



Lassen County

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, April 11, 2017

9:00 AM

Board Chambers
707 Nevada Street
Susanville, CA 96130

9:00 A.M. CALL TO ORDER

PRESENT: Supervisors Chris Gallagher, David Teeter, Jeff Hemphill, Aaron Albaugh and Tom Hammond. Also present: County Administrative Officer (CAO) Richard Egan, County Counsel Robert Burns and Deputy Clerk of the Board Michele Yderraga.

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

Excuse: 0

PUBLIC COMMENT

Eddie Bauer: Discussed mosquito issue in Pine Town. Discussion was held.

CLOSED SESSION - Not needed.

RECESS: 9:09 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.

AGENDA APPROVAL, ADDITIONS AND/OR DELETIONS

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

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

PUBLIC COMMENTS

SPEAKERS:

Denise Pickens: Had questions regarding Board of Supervisor training.
Director of Big Valley Family Resource Center Christy Asmussen: Invited the Board to tour their new office.
Eileen Spencer: Commented on the Riverside Drive remodel.
Iona McCain: Commented on recent county audit.
Lassen County Fish and Game Commission Chairman Don Armentrout: Thanked county for good work on Riverside Drive remodel.

UNAGENDIZED REPORTS BY BOARD MEMBERS

Supervisor Hammond: 1) Missed the pool meeting; requested an update from Supervisor Teeter; 2) planning to organize a congressional tour for Sierra Army Depot.
Supervisor Hemphill: 1) Attended Lassen County Local Agency Formation Commission (LAFCo) meeting; 2) attended a Lassen County Transportation Commission meeting.
Supervisor Gallagher: 1) Attended the Welcome Home Vietnam event; 2) attended a town hall meeting in Westwood.
Supervisor Teeter: 1) Gave an update of the pool meeting; 2) attended a Planning and Service Area - Area Agency on Aging (PSA 2 AAA) meeting.
Supervisor Albaugh: 1) Attended a Lassen County Transportation Commission meeting; 2) thanked Supervisor Hemphill for sitting on the Lassen County Transportation Commission board.

INFORMATION/CONSENT CALENDAR

Approval of the Consent Agenda

Supervisor Albaugh pulled item# G3 Minutes and item# G8 Road Department Federal Lands Access Program Application-Janesville Grade.

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

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

BOARD OF SUPERVISORS

SUPERVISOR HAMMOND

SUBJECT: Request to designate \$200 to the Doyle Fire Department Easter Egg Hunt (March 28, 2017).

FISCAL IMPACT: Appropriation is included in the General Fund, Board of Supervisors budget (100-0011).

ACTION REQUESTED: Approve expenditure.

This Action Item was approved on the Consent Agenda.

ADMINISTRATIVE SERVICES

PERSONNEL REPORT

SUBJECT: Personnel Movement Report for February, 2017.
FISCAL IMPACT: None.
ACTION: Receive and file.

Attachments: [Personnel Report](#)

This Action Item was approved on the Consent Agenda.

HEALTH AND SOCIAL SERVICES

BEHAVIORAL HEALTH

SUBJECT: Request for approval to pay new employee at D Step.
FISCAL IMPACT: There is no impact to County General Fund. The position was budgeted for in the FY 16/17 Alcohol & Drug Budget #110-0771.
ACTION REQUESTED: Authorize Health & Social Services to start Behavioral Health Clinical Supervisor Michael Rabe at Mid-Management Range 30/Step D.

Attachments: [HSS - BOS BH New Employee Step D Request](#)

This Action Item was approved on the Consent Agenda.

PUBLIC HEALTH

PUBLIC HEALTH

SUBJECT: Agreement with California Department of Public Health (CDPH) for Administration of the AIDS Drug Assistance Program (ADAP) Enrollment Process for July 1, 2016 through June 30, 2019.
FISCAL IMPACT: There is no impact to County General Fund. This is a revenue Agreement.
ACTION REQUESTED: (1) Approve; (2) authorize the County Administrative Officer to sign.

Attachments: [HSS- BOS PH CDPH.ADAP Enrollment Renewal](#)

This Agreement was approved on the Consent Agenda.

PUBLIC WORKS DEPARTMENT

ROAD DEPARTMENT

SUBJECT: Lassen County Road Department Equipment Fleet
FISCAL IMPACT: None.
ACTION REQUESTED: 1) Receive report; 2) Provide any direction to staff.

Attachments: [Road Eqip Fleet](#)

This Report was received and filed on the Consent Agenda.

ROAD DEPARTMENT

SUBJECT: Fourth Amendment to Agreement between Lassen County and SHN Consulting Engineers and Geologists, Inc.
FISCAL IMPACT: The additional cost for this Fourth Amendment is \$37,810 which makes the maximum amount payable under this multi-year contract

\$177,585. Costs are split equally between Muddy Slough Bridge 7C-88 and Muddy Slough Bridge 7C-89 where funding is available in Road Construction Budget 122-1222. Federal Highway Bridge Program (HBP) funding is available for these projects on a 100% reimbursable basis. ACTION REQUESTED: 1) Approve the Fourth Amendment with SHN Consulting Engineers and Geologists, Inc., Redding, California; 2) Authorize the Public Works Director to sign.

Attachments: [Fourth Amend to Agreement](#)

This Action Item was approved on the Consent Agenda.

SHERIFF'S DEPARTMENT

ADMINISTRATION

SUBJECT: Change in classification of one Sergeant position to a Correctional Sergeant position.

FISCAL IMPACT: Limited cost savings based on the difference in the salary scales of the two bargaining units.

ACTION REQUESTED: Approve the change in classification of one Sergeant position in the Peace Officers Association (POA) Supervisors Unit at range 21, to a Correctional Sergeant position in the POA Unit B at range 21.

Attachments: [Sheriff 4-11-17](#)

This Action Item was approved on the Consent Agenda.

MISCELLANEOUS CORRESPONDENCE ITEMS

ACTION REQUESTED: Receive and file the following correspondence:

- a) Central Valley Regional Water Quality Control Board Meeting Agenda for Thursday April 6, 2017 and Friday, April 7, 2017.
- b) Planning and Service Area (PSA) 2 Area Agency on Aging Advisory Council Meeting for Friday, March 31, 2017.
- c) Lassen County Behavioral Health Advisory Board meeting agenda for April 10, 2017.
- d) Honey Lake Valley Resource Conservation District Regular Meeting Minutes (Closed Session) for January 25, 2017.
- e) Honey Lake Valley Resource Conservation District Regular Meeting Minutes (Closed Session) for February 22, 2017.
- f) Honey Lake Valley Resource Conservation District Regular Meeting Minutes for February 22, 2017.
- g) Honey Lake Valley Resource Conservation District Regular Meeting Minutes for January 25, 2017.
- h) Lassen Local Agency Formation Commission (LAFCo) Regular Meeting Agenda for April 10, 2017.
- i) Lassen Local Agency Formation Commission (LAFCo) Sphere of Influence (SOI) Draft April 2017.
- j) Lassen County Planning Commission Board Meeting Agenda for April 5,

2017.

Attachments: [G10](#)

These Reports were received and filed on the Consent Agenda.

DEPARTMENT REPORTS

COUNTY CLERK-RECORDER

MINUTES

SUBJECT: Meeting minutes of March 28, 2017.

FISCAL IMPACT: None.

ACTION REQUESTED: Approve.

Attachments: [Draft Minutes 3-28-17](#)

Supervisor Albaugh stated page 9 of the minutes needed rewording. Supervisor Gallagher stated page 2 of minutes needed clarification on a date.

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

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

PUBLIC WORKS DEPARTMENT

ROAD DEPARTMENT

SUBJECT: Federal Lands Access Program (Access Program)

Application-Janesville Grade.

FISCAL IMPACT: Access Program funding request in the amount of \$3,357,615 (\$2,972,496 (88.53%) federal and \$385,119 (11.47%) toll credit match funding).

ACTION REQUESTED: 1) Approve the submittal of an application for funding from the Federal Lands Access Program (Access Program) for the proposed Janesville Grade Improvement project; 2) Adopt Resolution; 3) Authorize the Public Works Director and/or the County Administrative Officer to sign application and necessary documentation.

Attachments: [Road Dept - Federal Lands](#)

Public Works Director Larry Millar explained Federal Lands Access Program and toll credits. Discussion was held.

A motion was made by Supervisor Hemphill, seconded by Supervisor Hammond, that this Resolution No. 17-021 be adopted. The motion carried by the following vote:

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

RECESS: 10:11 a.m. - 10:15 a.m.

MATTERS SET FOR TIME CERTAIN

PROBATION AND HEALTH & SOCIAL SERVICES

SUBJECT: Resolution for National Foster Care Month. The US Government and the State of California designate the month of May as National Foster Care Month. The attached resolution recognizes May as Foster Care Month in Lassen County.

FISCAL IMPACT: none.

ACTION REQUESTED: Adopt Resolution.

Attachments: [Probation Dept](#)

Child and Family Services Program Manager Lisa Chandler and Probation Officer Jennifer Branning gave a presentation on the month of May is National Foster Care Month. Discussion was held.

SPEAKER: Director of Health and Social Services Melody Brawley.

A motion was made by Supervisor Hemphill, seconded by Supervisor Hammond, that this Resolution No. 17-022 be adopted. The motion carried by the following vote:

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

DEPARTMENT REPORTS - Continued

ADMINISTRATIVE SERVICES ITEM

PERSONNEL

SUBJECT: An amendment to the 2015-2018 Management and Professional Association Memorandum of Understanding.

FISCAL IMPACT: There will be a reduction in the overtime paid by the Probation Department by allowing these employees to work 12 hour shifts and therefore a cost savings to the County.

ACTION REQUESTED: Approve amendment.

Attachments: [Personnel](#)

CAO Egan recommended that the Board adopt the amendment. Probation Officer Jennifer Branning explained the amendment to the Board. Discussion was held.

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

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

PLANNING AND BUILDING SERVICES

LASSEN LAND AND TRAILS TRUST

SUBJECT: Consider offering support to the Lassen Land and Trails Trust for an application to the California Department of Conservation and also to

the Natural Resources Conservation Service for a conservation easement on lands owned by Vicki and Robert Pyle. Assessor Parcel Numbers 116-510-23, 116-510-24, 116-510-33, 116-070-31, and 116-070-32. The project site is located west of Highway 36, approximately one mile south of the City of Susanville.

FISCAL IMPACT: Unknown.

ACTION REQUESTED: 1) Receive report; and 2) Consider adopting a resolution.

Attachments: [PBLassenLand4-11-17 pktRev](#)

Planning and Building Services Director Maurice Anderson explained the conservation easement for Bob and Vicky Pyle. Discussion was held.

SPEAKERS IN FAVOR: Amy Holman from Lassen Land and Trails Trust.
SPEAKERS OPPOSED: None.

CAO Egan recused himself from: 10:23 a.m. - 10:31 a.m.

A motion was made by Supervisor Gallagher, seconded by Supervisor Hammond, that this Resolution No. 17-023 be adopted. The motion carried by the following vote:

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

MATTERS SET FOR TIME CERTAIN - Continued

LASSEN COUNTY FISH AND GAME COMMISSION

SUBJECT: Resolution and cover letter regarding fine increase for poaching.

FISCAL IMPACT: Unknown.

ACTION REQUESTED: 1) Approve resolution; and 2) Provide direction to staff.

Attachments: [LC Fish and Game Commission](#)

Lassen County Fish and Game Commission Chairman Don Armentrout discussed information regarding poaching and increasing violation fees in Lassen County. Extensive discussion was held.

A motion was made by Supervisor Hemphill, seconded by Supervisor Hammond, that this Resolution No. 17-024 be adopted. The motion carried by the following vote:

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

LASSEN COUNTY FISH AND GAME COMMISSION

SUBJECT: Funding for the Fish and Game Commission.

FISCAL IMPACT: \$2000.

ACTION REQUESTED: Transfer \$2000 from the General Reserve Fund# 101-1101 to Fish and Game Commission Fund# 118-1181 (4/5 vote required).

Attachments: [Funding for Fish and Game Commission](#)

Lassen County Fish and Game Commission Chairman Don Armentrout gave

detailed description of outstanding debt owed. Discussion was held.

A motion was made by Supervisor Gallagher, 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: 11:01 a.m. - 11:06 a.m.

H. DEPARTMENT REPORTS - Continued

COUNTY COUNSEL

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) Receive staff report; and 2) Consider draft amendment to Title 19 of Lassen County Code; and 3) Propose changes; and 4) Introduce.

Attachments: [Ordinance](#)

County Counsel Burns presented an amendment to Title 19 and discussed the changes. Extensive discussion was held.

SPEAKERS: Jeff Sheetz, Joseph Turner, Randy Bach, Patricia Fern, Ryan Bach, Ana Mora, Lou Orring, Joseph Salia, Daren Hagata, Cathy Ritola, Justin Levitt, Gabriel Maya, Jason Engman, Iona McCain, Joel Stauffer, Tom Wasson, Jack Hansen, Planning and Building Services Director Maurice Anderson.

CAO Egan was absent from: 11:06 a.m. - 11:07 a.m.

Supervisor Hemphill was absent from: 12:48 p.m. - 12:49 p.m.

Supervisor Hammond was absent from: 1:15 p.m. - 1:16 p.m.

RECESS: 1:18 p.m.

The Board recessed at 1:18 p.m. to take up a previously scheduled Time Certain item at 2950 Riverside Drive.

RECONVENE: 1:37 p.m.

At 1:37 p.m. the Board reconvened at 2950 Riverside Drive to take up Time Certain item# D4 - Tour of 2950 Riverside Drive.

MATTERS SET FOR TIME CERTAIN - Continued

PUBLIC WORKS

SUBJECT: 2950 Riverside Drive Walk through.

FISCAL IMPACT: None.

ACTION REQUESTED: 1) Receive report on remodel project; and 2) tour facility.

Deputy Public Works Director for Facilities Peter Heimbigner gave detailed description of updates completed and guided a tour of the 2950 Riverside Drive building. Extensive discussion was held.

SPEAKERS: Chief Probation Officer Jennifer Branning, Child Support Services Director Kelley Cote.

Supervisor Hemphill departed at 1:51 p.m.

RECESS: 2:08 P.M.

RECONVENE: 2:33 p.m.

At 2:33 p.m. the Board reconvened at 707 Nevada Street to continue discussion of Item# H3 - Proposed Amendment to Title 19 of Lassen County Code.

DEPARTMENT REPORTS - Continued

COUNTY COUNSEL

PROPOSED AMENDMENT TO TITLE 19 OF LASSEN COUNTY CODE -
Continued

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) Receive staff report; and 2) Consider draft amendment to Title 19 of Lassen County Code; and 3) Propose changes; and 4) Introduce.

Attachments: [Ordinance](#)

County Counsel Burns distributed a revised amendment to Title 19 of the Lassen County Code. Discussion was continued.

A motion to introduce the ordinance with new language was made by Supervisor Gallagher, seconded by Supervisor Teeter. The motion carried by the following vote:

Aye: 3 - Gallagher, Teeter and Albaugh

Nay: 2 - Hemphill and Hammond

RECESS: 2:08 p.m. - 2:33 p.m.

SUBJECT: INFORMATION FOR THE BOARD OF SUPERVISORS

CAO Egan stated there was nothing to report.

ADJOURNMENT

There being no further business, the meeting is adjourned at 2:56 p.m. in memory of Pastor Bruce Ingle and Waylon Dowell.

Chairman of the Board of Supervisors

Date: _____

ATTEST:

Michele Yderraga, Deputy Clerk of the Board