



Lassen County

Meeting Minutes Board of Supervisors

DRAFT

LASSEN COUNTY SUPERVISORS:

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

Tuesday, May 25, 2021

9:00 AM

Board Chambers
707 Nevada Street
Susanville, CA 96130

9:11 A.M. CALL TO ORDER

Present: Supervisors Albaugh, Gallagher, Bridges, and Hemphill. Also Present: Deputy County Administrative Officer (CAO) Tony Shaw, County Counsel Amanda Uhrhammer, and Deputy Clerk of the Board Michele Yderraga.

Supervisor Hammond was absent by prearrangement.
CAO Richard Egan was absent by prearrangement.

Present: 4 - Chris Gallagher, Gary Bridges, Jeff Hemphill and Aaron Albaugh

Absent: 1 - Tom Hammond

Excuse: 0

PUBLIC COMMENT

Pacific Gas & Electric (PG&E) Representative Dan Blair: Discussed PG&E and wildfires.

ANNOUNCEMENT OF THE ITEMS TO BE DISCUSSED IN CLOSED SESSION

County Counsel Uhrhammer 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.
- 2) Conference with Labor Negotiator Richard Egan: May include the following bargaining units - a) Lassen County Peace Officers Assn. (LCPOA), b) Lassen County Peace Officers Supervisors Assn. (LCPOSA), c) Lassen County Peace Officers Management Assn. (LCPOMA), d) Lassen County Deputy Sheriffs Association (LCDSA).

CLOSED SESSION

Closed session was held from 9:23 a.m. - 9:33 a.m.

Present: Supervisors Albaugh, Gallagher, Bridges, and Hemphill. Also present: Deputy CAO Shaw, County Counsel Uhrhammer, and Deputy Clerk of the Board Yderraga.

Personnel/Risk Analyst Regina Schaap was present from 9:23 a.m. - 9:27 a.m.

Supervisor Hammond was absent by prearrangement.
CAO Egan was absent by prearrangement.

RECESS: 9:27 a.m. - 9:38 a.m.

9:38 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

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

No reportable action.

2) Conference with Labor Negotiator Richard Egan: May include the following bargaining units - a) Lassen County Peace Officers Assn. (LCPOA), b) Lassen County Peace Officers Supervisors Assn. (LCPOSA), c) Lassen County Peace Officers Management Assn. (LCPOMA), d) Lassen County Deputy Sheriffs Association (LCDSA).

Direction was provided to staff.

AGENDA APPROVAL, ADDITIONS AND/OR DELETIONS

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

Aye: 4 - Gallagher, Bridges, Hemphill and Albaugh

Absent: 1 - Hammond

PUBLIC COMMENTS

Curtis Bortle: Discussed the Cannabis Ad hoc Committee.

UNAGENDIZED REPORTS BY BOARD MEMBERS

Supervisor Hemphill: Will be attending a Sierra Alliance meeting on May 26, 2021.

Supervisor Bridges: 1) Spoke with the Fair Manager regarding the current plexiglas in the handicap area of the grandstands; 2) grandson will be graduating high school this upcoming weekend; 3) will be out of town June 2nd - 6th, 2021; 4) will be having a town hall meeting on Thursday, May 27, 2021, at Jensen Hall.

Supervisor Gallagher: 1) Daughter will be graduating High School on May 28, 2021; 2) there will be a green waste event in Spalding the weekend of May 28,

2021; 3) there will be a town clean up in Westwood on June 5, 2021; 4) preparing for fire season.

Supervisor Albaugh: 1) Attended a Big Valley Groundwater Advisory Committee (BVAC) meeting; 2) spoke with County Counsel Uhrhammer and will be appointing the board for the commercial cannabis Ad hoc committee. County Counsel Uhrhammer will give an explanation of procedure for the committee after the appointments.

County Counsel Uhrhammer stated the actual Ad hoc Committee is going to be comprised of just the board members and they will work with staff and the public.

Supervisor Albaugh appointed the following Ad hoc Committee members: Lassen County Board of Supervisors: Supervisor Bridges and Supervisor Gallagher; members of Lassen County staff: Agricultural Commissioner Craig Hemphill, Director of Planning and Building Services Maury Anderson, and Sheriff/Coroner Dean Growdon; members of the public: Tom Neely and Nick Tiax.

County Counsel Uhrhammer gave a detailed overview of rules and procedures that apply to the Ad hoc Committee, per the Brown Act.

BOARDS AND COMMISSIONS

LASSEN COUNTY FISH AND GAME COMMISSION

- a) Resolution No. 80/81-104
- b) Term to Expire on 3/31/2023
- 1) SUPERVISOR DISTRICT THREE
 - i. Primary (Appoint Jesse Midgley)

Attachments: [F&G Attach](#)

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

Aye: 4 - Gallagher, Bridges, Hemphill and Albaugh

Absent: 1 - Hammond

STANDISH-LITCHFIELD FIRE PROTECTION DISTRICT APPOINTMENT

SUBJECT: Vacancy on the Standish-Litchfield Fire Protection District Board created by the expiration of appointed terms.

FISCAL IMPACT: None.

ACTION REQUESTED: Consider appointing Jon Olson; term expiration 12/6/2024.

Attachments: [SLFPD Attach](#)

A motion was made by Supervisor Hemphill, seconded by Supervisor

Gallagher, that this Appointment be approved. The motion carried by the following vote:

Aye: 4 - Gallagher, Bridges, Hemphill and Albaugh

Absent: 1 - Hammond

INFORMATION/CONSENT CALENDAR

Supervisor Albaugh requested to pull Item# G8 - Public Health, for further discussion.

Approval of the Consent Agenda

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

Aye: 4 - Gallagher, Bridges, Hemphill and Albaugh

Absent: 1 - Hammond

CHILD SUPPORT SERVICES

AGREEMENT

SUBJECT: Request the Board of Supervisors to approve the State 2021/2022 Fiscal Year (FY) agreement between the Department and Law Office of Jessica Ryan Keeney in the amount of \$95,000 per year.

FISCAL IMPACT: There is no fiscal impact to the General Fund; there is no net increase to appropriations.

ACTION REQUESTED: 1) Approve the agreement with the Law Office of Jessica Ryan Keeney; and 2) authorize the County Administrator Officer to execute the contract on behalf of the Board.

Attachments: [DCSS Attach](#)

This Action Item was approved on the Consent Agenda.

COUNTY ADMINISTRATIVE OFFICE

PRISON TRIAL COSTS REIMBURSEMENT PROGRAM ITEMS

SUBJECT: Recap of CCC Prison and High Desert State Prison Trials Cost Reimbursement Billing for the months of July 2020, through April 2021.

FISCAL IMPACT: None.

ACTION REQUESTED: Receive and file.

Attachments: [Prison Trial Attach](#)

These Reports were received and filed on the Consent Agenda.

COUNTY CLERK-RECORDER

MINUTES

SUBJECT: Meeting Minutes of May 11, 2021.

FISCAL IMPACT: None.

ACTION REQUESTED: Approve.

Attachments: [DRAFT MINS](#)**These Minutes were approved on the Consent Agenda.**

MINUTES

SUBJECT: Special Meeting Minutes of May 11, 2021.

FISCAL IMPACT: None.

ACTION REQUESTED: Approve.

Attachments: [DRAFT SPEC MINS](#)**These Minutes were approved on the Consent Agenda.**

HEALTH AND SOCIAL SERVICES

RECLASSIFICATIONS

SUBJECT: Position Reclassifications

FISCAL IMPACT: There is no impact to the General Fund. Funds are budgeted within Health and Social Services Fund/Budget Unit No. 110-0721 to support both positions.

ACTION REQUESTED: Approve Reclassification of Compliance Officer and Contracts Coordinator.

Attachments: [BOS HSS Reclass Compliance & Contracts 05.25.21](#)**This Action item was approved on the Consent Agenda.**

AGREEMENT

SUBJECT: County-based Medi-Cal Administrative Activities (CMAA) Agreement #21-10011 with California Department of Health Care Services

FISCAL IMPACT: There is no impact to County General Fund. This is a revenue Agreement.

ACTION REQUESTED: 1) Approve Standard Agreement #21-10011 with DHCS, and 2) authorize the County Administrative Officer to execute the Agreement on the County's behalf.

Attachments: [BOS HSS CMAA #21-10011 05.25.21](#)**This Action Item was approved on the Consent Agenda.**

TREASURER/TAX COLLECTOR

DELEGATION OF AUTHORITY

SUBJECT: Approve Resolution renewing Delegation of Authority.

FISCAL IMPACT: None.

ACTION REQUESTED: 1) Approve the resolution renewing the Delegation of Authority to invest and reinvest funds of the County and the funds of other

Depositors in the County Treasury.

Attachments: [Tax RESOLUTION DEL AUTH 21-22](#)

This Resolution No. 21-018 was adopted on the Consent Agenda.

INVESTMENT POLICY

SUBJECT: Approve Investment Policy for 2021/2022 Fiscal Year (FY).

FISCAL IMPACT: None.

ACTION REQUESTED: 1) Approve the Lassen County Investmetn Policy for the 2021/2022 FY; and 2) adopt the resolution to approve the Lassen County Investment Policy for the 2021/2022 FY.

Attachments: [Tax INV POL 21-22](#)

[TaxRESOLUTION INV POL 21-22](#)

This Resolution No. 21-019 was adopted 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 May 17, 2021 Update.

b) Lassen Transit Service Agency Regular Meeting Agenda for May 10, 2021.

Attachments: [MISC CORR](#)

These Reports were received and filed on the Consent Agenda.

DEPARTMENT REPORTS

HEALTH AND SOCIAL SERVICES

PUBLIC HEALTH

SUBJECT: Modification of Agreement with Northern California Emergency Medical Services (EMS).

FISCAL IMPACT: There is no impact to County General Fund. This agreement is paid with Public Health Funds from Fund/Budget Unit No. 110-0731.

ACTION REQUESTED: 1) Approve the Modification of Agreement; and 2) authorize the Board of Supervisors Chairman and Clerk of the Board to execute the Agreement on the County's behalf.

Attachments: [BOS PH Nor Cal EMS 05.25.21](#)

Health and Social Services Assistant Director/Personnel Coordinator Danielle Sanchez informed the Board a modification of agreement was sent due to possible significant litigation for denial of applications. Per Federal law, they had to deny the applications based on the person's background. There is a large deductible of \$25,000. The agreement is shared between five counties, and

these counties, including Lassen County, have agreed to split the deductible by five which would be a cost of \$5,000 per county. This would be the modification to the agreement. Brief discussion was held.

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

Aye: 4 - Gallagher, Bridges, Hemphill and Albaugh

Absent: 1 - Hammond

AGRICULTURAL COMMISSIONER

PREDATORY ANIMAL

SUBJECT: Agricultural (Ag) and Predatory Animal Budget revisions.

FISCAL IMPACT: There is no direct impact to the General Fund as both are general funded programs.

ACTION REQUESTED: 1) Approve 2020/2021 Fiscal Year (FY) revisions to the following budgets: Decrease Ag Commissions Fund/Budget Unit No. 100-0601 by \$14,700 and increase Predatory Animal Fund/Budget Unit No. 100-0602 by \$14,700. (3/5 vote required).

Attachments: [Ag attach](#)

Agricultural Commissioner Craig Hemphill gave a brief overview of the action requested and stated the reason for change was due to a bill from the 2019-2020 Fiscal Year was submitted in the 2020/2021 FY. This is a quarterly bill, meaning there were only 3 payments made in the 2019/2020 FY and 5 payments will be made for the 2020/2021 FY. There is no impact to the general fund as appropriations were made in the 2019-2020 FY budget.

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, Bridges, Hemphill and Albaugh

Absent: 1 - Hammond

OFFICE OF EMERGENCY SERVICES

ADMINISTRATION

SUBJECT: Review proclamation of Local Emergency, Resolution No. 20-014 and the Local Health Emergency Regarding Novel Coronavirus (COVID-19), Resolution No. 20-015.

FISCAL IMPACT: Unknown.

ACTION REQUESTED: 1) Take no action and allow both local emergencies to expire; or 2) vote to terminate; or 3) provide other direction to staff.

Office of Emergency Services (OES) Chief Silas Rojas gave an overview of the

item and discussed the three options for both Proclamations of Local Emergency. Discussion was held regarding the different options. County Counsel Uhrhammer informed the Board the Lassen County Code allows for certain emergencies and can be ratified by the Board of Supervisors. If something arises, action can be taken. The Board agreed not to take any action and allow the Proclamations to sunset on June 19, 2021.

MATTERS SET FOR TIME CERTAIN

HEALTH AND SOCIAL SERVICES

SUBJECT: Predevelopment of a Memorandum of Understanding (MOU) between Danco Communities and the County of Lassen to begin predevelopment activities necessary to prepare an affordable housing development for No Place Like Home (NPLH) Program.

FISCAL IMPACT: There is no impact to the County General Fund. This is a No-Cost MOU.

ACTION REQUESTED: 1) Approve the MOU; and 2) authorize the Chairman, County Administrative Officer, and Director of Health and Social Services to execute the agreement.

Attachments: [BOS GLD Danco MOU NPLH 05.25.21](#)

Director of Community Social Services (CSS) Jenna Aguilera gave a brief overview of the item and introduced Chris Dart of Danco.

President of Danco Chris Dart gave a short background of his experience and a power point presentation which included various types of housing projects and developments. Supervisor Bridges asked which properties in Lassen County were being considered. Director Aguilera stated there were 20 - 30 properties through the City of Susanville that could be new construction, rehabilitated, or scattered throughout the city. Supervisor Albaugh asked for the definition of high quality construction. Mr. Dart stated all materials used in construction are higher quality materials that have a longer life span. The regulatory agreement for these properties are in fifty-five year periods and Danco maintains and is the property manager for all developments. All construction exceeds building code requirements. Supervisor Hemphill questioned the timeline for new construction for Lassen County. Mr Dart estimated 2023 to begin with an open date of 2024. Additional discussion was held pertaining to the MOU, prevailing wages, working locally, liability insurance and public input.

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

Aye: 4 - Gallagher, Bridges, Hemphill and Albaugh

Absent: 1 - Hammond

DEPARTMENT REPORTS - CONTINUED

CHILD SUPPORT SERVICES

PRESENTATION

SUBJECT: Request to present "Brandon's Story".

FISCAL IMPACT: None.

ACTION REQUESTED: Receive presentation.

Director of Child Support Services Kelley Cote introduced Brandon Guitterez, and discussed marketing and marketing to fathers and fathers who pay child support. Director Cote presented a video of Brandon Guitterez's story. Mr. Guitterez stated he had contacted Big Father Organization and the state agency from the communications team. These two organizations met with Mr. Guitterez to discuss marketing and how child support changes the culture. The movement is to change the way child support paying fathers are perceived and to reach out to other fathers to encourage them to take some control over their lives and financial health. Mr. Guiterrez also stated Department of Child Support Services (DCSS) was trying to form a father coalition to help other fathers understand the system and how to use it successfully. Discussion was held.

PUBLIC WORKS DEPARTMENT

TRANSPORTATION

SUBJECT: Resolution approving application for Off Highway Vehicle Grant.

FISCAL IMPACT: Grant application funding request is for project materials only in the amount of approximately \$200,000. The grant requires a match that will be in kind with staff and equipment used to implement the project.

ACTION REQUESTED: 1) Adopt Resolution, approving the applicant to apply for grant funds for the State of California, Department of Parks and Recreation, Off Highway Vehicle Grant Funds.

Attachments: [PW OHV Grant Attach](#)

Director of Public Works Pete Heimbigner informed the Board the resolution being presented was to apply for a grant to purchase 3/4 inch road base for a portion of Fort Sage Road. Deputy CAO Shaw briefly discussed economic development strategy for tourism development.

A motion was made by Supervisor Hemphill, seconded by Supervisor Bridges, that this Resolution No. 21-020 be adopted. The motion carried by the following vote:

Aye: 4 - Gallagher, Bridges, Hemphill and Albaugh

Absent: 1 - Hammond

HACKSTAFF ROAD BRIDGES

SUBJECT: Bid Award for Hackstaff Road Bridges 7C-12 & 7C-81 Replacement Project.

FISCAL IMPACT: Funding in the amount of \$7,970,000 is available in the approved 2020/21 Fiscal Year (FY) Road Construction Fund/Budget Unit No.

122-1222 with Federal reimbursement from Highway Bridge Program in the amount of \$7,970,000 (100%).

ACTION REQUESTED: That the Board of Supervisors: 1) Award the contract for "Hackstaff Road Bridges 7C-12 & 7C-81 Replacement Project" to Hat Creek Construction and Materials, Inc., the lowest bidder meeting the specifications in the amount of \$6,955,559; and 2) authorize the Director of Public Works to sign the agreement upon approval as to form by County Counsel; and 3) authorize the Director of Public Works to authorize Change Orders up to a "not-to-exceed" amount of \$700,000 (approximately 10%) or a total contract not-to-exceed cost of \$7,655,114.

Attachments: [Hackstaff Attach](#)

Director of Public Works Pete Heimbigner stated the funding would be for the construction of bridges 7C12 and 81. Funding has been allocated and should be a fully reimbursable project. Brief discussion was held.

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

Aye: 4 - Gallagher, Bridges, Hemphill and Albaugh

Absent: 1 - Hammond

COUNTY ADMINISTRATIVE OFFICE

SUBJECT: INFORMATION FOR THE BOARD OF SUPERVISORS

Deputy CAO Shaw reported: Will be attending a Trindel Board meeting on Thursday, May 27, 2021, and Friday, May 28, 2021. Anyone needing immediate assistance would need to contact the Executive Assistant to the CAO Samantha McMullen.

ADJOURNMENT

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

Chairman of the Board of Supervisors

Date: _____

ATTEST:

Michele Yderraga, Deputy Clerk of the Board