



# Lassen County

G6

## Meeting Minutes Board of Supervisors

**DRAFT**

### *LASSEN COUNTY SUPERVISORS:*

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

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Tuesday, September 18, 2018

9:00 AM

Board Chambers  
707 Nevada Street  
Susanville, CA 96130

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### **9:00 A.M. CALL TO ORDER**

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

Supervisor Albaugh arrived at 9:05 a.m.

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

**Excuse:** 0

### **PUBLIC COMMENT**

Randy Meeks: Discussed the current issues and disagreements amongst the Clear Creek Community Services District board members and the constituents in Clear Creek.

### **ANNOUNCEMENT OF THE ITEMS TO BE DISCUSSED IN CLOSED SESSION**

CAO Egan announced the following:

- 1) Conference with Legal Counsel: Existing litigation pursuant to Subdivision (d)(1) of Government Code Section 54956.9: Charles Moore vs County of Lassen, Workers Compensation Appeals Board Case No. ADJ10605710; and Joseph Hetherton vs County of Lassen Workers Compensation Appeals Board Case No. ADJ10815648.
- 2) Conference with Labor Negotiator Richard Egan: May include the following bargaining units - a) United Public Employees of California (UPEC) , b) Management and Professional Association.

### **CLOSED SESSION**

Present: Supervisors Gallagher, Teeter, Hemphill, Albaugh and Hammond. Also Present: CAO Egan, County Counsel Burns, Deputy Clerk of the Board Yderraga, Deputy CAO Tony Shaw and Personnel/Risk Analyst Regina Schaap.

10:25 a.m.: RECESS

### **9:30 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 closed session would be continued to the end of the meeting.

**AGENDA APPROVAL, ADDITIONS AND/OR DELETIONS**

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

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

**PUBLIC COMMENTS**

None.

**UNAGENDIZED REPORTS BY BOARD MEMBERS**

Supervisor Albaugh: 1) Thanked CAO Egan for the reminder of the Regional Council Representatives of California (RCRC) meeting this week; 2) stated that he was feeling better.

Supervisor Teeter: 1) Attended a Lassen Plumas Sierra Community Action Agency (LPSCA) meeting; 2) attended a Planning and Service Area - Area Agency on Aging (PSA 2 AAA) meeting; and 3) requested to donate \$1000 from discretionary funds to the Lassen County Chamber of Commerce for Magical Country Christmas fireworks.

Supervisor Hammond: 1) Had a clean up in Leavitt Lake and a desert clean up; 2) thanked Planning and Building Services for doing a good with the applicant in Herlong regarding the medical clinic; 3) attended a Sierra Alliance meeting; and 4) the ribbon cutting ceremony for the solar project will be held on November 12, 2018.

Supervisor Hemphill: Nothing to report.

Supervisor Gallagher: 1) Congratulated Chris Moberg, Chris McNally and Brad Pon on their recent promotion to Sergeant at the Sheriff's Office; 2) recommended to attend the Concert on the Green that's going to be held this Saturday, September, 22, 2018, at 5:00 p.m. at the Historic Courthouse.

**INFORMATION/CONSENT CALENDAR****BOARD OF SUPERVISORS****Approval of the Consent Agenda**

**A motion was made by Supervisor Albaugh, seconded by Supervisor**

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

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

SUPERVISOR HEMPHILL

SUBJECT: Accept cash donation in the amount of \$1,014.45 for repairs and improvements made at Janesville Park.

FISCAL IMPACT: Increase of \$1,014.45 to the General Fund.

ACTION REQUESTED: Accept the donation for Fund/Budget Unit No. 150.

Attachments: [Donation](#)

**This Action Item was approved on the Consent Agenda.**

COUNTY CLERK-RECORDER

MEETING MINUTES

SUBJECT: Approve minutes of September 11, 2018.

FISCAL IMPACT: None.

ACTION REQUESTED: Approve.

Attachments: [Draft Meeting Mins](#)

**These Minutes were approved on the Consent Agenda.**

PLANNING AND BUILDING SERVICES

COUNTY SURVEYOR

SUBJECT: Resolution to approve Parcel Map No. 2018-001, a Parcel Map for Tucker Associates, Inc., a California Corporation, for certain lands located in a portion of Section 5, Township 28 North, Range 13 East, Mount Diablo Base and Meridian.

FISCAL IMPACT: None.

ACTION REQUESTED: Adopt Resolution.

Attachments: [PB PM2018-001 Tucker 9-18-18pckt](#)

**This Resolution No. 18-064 was adopted on the Consent Agenda.**

PROBATION DEPARTMENT

MEMORANDUM OF UNDERSTANDING (MOU)

SUBJECT: The Board of Supervisors approve the MOU between the Fort Sage Unified, Lassen County Office of Education, Susanville School District, Westwood Unified 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 \$30,250.

ACTION REQUESTED: Approve the MOU for Fiscal Year 2018-19 between the above agencies.

Attachments: [prob](#)

**This Agreement was approved on the Consent Agenda.**

#### MISCELLANEOUS CORRESPONDENCE ITEMS

ACTION REQUESTED: Receive and file the following correspondence:

- a) Lassen County Behavioral Health Advisory Board meeting agenda for September 10, 2018.
- b) Lassen Transit Service Agency Regular Meeting Agenda for September 10, 2018.
- c) Lassen-Plumas-Sierra Community Action Agency Regular board of Directors Meeting for September 13, 2018.

Attachments: [Misc Corr](#)

**These Reports were received and filed on the Consent Agenda.**

#### DEPARTMENT REPORTS

##### COUNTY COUNSEL

##### RETIRED ANNUITANTS

SUBJECT: Hiring retired annuitants as county employees.

FISCAL IMPACT: Unknown.

ACTION REQUESTED: 1) Receive report; and 2) Discuss.

Attachments: [Retired Annuitants](#)

County Counsel Burns gave a detailed report of the policies and procedures of retired CalPers Annuitants working for the county after retirement. Discussion was held.

SPEAKERS: Sheriff/Coroner Dean Growdon.

#### MATTERS SET FOR TIME CERTAIN

##### PROCLAMATION

SUBJECT: Proclamation recognizing Kevin Camacho (Public Works) on his retirement from Lassen County.

FISCAL IMPACT: None.

ACTION: Adopt.

Attachments: [Proclamation 2018 -- Kevin Camacho](#)

Chief Fiscal Officer Health and Social Services Yvonne Smith stated that Kevin Camacho would not be present to receive his Proclamation.

**A motion was made by Supervisor Hemphill, seconded by Supervisor Albaugh, that this Proclamation be adopted. The motion carried by the following vote:**

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

10:01 A.M.: RECOGNITION COMMITTEE PRESENTATION

SUBJECT: 10 Year Awards: Kendra Lancaster (Child and Family Services); 15 Year Awards: Cynthia Raschein (Health and Social Services).

FISCAL IMPACT: None.

ACTION: Present awards.

Supervisor Gallagher recognized the following employees: 15 Years: Kendra Lancaster (Child and Family Services); 10 Years: Cynthia Raschein (Health and Social Services).

SPEAKERS: County Counsel Burns and Director of Community Social Services Jenna Aguilera.

## **DEPARTMENT REPORTS - Continued**

### AUDITOR'S OFFICE

2018-19 FISCAL YEAR (FY) PROPERTY TAX RATES AND LEVY RESOLUTION

SUBJECT: Resolution adopting the 2018-19 (FY) Tax Rates and Levy for Voter-approved Debt Service, Unitary Debt Service and Water-master Service.

FISCAL IMPACT: No additional cost to the General Fund.

ACTION REQUESTED: The Board of Supervisors adopt the resolution approving the 2018-19 (FY) Property Tax Rates and Levy for Voter-approved Debt Service, Unitary Debt Service, and Water-master Services Fees.

**Attachments:** [H1 Attach](#)

Supervisors Hemphill, Albaugh and CAO Egan recused themselves and were absent from 10:17 a.m. - 10:21 a.m.

County Counsel Burns explained to the Board that due to a conflict of interest with Ash Creek Water Master and Susan River Water Master, Supervisors Hemphill, Albaugh and CAO Egan needed to recuse themselves. County Counsel Burns continued to briefly discuss the fees associated with both Water Masters.

SPEAKERS: Auditor Diana Wemple.

**A motion was made by Supervisor Hammond, seconded by Supervisor Teeter, that this Resolution No. 18-065 be adopted. The motion carried by the following vote:**

**Aye:** 3 - Gallagher, Teeter and Hammond

**Recuse:** 2 - Hemphill and Albaugh

## PLANNING AND BUILDING SERVICES

## USE PERMIT FEE WAIVER

SUBJECT: Request on behalf of Elsie Taylor to waive the \$571 Class II Use Permit fee for a non-profit health clinic in accordance with Lassen County Code Section 3.18.100 (Request for Waiver or Refund of Application Fees). The project site is located at 742-450 Herlong Access Road, Herlong, CA 96113 (approximately 5 miles northeast of the intersection of Herlong Access Road and U.S. Highway 395). APN: 139-120-02 (File No. 335.01.01).

FISCAL IMPACT: Loss to the General Fund of \$571.

ACTION REQUESTED: That the Board waive the \$571 Class II Use Permit fee for Use Permit #2018-012, Taylor.

Attachments: [PB FeeRefundTaylor 9-18-18pckt](#)

Associate Planner Stefano Richichi gave a brief description of the fee waiver that was previously approved by the Board of Supervisors at a meeting earlier in the year regarding Elsie Taylor and the upcoming medical clinic in Herlong. Discussion was held. The Board agreed to take the fee waiver from Discretionary Funds from all five (5) Supervisors equally. Supervisor Hammond thanked the Board for their support.

**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, Teeter, Hemphill, Albaugh and Hammond

RECESS: 10:33 a.m. - 10:41 a.m.

## COUNTY ADMINISTRATIVE OFFICE

## CLEAR CREEK COMMUNITY SERVICES DISTRICT (CSD)

SUBJECT: Discussion regarding the breakdown of the Clear Creek CSD governing board and their ability to meet and continue to deliver water to their constituents.

FISCAL IMPACT: Unknown.

ACTION REQUESTED: 1) Receive report; and 2) provide direction to staff (including the possibility of making emergency payment to PGE for power bill to pump water in approximate amount of \$2000.00).

Supervisor Gallagher briefly discussed the issues with the Clear Creek Community Services District regarding water being provided to the constituents. CAO Egan gave a briefing on the current turmoil within the District. Extensive discussion was held.

SPEAKERS: Randy Meeks, Barbara Jiouenetta and Judy Cooper.

## SUBJECT: INFORMATION FOR THE BOARD OF SUPERVISORS

CAO Egan reported he will be attending the Regional Council Representatives of California (RCRC).

## CLOSED SESSION - Continued

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

Closed session was held from 11:13 a.m. - 11:46 a.m.

CAO Egan announced the following:

1) Conference with Legal Counsel: Existing litigation pursuant to Subdivision (d)(1) of Government Code Section 54956.9: Charles Moore vs County of Lassen, Workers Compensation Appeals Board Case No. ADJ10605710; and Joseph Hetherton vs County of Lassen Workers Compensation Appeals Board Case No. ADJ10815648.

No reportable action.

2) Conference with Labor Negotiator Richard Egan: May include the following bargaining units - a) United Public Employees of California (UPEC) , b) Management and Professional Association.

No reportable action.

**ADJOURNMENT**

There being no further business, the meeting is adjourned at 11:47 a.m.

\_\_\_\_\_  
Chairman of the Board of Supervisors

Date: \_\_\_\_\_

ATTEST:

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Michele Yderraga, Deputy Clerk of the Board