



Lassen County

G5

Meeting Minutes Board of Supervisors

DRAFT

LASSEN COUNTY SUPERVISORS:

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

Tuesday, November 17, 2020

9:00 AM

Veterans Memorial Hall
1205 Main Street
Susanville, CA 96130

9:00 A.M. CALL TO ORDER

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

Supervisor Gallagher was absent by pre-arrangement.

Present: 4 - Jeff Hemphill, David Teeter, Aaron Albaugh and Tom Hammond

Absent: 1 - Chris Gallagher

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: Significant exposure to Litigation Pursuant to Subdivision (d)(2) of Government Code Section 54956.9 (if needed).
- 2) Employee performance evaluation: County Counsel

CLOSED SESSION

Closed session was held from 9:01 a.m. - 9:29 a.m.

Present: Supervisors Teeter, Hemphill and Albaugh. Also Present: CAO Egan, County Counsel Burns, Deputy Clerk of the Board Yderraga, Planning and Building Services Director Maury Anderson, Assistant Planning and Building Services Director Gaylon Norwood, and Senior Planner Stefano Richichi.

Supervisor Hammond recused himself and was absent from 9:01 a.m. - 9:29 a.m.

Deputy Clerk of the Board Yderraga was absent from 9:13 a.m. - 9:15 a.m.

RECESS: 9:29 a.m. - 9:33 a.m.

9:33 A.M. OPENING CEREMONIES

Pledge of Allegiance and Invocation

After the flag salute invocation was offered by Supervisor Teeter.

ANNOUNCEMENT OF ITEMS DISCUSSED IN CLOSED SESSION

Supervisor Teeter announced closed session would be continued at the end of the meeting.

AGENDA APPROVAL, ADDITIONS AND/OR DELETIONS

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

Aye: 4 - Hemphill, Teeter, Albaugh and Hammond

Absent: 1 - Gallagher

PUBLIC COMMENTS

District Attorney (DA) Melyssah Rios: Gave an update on the end of year status for the DA's office.

UNAGENDIZED REPORTS BY BOARD MEMBERS

Supervisor Hammond: 1) Had a town cleanup in Doyle; 2) will be having a town cleanup in Leavitt Lake; 3) attended a Solid Waste meeting; 4) requested to have a Solid Waste discussion agendized.

Supervisor Albaugh: Nothing to report.

Supervisor Hemphill: 1) attended a car rally for the veterans; 2) attended a Norcal EMS meeting.

Supervisor Teeter: Briefly discussed COVID-19.

INFORMATION/CONSENT CALENDAR

AUDITOR'S OFFICE

Approval of the Consent Agenda

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

Aye: 4 - Hemphill, Teeter, Albaugh and Hammond

Absent: 1 - Gallagher

FUND BALANCES

SUBJECT: Treasurer's Fund Balance Report and Auditor's verification for the month of October, 2020.

FISCAL IMPACT: None.

ACTION: Receive and file.

Attachments: [LASSEN COUNTY FUND BALANCES 10-31-2020](#)

This Report was received and filed on the Consent Agenda.

COUNTY ADMINISTRATIVE OFFICE

PERSONNEL REPORT

SUBJECT: Personnel Movement Report for September, 2020.

FISCAL IMPACT: None.

ACTION: Receive and file.

Attachments: [Personnel Report](#)

This Report was received and filed on the Consent Agenda.

INJURY ILLNESS AND PREVENTION POLICY (IIPP)

SUBJECT: Updates to the Lassen County IIPP including the Covid-19 Addendum.

FISCAL IMPACT: None.

ACTION REQUESTED: Review and approve updates to the Lassen County IIPP policy including the Covid-19 Addendum.

Attachments: [IIPP](#)

This Action Item was approved on the Consent Agenda.

COUNTY CLERK-RECORDER

MINUTES

SUBJECT: Meeting Minutes of October 13, 2020.

FISCAL IMPACT: None.

ACTION REQUESTED: Approve.

Attachments: [DRAFT MINS 2020-10-13](#)

These Minutes were approved on the Consent Agenda.

FAIR

THIS ITEM WAS PULLED FROM THE AGENDA.

This Action Item was approved on the Consent Agenda.

OFFICE OF EMERGENCY SERVICES

SHEEP FIRE

SUBJECT: Resolution authorizing the County Administrative Officer or his designee to prepare and submit a Notice of Interest (NOI) for FEMA Hazard Mitigation Grant Program (HMGP) funding to mitigate the impact of severe storms and subsequent flooding downstream from the Sheep Fire.

FISCAL IMPACT: To be determined.

ACTION REQUESTED: Approve Resolution.

Attachments: [OES Hazard Mitigation Packet](#)

This Resolution No. 20-048 was adopted on the Consent Agenda.

TREASURER/TAX COLLECTOR

PORTFOLIO

SUBJECT: Treasurer's Investment Report for October, 2020.

FISCAL IMPACT: None.

ACTION: Receive and file.

Attachments: [LASSEN COUNTY PORTFOLIO 10-31-2020](#)

This Report was received and filed on the Consent Agenda.

MISCELLANEOUS CORRESPONDENCE ITEMS

ACTION REQUESTED: Receive and file the following correspondence:

- a) Lassen County Planning Commission Meeting agenda for November 3, 2020.
- b) Susanville City Council Special Meeting agenda for November 4, 2020.
- c) Lassen County Technical Advisory Committee Meeting Agenda for November 5, 2020.
- d) Lassen County Behavioral Health Advisory Board meeting agenda for November 9, 2020.
- e) Lassen Transit Service Agency Meeting Agenda for November 9, 2020.
- f) Notice of Cancellation - Susanville City Council Meeting Regular Meeting November 18, 2020.

Attachments: [MISC CORR](#)

These Reports were received and filed on the Consent Agenda.

DEPARTMENT REPORTS

COUNTY COUNSEL

CONFLICT OF INTEREST

SUBJECT: Adoption of Conflict of Interest Code(s).

FISCAL IMPACT: None.

ACTION REQUESTED: 1) Review the changes to the conflict of interest code as submitted; and 2) adopt the resolution updating the Conflict of Interest code; and/or 3) provide direction to staff.

Attachments: [COCO 2019 Conflict of Interest Code](#)
[2020 Draft Lassen County Conflict of Interest Code](#)

County Counsel Burns informed the Board this item is an annual review item. County Counsel Burns stated there had been changes to re-organizations and classifications. There was a minimal amount of language change due to Fair Political Practices Commission (FPPC) changing their language. FPPC language was used in the updated Conflict of Interest code. Brief discussion was held.

A motion was made by Supervisor Hemphill, seconded by Supervisor Hammond, that this Resolution No. 20-049 be adopted. The motion carried by the following vote:

Aye: 4 - Hemphill, Teeter, Albaugh and Hammond

Absent: 1 - Gallagher

COUNTY ADMINISTRATIVE OFFICE

BUDGET ALLOCATION

SUBJECT: Fiscal Year 2019/2020 budget allocation increase for Fund/Budget Unit No. 100-0141 and 538-5381.

FISCAL IMPACT: Decrease to fund balances.

ACTION REQUESTED: Increase budget allocation for Fund/Budget Unit No 100-0141 by \$7,000 and increase budget allocation for Fund/Budget Unit No 538-5381 by \$2,000 for Fiscal Year 2019/2020. (4/5 vote).

Attachments: [201117 Budget Allocations](#)

CAO Egan stated this item was to consolidate 2019/2020 Fiscal Year (FY) budget with 2020/2021 FY budget. There were two budgets after a final reconciliation from last fiscal year. Expenditures, appropriations, and fund balances that were there exceeded the amount requested and asked the Board to retroactive County Counsel budget and Honey Lake Television (HLTV) budget. Brief discussion was held.

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

Aye: 4 - Hemphill, Teeter, Albaugh and Hammond

Absent: 1 - Gallagher

PLANNING AND BUILDING SERVICES

ELECTRIC VEHICLE CHARGING SYSTEMS

SUBJECT: The proposed ordinance would add chapter 12.10 (Electric Vehicle Charging Systems) to the Lassen County Code to create an expedited permitting process for electric vehicle charging stations as required by Government Code Section 65850.7 (AB 1236).

FISCAL IMPACT: Minor impact due to staff training and implementation; otherwise no General Fund impact.

ACTION REQUESTED: 1) Receive Report; and 2) introduce the ordinance and read (or waive); and 3) continue until December 8, 2020 for adoption.

Attachments: [Rural County Representatives of California - Electric Vehicle Charging Stations](#)
[PB Elec Chg Syst Attach](#)
[PB Elec Chg System Attach 2](#)

Assistant Planning and Building Services Director Gaylon Norwood informed the Board Supervisor Albaugh and Regional Council Representatives of California (RCRC) had requested to have this item agendaized. Assistant Director Norwood gave a brief overview of the Electric Vehicle Charging Systems and discussed possible requirements and designs that would need to be approved by Planning and Building Director Maury Anderson. Assistant Director Norwood stated there were not any charging stations in the county. Supervisor Teeter stated there were charging stations within the city limits. Two charging stations at the Red Lion Hotel and one at Diamond Mountain Casino.

SPEAKERS: Gary Felt.

A motion was made by Supervisor Albaugh, seconded by Supervisor Teeter, to introduce the Ordinance and waive the reading. The motion carried by the following vote:

Aye: 3 - Teeter, Albaugh and Hammond

Nay: 1 - Hemphill

Absent: 1 - Gallagher

MATTERS SET FOR TIME CERTAIN**RECOGNITION COMMITTEE**

SUBJECT: Recognition Committee Award Presentation for November.

FISCAL IMPACT: None.

ACTION REQUESTED: Present Recognition Award to: 10 Years: Rebecca Jordan (Behavioral Health); 15 Years: Mary Ann Gollnick (Cooperative Extension).

LASSEN NATIONAL FOREST

SUBJECT: Information from the Lassen National Forest regarding post-wildfire timber salvage efforts.

FISCAL IMPACT: None.

ACTION REQUESTED: Receive information.

Deb Bumpass from Lassen National Forest gave an extensive presentation regarding the Sheep and Hog fires in Lassen County which included rehab and salvage of timber, road repair, fire lines, equipment and strategy for debris removal, water bars and cost of the fires. Discussion was held.

Supervisor Hemphill was absent from 10:36 a.m. - 10:37 a.m.

PUBLIC HEARINGS

10:10 a.m.: BOARD OF SUPERVISORS

SUBJECT: Resolution providing recommendations to the California Department of Fish and Wildlife for compensating Californians for damages and losses caused by the California Endangered Species Act protected gray wolf in California, as proposed by the Lassen County Fish and Game Commission.

FISCAL IMPACT: None.

ACTION REQUESTED: Approve Resolution.

Attachments: [Gray Wolf Resolution](#)

Deputy CAO Tony Shaw informed the Board the Lassen County Fish and Game Commission met several times and developed recommendations on wolf compensation. Deputy Shaw stated there were three components of compensation for losses of livestock and pets by gray wolves. Mountain lions were also causing deprivations of livestock and pets in California and should include bears. Discussion was held. Supervisor Hemphill requested to have No. 4 of the Resolution revised to read as, "local government agency representatives". The Board agreed.

SPEAKERS: Taylor Hagata, Brad Hansen, Lee Bailey, Gary Felt, Ken Laudon.

A motion was made by Supervisor Hemphill, seconded by Supervisor Hammond, that this Resolution No. 20-050 be adopted. The motion carried by the following vote:

Aye: 4 - Hemphill, Teeter, Albaugh and Hammond

Absent: 1 - Gallagher

PUBLIC WORKS / ROAD DEPARTMENT

SUBJECT: Resolution to abandon/vacate a segment of Johnson Road (County Road 220).

FISCAL IMPACT: Potential minor reduction in Highway Users Gas Tax revenue to Fund/Budget Unit No. 122-1221. Reduction in revenue would be offset by deletion of County's maintenance responsibility and associated liability for road segment.

ACTION REQUESTED: 1) Conduct Public Hearing; and 2) adopt resolution.

Attachments: [PW Attach](#)

Director of Public Works Pete Heimbigner gave a brief overview of the item and informed the Board this was the final step where they would abandon the segment of Johnson Road by resolution. Brief discussion was held.

A motion was made by Supervisor Hammond, seconded by Supervisor Hemphill, that this Resolution No. 20-051 be adopted. The motion carried by the following vote:

Aye: 4 - Hemphill, Teeter, Albaugh and Hammond

Absent: 1 - Gallagher

DEPARTMENT REPORTS - CONTINUED

BOARD OF SUPERVISORS

SUBJECT: Follow-up letter from the Board to Governor Gavin Newsom requesting a response to the Board's August 11, 2020, letter requesting that the January 31, 2022, deadline to prepare a Groundwater Sustainability Plan for the Big Valley Groundwater Basin be extended as a result of difficulties the Groundwater Sustainability Agency is having conducting public outreach during the COVID-19 pandemic.

FISCAL IMPACT: None.

ACTION REQUESTED: Authorize the Chairman to sign.

Attachments: [BOS 11-17-20 Packet](#)

Assistant Director of Planning and Building Services Gaylon Norwood informed the Board due to COVID-19 and the fires, they were unable to hold Big Valley Water Basin meetings, therefore not receiving an answer to the letter. This is the follow up letter and requested an extension. Assistant Director Norwood reminded the Board the letter being presented is a follow-up letter as to why Governor Newsom hasn't responded to the first letter. Discussion was held.

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

Aye: 4 - Hemphill, Teeter, Albaugh and Hammond

Absent: 1 - Gallagher

COUNTY ADMINISTRATIVE OFFICE

SUBJECT: INFORMATION FOR THE BOARD OF SUPERVISORS

CAO Egan reported: Will be scheduling a special meeting for an election issue that would need to be resolved and to screen the fair management applicants.

CLOSED SESSION

Closed session was held from 11:40 a.m. - 11:52 a.m.

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

Supervisor Hammond recused himself and was absent for the remainder of day at 11:48 a.m.

Supervisor Gallagher was absent by pre-arrangement.

ANNOUNCEMENT OF ITEMS DISCUSSED IN CLOSED SESSION

Supervisor Teeter announced the following closed session items:

1) Conference with Legal Counsel: Significant exposure to Litigation Pursuant to Subdivision (d)(2) of Government Code Section 54956.9.

No reportable action.

2) Employee performance evaluation: County Counsel

No reportable action.

ADJOURNMENT

There being no further business, the meeting is adjourned at 11:53 a.m.

Chairman of the Board of Supervisors

Date: _____

ATTEST:

Michele Yderraga, Deputy Clerk of the Board