



Lassen County

DRAFT

Meeting Minutes Board of Supervisors

LASSEN COUNTY SUPERVISORS:

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

Tuesday, June 13, 2017

9:00 AM

Board Chambers
707 Nevada Street
Susanville, CA 96130

9:00 A.M. CALL TO ORDER

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

PUBLIC COMMENT

Pat Holly: Discussed personal safety in our county and cannabis.

ANNOUNCEMENT OF THE ITEMS TO BE DISCUSSED IN CLOSED SESSION

- 1) Conference with Legal Counsel: Significant exposure to Litigation Pursuant to Subdivision (d)(2) of Government Code Section 54956.9. Not needed.
- 2) Conference with Labor Negotiator Richard Egan: The Board convenes as Lassen County In-Home Supportive Services Public Authority for discussion with Richard Egan regarding Service Employees International Union (SEIU) Local 2015, on labor negotiations. The Board reconvenes as the Board of Supervisors.
- 3) Employee performance evaluation: County Administration Officer (CAO) Richard Egan will be postponed to Tuesday, June 20, 2017.

CLOSED SESSION

Closed session was held from: 9:07 a.m. - 9:24 a.m.

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

RECESS: 9:25 a.m. - 9:30 a.m.

9:30 A.M. OPENING CEREMONIES

Pledge of Allegiance and Invocation

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

ANNOUNCEMENT OF ITEMS DISCUSSED IN CLOSED SESSION

CAO Egan reported:

1) Conference with Labor Negotiator Richard Egan: The Board convenes as Lassen County In-Home Supportive Services Public Authority for discussion with Richard Egan regarding Service Employees International Union (SEIU) Local 2015, on labor negotiations. The Board reconvenes as the Board of Supervisors. The Board provided direction to staff.

AGENDA APPROVAL, ADDITIONS AND/OR DELETIONS

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

Aye: 4 - Gallagher, Teeter, Hemphill and Albaugh

Absent: 1 - Hammond

PUBLIC COMMENTS

Supervisor Albaugh read a poem titled "Old Glory" written by Lassen County Poet Laureate Violet Stout.

UNAGENDIZED REPORTS BY BOARD MEMBERS

Supervisor Gallagher: 1) They had a successful cleanup in Westwood; 2) attended a Clear Creek Community Services District meeting; 3) attended a Westwood Chamber of Commerce meeting; 4) will be having a second town hall meeting in Westwood with CAO Egan, Planning and Building Services Director Maurice Anderson and Sheriff Dean Growdon; 5) donated \$500 to Westwood Chamber of Commerce for Paul Bunyan Days, \$500 to the Westwood Library, \$300 to Lake Forest Fire Department and \$1000 to the Shasta Cascade Wonderland.

Supervisor Teeter: 1) Attended Lassen County Sober Grad Night; 2) attended a pool board meeting; 3) volunteered at the Lassen Lands and Trails Trust (LLTT) Farmers Market; 4) farmers market in Westwood will begin this Friday, June 16, 2017; 5) Donated \$1000 to Shasta Cascade Wonderland, \$550 to Westwood Chamber of Commerce for the Farmers Market and \$250 to the Patriots Guard.

Supervisor Hemphill: 1) Requested the Board write a letter to Caltrans pertaining to the closed rest areas located in Secret Valley and Honey Lake area; 2) attended a pool board meeting; 3) attended a Lassen County Local Agency Formation Commission (LAFCo) meeting; 4) Lassen County Transportation Commission meeting; 5) Lassen High School alumni picnic will be held Saturday, June 16, 2017; 6) Donated \$300 to Milford Community Association; \$300 to Johnstonville Grange; \$250 to Johnstonville 4-H; \$250 to Milford 4-H; \$250 to Lake 4-H; \$250 to Thompson Peak 4-H and \$250 to Lassen-Modoc Food Bank.

Supervisor Albaugh: 1) Congratulated graduates of Lassen County; 2) attended Big Valley High School Sober Grad Night; 3) Becky Albaugh attended the

Sheriff's Office open house. Congratulated the Sheriff's Office on doing a great job; 4) attended a Lassen County Transportation Meeting; 5) there will be a Star Party in Big Valley next week; 6) public night will be held on June 23, 2017; 7) announced there has been confirmation of wolves returning to Lassen County. Fish and Game were notified; 8) Donated \$550 to the Lassen County Library.

INFORMATION/CONSENT CALENDAR

Supervisor Albaugh pulled Item# G5 Lassen County Office of Education Contract Amendment; item# G8 Behavioral Health; item# G14a Central Valley Regional Water Quality Control Board Meeting Agenda for Thursday, June 8, 2017 and Friday, June 9, 2017.

Approval of the Consent Agenda

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

Aye: 4 - Gallagher, Teeter, Hemphill and Albaugh

Absent: 1 - Hammond

BOARD OF SUPERVISORS

SUPERVISOR HAMMOND

SUBJECT: Request to designate \$250 to the Lassen Senior Services; request to designate \$250 to the Fort Sage One Stop; request to designate \$250 to the Doyle Senior Center (May 23, 2017).

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.

SUPERVISOR HAMMOND

SUBJECT: Request to designate balance of \$2,100 to the Doyle Seniors to offset the cost of three 40-yard dumpsters from C&S Waste to be placed in Doyle on July 7-8, Herlong on July 14-15 and Leavitt Lake on July 21-22 for a community cleanup.

FISCAL IMPACT: Appropriation is included in the General Fund, Board of Supervisors Fund/Budget Unit No. 100-0011.

ACTION REQUESTED: Approve expenditure.

This Action Item was approved on the Consent Agenda.

SUPERVISOR HEMPHILL

SUBJECT: Request to designate \$500 to Janesville Elementary School Coding Program (May 23, 2017).

FISCAL IMPACT: Appropriation is included in the General Fund, Board of Supervisors Fund/Budget Unit No. (100-0011).

ACTION REQUESTED: Approve expenditure.

This Action Item was approved on the Consent Agenda.

SUPERVISOR TEETER

SUBJECT: A resolution approving participation in the California Arts Council State Partnership Program for Fiscal Year (FY) 2017/18 State/Local Partnership Program and the local priorities of the California Arts Council and authorizing execution of grant contracts with the California Arts Council.
FISCAL IMPACT: None.

ACTION REQUESTED: 1) Adopt resolution; and 2) authorize Chairman to sign.

Attachments: 170613 Ag pkt-Arts Council Resol

This Resolution No. 17-038 was adopted on the Consent Agenda.

COUNTY ADMINISTRATIVE OFFICE

ADMINISTRATION

SUBJECT: Year end budgetary transfer.

FISCAL IMPACT: None.

ACTION REQUESTED: 1) Approve budgetary transfer increasing the Grand Jury Fund/Budget Unit No. 100-0451; and 2) decrease the General Fund Non-Departmental Fund/Budget Unit No. 100-0101 in the amount of \$5500 to provide for anticipated expenditures between now and the end of the 2016/17 Fiscal Year.

This Action Item was approved on the Consent Agenda.

COUNTY CLERK-RECORDER

MINUTES

SUBJECT: Meeting minutes of May 16, 2017 and May 23, 2017.

FISCAL IMPACT: None.

ACTION REQUESTED: Approve.

Attachments: Draft minutes 5-23-17

Draft minutes 5-16-17

These Minutes were approved on the Consent Agenda.

HEALTH AND SOCIAL SERVICES

THIS ITEM HAS BEEN PULLED FROM THE AGENDA.

PRISON TRIAL COSTS

PRISON TRIAL COSTS REIMBURSEMENT PROGRAM ITEMS

SUBJECT: Recap of CCC Prison and High Desert State Prison Trial Cost Reimbursement Billing for the months of July 2016 through May 2017.

FISCAL IMPACT: None.

ACTION REQUESTED: Receive and file.

Attachments: Prison Trial Costs

This Report was received and filed on the Consent Agenda.

PUBLIC WORKS DEPARTMENT

PUBLIC WORKS

SUBJECT: Easement Deed for access through Susanville Ranch Park.

FISCAL IMPACT: None.

ACTION REQUESTED: 1) Adopt resolution authorizing the execution of Easement Deed; 2) approve the Easement Deed; and 3) authorize the CAO to sign.

Attachments: PB doc03937720170517041550

This Resolution No. 17-039 was adopted on the Consent Agenda.

TREASURER/TAX COLLECTOR

TREASURER

SUBJECT: 2017-18 Tax and Revenue Anticipation Notes (TRANS) - Janesville Elementary School District.

FISCAL IMPACT: None.

ACTION REQUESTED: 1) Direct the Clerk of the Board to sign letter pursuant to California Government Code 53853(b) which states that the Board of Supervisors will not authorize issuance of the Tax and Revenue Anticipation Notes (TRANS) on behalf of Janesville Elementary School District.

Attachments: tax coll doc03414420170519080501

This Action Item was approved on the Consent Agenda.

ADMINISTRATIVE SERVICES

PERSONNEL REPORT

SUBJECT: Personnel Movement Report for April, 2017.

FISCAL IMPACT: None.

ACTION: Receive and file.

Attachments: Personnel Report - April, 2017

This Action Item was approved on the Consent Agenda.

MISCELLANEOUS CORRESPONDENCE ITEMS

ACTION REQUESTED: Receive and file the following correspondence:

b) Central Valley Regional Water Quality Control Board Notice of Public Workshop on June 1, 2017.

c) Land Conservation Committee meeting agenda for May 22, 2017.

d) Honey Lake Valley Resource Conservation District Regular Meeting Minutes for March 22, 2017.

- e) Lassen County Technical Advisory Committee Meeting agenda for Thursday, June 1, 2017.
- f) Honey Lake Valley Resource Conservation District Watermaster Advisory Committee meeting cancelled for June 8, 2017.
- g) Lassen Transit Service Agency special meeting agenda for Monday, June 5, 2017.
- h) Lassen County Transportation Commission special meeting agenda for Monday, June 5, 2017.
- i) Lassen County Behavioral Health Advisory Board meeting agenda for June 12, 2017.
- j) Lassen County Planning Commission Board Meeting Agenda for June 7, 2017.
- k) Application for Alcohol Beverage License for Big Valley Roundup LLC, located at 109 Bridge St, Bieber, CA 96009.

Attachments: Misc Corr

These Reports were approved on the Consent Agenda.

DEPARTMENT REPORTS

BOARD OF SUPERVISORS

LASSEN COUNTY OFFICE OF EDUCATION CONTRACT AMENDMENT
SUBJECT: Amendment of Agreement to provide network and technology services and support between the County of Lassen and the Lassen County Office of Education.

FISCAL IMPACT: Paid from the Internal Services Department Budget/Fund Unit No. 104-0322; the Capital Projects Fund/Budget Unit No. 151-1511; or other County Departments as needed.

ACTION REQUESTED: 1) Approve Amendment of Agreement for network and technology services and support between the County of Lassen and the Lassen County Office of Education in the amount not to exceed \$140,000; and 2) authorize the CAO to sign.

Attachments: G5 001

CAO Egan gave an explanation of the Lassen County Office of Education Contract Amendment. Discussion was held.

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

Aye: 4 - Gallagher, Teeter, Hemphill and Albaugh

Absent: 1 - Hammond

HEALTH AND SOCIAL SERVICES

BEHAVIORAL HEALTH

SUBJECT: Reclassification of Behavioral Health Clinical Supervisor

positions.

FISCAL IMPACT: There is no fiscal impact. All four positions are paid at Management Professional Association (MPA) Range 30.

ACTION REQUESTED: Approve.

Attachments: BOS Reclass BH Clinical Supervisor Positions

Director of Health and Social Services Melody Brawley gave a detailed presentation on the classification of Behavioral Health's clinical supervisor positions. Discussion was held.

Supervisor Hemphill was absent from 9:59 a.m. - 10:00 a.m.

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

Aye: 3 - Gallagher, Teeter and Albaugh

Absent: 2 - Hemphill and Hammond

MISCELLANEOUS CORRESPONDENCE ITEMS

Item# G14 a) Central Valley Regional Water Quality Control Board meeting agenda.

Supervisor Albaugh had questions and expressed concerns of the Central Valley Regional Water Quality Control Board meeting agenda. Discussion was held.

SPEAKER: Agriculture Commissioner Craig Hemphill.

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

Aye: 4 - Gallagher, Teeter, Hemphill and Albaugh

Absent: 1 - Hammond

BOARD OF SUPERVISORS

DOYLE SHELL GAS STATION

SUBJECT: Make determination of whether the ability to sell liquor at the Shell Gas Station in Doyle, CA (745-750 Rachel Drive Doyle, CA) would serve a public convenience or necessity for purposes of an application for licensure before the department of Alcoholic Beverage Control.

FISCAL IMPACT: None. ACTION REQUESTED: 1) Adopt resolution; or 2) provide direction to staff.

Attachments: Shell Packet

CAO Egan gave a brief description of the item that was heard and denied at a prior Board of Supervisors meeting and requested the Board to reconsider item. Brief discussion was held.

SPEAKER: Sunny Singh. Mr. Singh provided a signed petition.

A motion was made by Supervisor Hemphill, seconded by Supervisor Teeter, that Resolution No. 17-040 be adopted. The motion carried by the following vote:

Aye: 3 - Gallagher, Teeter and Hemphill

Nay: 1 - Albaugh

Absent: 1 - Hammond

COUNTY COUNSEL

COUNTY CODE SUBSECTIONS REPEAL

SUBJECT: Subject: Repeal of Subsections 10.12.050, 10.12.060, 10.12.070 (establishing vehicular weight limitations on certain identified County roads), Chapter 10.24 (Chapter creating position of traffic officer, designating duties and powers of arrest), and Chapter 10.36 (establishing stop and look requirements for school buses and other conveyances at railroad crossings) of the Lassen County Code.

FISCAL IMPACT: None.

ACTION REQUESTED: 1) Introduce ordinance (repealer); and read (or waive reading); and/or 2) provide direction to staff.

Attachments: 0598 001

County Counsel Burns gave a description of the repeal of specific County Code Subsections. Discussion was held.

A motion was made by Supervisor Hemphill, seconded by Supervisor Gallagher, that this Ordinance be introduced and waive the reading. The motion carried by the following vote:

Aye: 4 - Gallagher, Teeter, Hemphill and Albaugh

Absent: 1 - Hammond

RECESS: 10:19 a.m. - 10:20 a.m.

PROPOSED AMENDMENT TO TITLE 19 OF LASSEN COUNTY CODE

SUBJECT: Proposed amendment to Title 19 of Lassen County Code defining allowable cannabis activities in Lassen County (banning all commercial cannabis activities and allowing certain non-commercial cultivation activities).

FISCAL IMPACT: Unknown.

ACTION REQUESTED: 1) Introduce and read (or waive reading); and/or 2) provide direction to staff.

Attachments: H3

County Counsel Burns discussed an amendment to Title 19 of the Lassen County Code that was previously presented at a Board of Supervisors meeting in April 2017. Extensive discussion was held. Supervisor Albaugh tabled this item at 10:48 a.m. due to Time Certains and would bring the item back for discussion.

CAO Egan absent: 10:29 a.m. - 10:31 a.m.

This Action Item was continued to 11:28 a.m.

MATTERS SET FOR TIME CERTAIN

RECESS: 10:19 a.m. - 10:29 a.m.

10:45 a.m. NORCAL EMS

SUBJECT: Modification of Agreement for EMS Services between Northern California EMS, Inc. (NorCal EMS), and Lassen County establishing terms and conditions for NorCal EMS to act as the Local EMS Agency for Lassen County for the term of July 1, 2017 through June 30, 2018 in the amount of \$29,371.58.

FISCAL IMPACT: One annual payment of \$29,371.58 to be paid from Fund/Budget Unit No.100-0101.

ACTION REQUESTED: 1) Approve agreement; and 2) authorize the Chairman to sign.

Attachments: 170613 Admin time certain AG PKT-NORCALEMS

Dan Spies, Chief Executive Officer (CEO) for Northern California EMS, Inc. (NorCal EMS) gave a detailed presentation of the terms and conditions for NorCal EMS to act as the Local EMS Agency for Lassen County for the term of July 1, 2017 through June 30, 2018. Extensive discussion was held. This item was tabled to the Board of Supervisors meeting for June 20, 2017 due to a discrepancy in the agreement.

This Action Item was continued to the Board of Supervisors meeting scheduled June 20, 2017.

11:00 a.m. CALTRANS

SUBJECT: Caltrans US 395 Transportation Concept Report (TCR) presentation.

FISCAL IMPACT: None.

ACTION REQUESTED: Receive presentation.

Attachments: Admin - 170613 Ag pkt-CaltrsTCR

Trina Blanchett from the Caltrans office of System Planning gave a detailed presentation of the Caltrans US 395 Transportation Concept Report (TCR). Extensive discussion was held.

Supervisor Hemphill absent: 11:22 a.m. - 11:23 a.m.

PUBLIC COMMENT

Carol Ross: Discussed current cleanup in Westwood.

Supervisor Hemphill was absent from 11:22 - 11:23.

DEPARTMENT REPORTS - Continued from 10:48 a.m.

PROPOSED AMENDMENT TO TITLE 19 OF LASSEN COUNTY CODE
SUBJECT: Proposed amendment to Title 19 of Lassen County Code defining allowable cannabis activities in Lassen County (banning all commercial cannabis activities and allowing certain non-commercial cultivation activities).
FISCAL IMPACT: Unknown.

ACTION REQUESTED: 1) Introduce and read (or waive reading); and/or 2) provide direction to staff.

Attachments: H3

Discussion was continued from 10:48 a.m.

SPEAKERS: Jeff Sheetz, CJ Johnson.

A motion was made by Supervisor Teeter, seconded by Supervisor Gallagher, that this Ordinance be introduced and waive reading. The motion carried by the following vote:

Aye: 3 - Gallagher, Teeter and Albaugh

Nay: 1 - Hemphill

Absent: 1 - Hammond

COUNTY ADMINISTRATIVE OFFICE

SUBJECT: INFORMATION FOR THE BOARD OF SUPERVISORS

CAO Egan reported: 1) NorCal EMS 2014/15 amendment change in compensation will be brought back next week; 2) Lassen County budget presentations will be tomorrow, June 14, 2017 at 8:30 a.m. and Thursday, June 15, 2017 at 9:00 a.m.; 3) brief discussion was held pertaining to wolves in Lassen County.

ADJOURNMENT

There being no further business, the meeting is adjourned at 11:57 a.m. in memory of Roy Conner, Dave Crawford, Don Baker and Bob Edwards.

Chairman of the Board of Supervisors

Date: _____

ATTEST:

Michele Yderraga, Deputy Clerk of the Board