the following bargaining units - a) Lassen County Peace Officers Association (LCPOA); b) United Public Employees of California (UPEC); c) Lassen County Road Workers Association (LCRWA); d) Management and Professional Association; e) Lassen County Peace Officers Assn. Supervisors Unit (LCPOSA), f) Lassen County Peace Officers Assn. Management Unit (LCPOMA); g) Lassen County Deputy Sheriffs Association (LCDSA); h) Lassen County Management Association (LCMA); i) Department Heads and Confidential employees.

CLOSED SESSION

Closed session was held from 9:06 a.m. - 9:39 a.m.

Present: Supervisors Gallagher, Bridges, Hemphill, Albaugh, and Hammond. Also present: CAO Egan, County Counsel Uhrhammer, Deputy Clerk of the Board Yderraga, Deputy CAO Tony Shaw, Personnel/Risk Analyst Regina Schaap, and Executive Assistant to the CAO/Budget Analyst Samantha McMullen.

RECESS: 9:39 a.m. - 9:41 a.m.

9:41 A.M. OPENING CEREMONIES

Pledge of Allegiance and Invocation

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

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: Consolidated action v PGE (Dixie Fire) San Francisco Superior Court Case No. CJC-21-005208 Special Title (Rule 3.550) JCCP No. 5208.

No reportable action.

2) Conference with Labor Negotiator Richard Egan: May include the following bargaining units - a) Lassen County Peace Officers Association (LCPOA); b) United Public Employees of California (UPEC); c) Lassen County Road Workers Association (LCRWA); d) Management and Professional Association; e) Lassen County Peace Officers Assn. Supervisors Unit (LCPOSA), f) Lassen County Peace Officers Assn. Management Unit (LCPOMA); g) Lassen County Deputy Sheriffs Association (LCDSA); h) Lassen County Management Association (LCMA); i) Department Heads and Confidential employees.

No reportable action.

AGENDA APPROVAL, ADDITIONS AND/OR DELETIONS

Supervisor Hemphill requested to adjourn in memory of his Aunt Marka Hemphill and Susan Osgood. Supervisor Albaugh adjourned in memory of Roger Grigsy and Susan Osgood, and Supervisor Gallagher adjourned in memory of Juanita Caseras.

Supervisors Gallagher, Bridges, Hemphill, Albaugh, and Hammond adjourned in memory of Susan Osgood.

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

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

PUBLIC COMMENTS

Sheriff/Coroner Dean Growdon: Gave an update on the recent inmate escape from the jail.

Tom Traphagan: Spoke on harassment in Lassen County.

Andrea Traphagan: Discussed a Planning Commission meeting regarding use permits.

Tom Neely: Commended the Road Department regarding snow removal.

MATTERS SET FOR TIME CERTAIN

PLUMAS NATIONAL FOREST

SUBJECT: Verbal report from Plumas National Forest Beckwourth District Ranger Mike Rahe post-wildfire forest restoration activities on USDA Forest Service (USFS) managed land.

FISCAL IMPACT: None.

ACTION REQUESTED: Receive report.

Beckwith Ranger for the Plumas National Forest Mike Raye gave an extensive report regarding current projects in the Plumas and Lassen County forests. Mr. Raye discussed NEPA planning and implementation, recovery work, zones, burnt timber, and project deadlines. Discussion was held.

DEPARTMENT REPORTS

DISTRICT ATTORNEY

BUDGET APPROVAL

SUBJECT: Appropriation from Fund 105, Budget Unit 0431 for restricted monies distributed under Business & Professions Code section 17206.

FISCAL IMPACT: Cost savings to general fund.

ACTION REQUESTED: 1) Authorize auditor to create Fund 105, Budget 0431, and 2) approve expenditures in an estimated amount not to exceed \$120,000.00.; and 3) approve revenues in the minimum estimated amount of \$309,600 and 4) approve appropriation in Fund/Budget Unit No. 105-0431 in the amount of \$309,600. (4/5 vote required).

Attachments: [4599_001](#)

District Attorney (DA) Melyssah Rios gave a brief overview of item and was requesting the board to approve the appropriation so she could build cases with the restricted funding. There would be a cost savings to the General Fund. Brief discussion was held.

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

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

INFORMATION/CONSENT CALENDAR

Approval of the Consent Agenda

A motion was made by Supervisor Albaugh, seconded by Supervisor

Bridges, to approve the Consent Agenda. The motion carried by the following vote:

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

PUBLIC WORKS DEPARTMENT

ROAD DEPARTMENT

SUBJECT: Agreement with Bender Rosenthal, Inc. for Appraisal and Acquisition Services Related to Beaver Creek Bridge (7C-82), Muddy Slough No. 1 Bridge (7C-88), and Muddy Slough No. 2 Bridge (7C-89) Replacement Project.

FISCAL IMPACT: Funding is available in Road Fund/Budget Unit No. 122-1221.

ACTION REQUESTED: 1) Approve agreement with Bender Rosenthal, Inc. to perform appraisal and acquisition services related to Public Works/Transportation Beaver Creek Bridge, Muddy Slough No. 1 Bridge, and Muddy Slough No. 2 Bridge Replacement Project in the amount of \$67,673; and 2) authorize the Director of Public Works to sign agreement.

Attachments: [PW Attach](#)

This Action Item was approved on the Consent Agenda.

SHERIFF'S DEPARTMENT

TRAINING

SUBJECT: Training request for two (2) Correctional Deputies and one (1) civilian to attend the Basic Law Enforcement Academy at College of the Siskiyous from January 2, 2023 - June 24, 2023.

FISCAL IMPACT: Approximately \$27,507 from the Patrol Fund/Budget Unit No. 130-0522.

ACTION REQUESTED: Authorize the training expenditures for the Law Enforcement Academy.

Attachments: [SO Attach](#)

This Action Item was approved on the Consent Agenda.

COUNTY CLERK-RECORDER

REGISTRAR OF VOTERS

SUBJECT: Certified Statement of Results for the November 8, 2022, General Election.

FISCAL IMPACT: None.

ACTION REQUESTED: 1) Receive and file the Certified Statement of Results for the November 8, 2022, General Election, as per Elections Code Section 15372; and 2) Declare the results as per Elections Code Section 15400.

Attachments: [Nov 8 2022 Statement of Vote](#)

This Action Item was approved on the Consent Agenda.

MINUTES OF OCTOBER 25, 2022

SUBJECT: Meeting Minutes of October 25, 2022.

FISCAL IMPACT: None.

ACTION REQUESTED: Approve.

Attachments: [DRAFT MINS](#)

These Minutes were approved on the Consent Agenda.

MINUTES OF NOVEMBER 22, 2022

SUBJECT: Meeting Minutes from November 22, 2022.

FISCAL IMPACT: None.

ACTION REQUESTED: Approve.

Attachments: [DRAFT MINS 2022-11-22](#)

These Minutes were approved on the Consent Agenda.

MISCELLANEOUS CORRESPONDENCE ITEMS

ACTION REQUESTED: Receive and file the following correspondence:

- a) Central Valley Regional Water Quality Control Board Public Meeting Notice and Agenda for December 8, 2022 and December 9, 2022.
- b) Lassen Transit Service Agency Meeting Agenda for December 12, 2022.
- c) Lassen County Behavioral Health Advisory Board meeting agenda for December 12, 2022.

Attachments: [doc03734320221209161828](#)

These Reports were received and filed on the Consent Agenda.

RECESS: 10:27 a.m. - 10:36 a.m.

DEPARTMENT REPORTS - CONTINUED

BOARD OF SUPERVISORS

US HIGHWAY 395

SUBJECT: Informational report from the Lassen County Transportation Commission regarding US 395 Coalition efforts to develop a strategy for the development expansion of US 395.

FISCAL IMPACT: None.

ACTION REQUESTED: Discussion and direction to county staff to engage the services of an independent contractor/consultant lobbyist to provide legislative advocacy services to secure funding to implement the development and expansion of US 395.

Lassen County Transportation Commission (LCTC) Executive Secretary John

Clerici gave an extensive report on the LCTC and the US 395 Coalition. Discussion included LCTC board members, US Highway 395 expansion, funding, traffic increases on US Highway 395, and cost to expand the highway. Additional discussion was held.

SPEAKERS: Jason Ingram.

CAO Egan was absent from 10:49 a.m. - 10:51 a.m.

SHERIFF'S DEPARTMENT

NOTIFICATION

SUBJECT: Notification to Civilian Governing Body and Local Community regarding President Executive order 14074, and the Lassen County Sheriff's Intent to seek Controlled Property from federal sources.

FISCAL IMPACT: None.

ACTION REQUESTED: Receive information from the Sheriff.

Attachments: [SO Controlled Property Attach](#)

Sheriff/Coroner Dean Growdon gave a brief overview of the President's Executive Order 14074 and stated this order requires the Sheriff to make available to the governing body and the public. Sheriff Growdon discussed federal property received by the Sheriff's Office and the armored vehicle. Discussion was held.

Supervisor Hammond was absent from 11:17 a.m. - 11:21 a.m.

CAO Egan was absent from 11:17 a.m. - 11:21 a.m.

GRANT

SUBJECT: Gun Violence Reduction Program Grant.

FISCAL IMPACT: Maximum available revenue of \$322,249.

ACTION REQUESTED: Authorize Sheriff Growdon and Lieutenant Woginirch to sign the Memorandum of Understanding (MOU) with the California Department of Justice in support of the Gun Violence Reduction Program Grant.

Attachments: [SO Grant Attach](#)

Sheriff/Coroner Dean Growdon informed the board the Sheriff's Office had previously applied for the same grant and it was denied. The Sheriff's Office reapplied and the grant was received. Sheriff Growdon stated the goal of the grant is to reduce the number of prohibited persons with fire arms. The grant would provide for one deputy or detective. Sheriff Growdon discussed the duties of the detective. Additional discussion was held pertaining to fire arms.

A motion was made by Supervisor Albaugh, seconded by Supervisor Bridges, that this Action Item be approved. The motion

carried by the following vote:

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

URGENCY ORDINANCE

SUBJECT: Adopt an urgency ordinance to adopt a Military Equipment Use Policy pursuant to Assembly Bill (AB) 481.

FISCAL IMPACT: None.

ACTION REQUESTED: 1) Introduce, waive the reading, and adopt the ordinance (4/5 vote required); and/or 2) provide direction to staff.

Attachments: [SO Military Equip Attach](#)

Sheriff/Coroner Dean Growdon stated the Military Equipment Use Policy had previously been Assembly Bill (AB) 481. It was expanded to include a broad list of equipment of items that the Sheriff's Office currently uses. Due to the change, an ordinance would be required. Sheriff Growdon stated he was requesting an urgency ordinance and would return at a later date for a regular ordinance as he needed to conduct a public hearing and notice the public. County Counsel Uhrhammer stated this was protecting the county. Brief discussion was held.

A motion was made by Supervisor Hammond, seconded by Supervisor Hemphill, that this Ordinance No. 2022-13 be adopted.

The motion carried by the following vote:

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

UNAGENDIZED REPORTS BY BOARD MEMBERS

Supervisor Gallagher announced when the Board of Supervisors creates a policy and there is an issue with staff that should be addressed to the County Administrative Officer (CAO). The board creates the policy and ensures the CAO is complying. The board is not telling the staff what to do or how to do it.

Supervisor Albaugh: 1) Addressed the public comment regarding a use permit; 2) attended a Golden State Natural Resources (GSNR) meeting; 3) attended a GSNA CEQA meeting in Bieber and Susanville regarding the pellet mill; 4) attended a transportation meeting; 5) attended a Sierra Nevada Conservancy (SNC) meeting; 6) attended a Rural County Representatives of California (RCRC) meeting; 7) stated Karen Ross gave a report on permanent housing at the fairground for evacuees; 8) stated in 2027 all county vehicles would be electric; 9) discussed dams in Klamath River; 10) spoke with the Under Secretary at the Department of Natural Resources regarding Wade Crowfoote; 11) stated if anyone in the audience is aware of someone taking a bribe, they need to go to the Sheriff.

Supervisor Hammond: 1) Attended a Sierra Alliance meeting; 2) encouraged the new Supervisor Elects to continue with the US 395 efforts.

Supervisor Hemphill: 1) Encouraged the new Supervisor Elects to continue with the US 395 efforts; 2) stated the Drive Around Town program was well received.

Supervisor Bridges: 1) Attended a California State Association of Counties (CSAC) meeting; 2) attended a meeting regarding the pellet mill; 3) attended a Cal BHB meeting; 4) attended a Lassen-Plumas-Sierra Community Action Agency (LPSCAA) meeting; 5) attended a Care Court; 6) attended a transportation meeting; 7) attended a transit commission meeting; 8) attended Lassen County Local Agency Formation Commission (LAFCo) meeting; 9) attended a Behavioral Health Advisory Board meeting.

Supervisor Gallagher: 1) Attended a LAFCo meeting; 2) requested to donate \$1,601.66 to C&S Waste for the Westwood Cleanup.

COUNTY ADMINISTRATIVE OFFICE

BUDGET APPROVAL

SUBJECT: Creation of Fund 140, Budget Unit 1072 for implementation of California Public Utilities Commission Local Agency Technical Assistance program grant-funded work by the Golden State Connect Authority for the County of Lassen.

FISCAL IMPACT: No impact to general fund.

ACTION REQUESTED: 1) Authorize auditor to create Fund 140, Budget Unit 1072, and 2) approve expenditures in the amount of \$500,000; and 3) approve revenues in the amount of \$500,000; and 4) approve appropriation in Fund/Budget Unit No.140-1072 in the amount of \$500,000. (4/5ths vote required).

Attachments: [221213 Broadband Budget](#)

Deputy CAO Tony Shaw informed the board earlier in the year the board adopted a resolution to work with Golden State Finance Authority (GSFA) to apply for broadband funding. The application was approved. This creates a budget unit to pay the contractors. Executive Assistant to the CAO/Budget Analyst Samantha McMullin explained a typo on the worksheet, the preliminary request and expenditures.

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

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

SUBJECT: INFORMATION FOR THE BOARD OF SUPERVISORS

CAO Egan reported: The County Employee Recognition Committee would be hosting a holiday gathering for staff at 5:30 p.m. this evening in Jensen Hall.

ADJOURNMENT

There being no further business, the meeting is adjourned at in memory of Marka Hemphill, Susan Osgood, Roger Grigsy, and Juanita Caseras.

Chairman of the Board of Supervisors

Date: _____

ATTEST:

Michele Yderraga, Deputy Clerk of the Board