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, October 10, 2017	**9:00 AM**	**Board Chambers** **707 Nevada Street** **Susanville, CA 96130**

9:30 A.M. OPENING CEREMONIES

Present: Supervisors Gallagher, 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.

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

Excuse: 0

Pledge of Allegiance and Invocation

After the flag salute invocation was offered by Supervisor Albaugh.

ANNOUNCEMENT OF ITEMS DISCUSSED IN CLOSED SESSION

Supervisor Albaugh announced closed session was not held.

AGENDA APPROVAL, ADDITIONS AND/OR DELETIONS

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

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

PUBLIC COMMENTS

Director of Public Health Jessica Jones: Gave an update of the recent viral meningitis outbreak.
Veterans of Foreign Wars of the U.S. Ron Woods: Discussed the upcoming event for Veterans Day in Lassen County.
Supervisor Gallagher: Read a poem titled "Forsaken" by Poet Laureate Violet Stout.
Supervisor Albaugh: Announced the Fair Board meeting would be held on October 10, 2017 at 5:30 p.m.

UNAGENDIZED REPORTS BY BOARD MEMBERS

Supervisor Hammond: 1) Toured the Leavitt Lake Project with Grants & Loans Program Manager Jenna Aguilera; 2) had a town hall meeting in Herlong; 3) thanked the Director of Health and Social Services Barbara Longo for attending the Herlong town hall meeting and the presentation she gave; 4) Monday, October 16, 2017 will be the Sierra Army Depot tour.
Supervisor Hemphill: 1) Attended a Lassen County Transportation Commission (LCTC) meeting; 2) visited Wemple's Pumpkin Patch; 3) attended the Rails to Trails event.
Supervisor Gallagher: 1) Had a town hall meeting in Westwood; 2) had a clean up day in Westwood.
Supervisor Teeter: 1) Attended a First 5 meeting; 2) attended a Depot 6 meeting; 3) attended the Rails to Trails event.
Supervisor Albaugh: 1) Attended a Lassen County Transportation Commission (LCTC) meeting; 2) attended the Regional Council Representatives of California (RCRC) meeting at Squaw Valley; 3) thanked Sheriff Dean Growdon and the Sheriff's Office for their efforts; 4) will not be present for the October 17, 2017 Board of Supervisors meeting and possibly for the meeting on October 24, 2017; 5) requested the Veterans Day Proclamations are ready prior to November for Susanville and Big Valley and to be agendized for the October 17, 2017 or October 24, 2017 Board of Supervisors meeting.

INFORMATION/CONSENT CALENDAR

BOARD OF SUPERVISORS

Approval of the Consent Agenda

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

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

PROCLAMATION
SUBJECT: Proclamation observing Freedom from Workplace Bullies Week October 15-21, 2017.
FISCAL IMPACT: None.
ACTION REQUESTED: Adopt Proclamation.

Attachments: Proclamation

This Proclamation was adopted on the Consent Agenda.

LASSEN COUNTY FISH AND GAME COMMISSION
SUBJECT: Appointment to Lassen County Fish and Game Commission.
FISCAL IMPACT: None.
ACTION REQUESTED: Appoint David Meserve of District 4 from Alternate

Member to Primary Member on the Lassen County Fish and Game Commission for the purpose of filling the vacancy and remainder of Don Armentrout's term expiring on March 31, 2021.

This Appointment was approved on the Consent Agenda.

LASSEN COUNTY CHILDREN AND FAMILIES COMMISSION (FIRST 5 LASSEN)
SUBJECT: Appointment to Lassen County Children and Families Commission (First 5 Lassen).
FISCAL IMPACT: None.
ACTION REQUESTED: Appoint Barbara Longo, Lassen County Director of Health and Social Services, as the Section 1 Representative to the Lassen County Children and Families Commission (First 5 Lassen) for the purpose of filling the vacancy and remainder of Melody Brawley's term expiring on January 10, 2021.

Attachments: First 5 Attach

This Appointment was approved on the Consent Agenda.

COUNTY ADMINISTRATIVE OFFICE

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

Attachments: Personnel Report

This Report was received and filed on the Consent Agenda.

COUNTY CLERK-RECORDER

MINUTES
SUBJECT: Meeting minutes of September 26, 2017.
FISCAL IMPACT: None.
ACTION REQUESTED: Approve.

Attachments: Draft Agenda Minutes

These Minutes were approved on the Consent Agenda.

HEALTH AND SOCIAL SERVICES

PUBLIC HEALTH
SUBJECT: Service Agreement with Shasta County to Facilitate Regional Epidemiological Activities.
FISCAL IMPACT: There is no impact to County General Funds. Costs are covered by Public Health funds.
ACTION REQUESTED: 1) Approve the Agreement; and 2) authorize the County Administrative Officer to execute the amendment.

Attachments: HSS BOS PH Shasta County Epidemiology 10.10.17

This Agreement was approved on the Consent Agenda.

HEALTH AND SOCIAL SERVICES
SUBJECT: California Department of Health Care Services Agreement Number 17-94078.
FISCAL IMPACT: There is no impact to County General Funds. This is a Revenue Agreement.
ACTION REQUESTED: 1) Approve the Agreement; and 2) authorize the County Administrative Officer to execute the amendment.

Attachments: BOS BH SUD Agreement 17-94078 10.10.17

This Agreement was approved on the Consent Agenda.

PUBLIC HEALTH
SUBJECT: Service Agreement with Plumas County to provide Medical Case Management Services to persons with HIV in Lassen County.
FISCAL IMPACT: There is no impact to County General Funds. This is a Revenue Agreement.
ACTION REQUESTED: 1) Approve the Agreement; and 2) authorize the County Administrative Officer to execute the amendment.

Attachments: HSS BOS PH Plumas Co. Part B 10.02.17

This Agreement was approved on the Consent Agenda.

PROBATION DEPARTMENT

MEMORANDUM OF UNDERSTANDING
SUBJECT: Memorandum of Understanding (MOU) between the Fort Sage Unified, Lassen County Office of Education, Susanville School District, Shaffer Elementary School, 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 $32,400.
ACTION REQUESTED: Approve the MOU for 2017/18 Fiscal Year (FY) between the above agencies.

Attachments: doc00723520171002104133

This Action Item was approved on the Consent Agenda.

TREASURER/TAX COLLECTOR

RECOVERY & REIMBURSEMENT
SUBJECT Agreement between the Office of Recovery and Reimbursement (OR&R) and the Franchise Tax Board Court Ordered Debt program (FTB-COD).
FISCAL IMPACT: Program costs have been budgeted through Fund/Budget

Unit No. 100-0062 into Special Department Expenses.
ACTION REQUESTED: Approve agreement between the Office of Recovery and Reimbursement (OR&R) and the Franchise Tax Board Court Ordered Debt program (FTB-COD) that will authorize OR&R to participate in the FTB-COD collections for delinquent court ordered debt pursuant to Revenue and Taxation Code § 19208-19283 and authorize the Treasurer/Tax Collector to sign.

Attachments: REVENUE AND TAXATION CODE

FTB STANDARD AGREEMENT 2017

This Agreement was approved on the Consent Agenda.

MISCELLANEOUS CORRESPONDENCE ITEMS

ACTION REQUESTED: Receive and file the following correspondence:
a) Susanville City Council meeting agenda for October 4, 2017.
b) Lassen County Planning Commission Notice of Cancellation for the meeting scheduled on October 4, 2017.
c) Lassen County Planning Commission Special Session Agenda for October 11, 2017.
d) Honey Lake Valley Resource Conservation District Regular Meeting Agenda for September 27, 2017.
e) Klamath Alliance for Resources & Environment (K.A.R.E.) invitation for a tour of the working timberlands in Siskiyou County on October 5th, 2017.
f) Lassen County Technical Advisory Committee Meeting agenda for October 5, 2017.
g) Lassen County Architectural Review Committee agenda for September 29, 2017.
h) Lassen County Behavioral Health Advisory Board meeting agenda for October 16, 2017.

Attachments: Misc Corr

These Reports were approved on the consent agenda.

PUBLIC HEARINGS

10:00 a.m.: PLANNING - NOBMANN DIXIE VALLEY RANCH, LLC
SUBJECT: Rezone lands within Lassen County owned by Nobmann Dixie Valley Ranch, LLC into an Agricultural Preserve Combining District (A-P) and allow these lands to be entered into a new Land Conservation (Williamson Act) contract. If approved, the rezone and contract will affect thirty seven assessor's parcels and approximately 10,393.67 acres of contiguous, partially irrigated land (about 500 irrigated acres). The project is exempt from CEQA under Section 15317 (class 7) of the Guidelines (File RZ#2017-003 and AA#2017-002).
FISCAL IMPACT: Potential for loss of tax revenue if Williamson Act Contract offered.
ACTION REQUESTED: 1) Receive the Planning Commission's

recommendation on rezoning; and 2) Conduct a public hearing pursuant to County Code Section 18.124.050 (Procedures for Precise Zoning and Amendments); and 3) Introduce (and waive reading) and adopt an Ordinance implementing the rezone of the 10,393.67 acres of property from U-C-2 (Upland Conservation/Resource Management District) to E-A-A-P (Exclusive Agriculture, Agricultural Preserve Combining District), and 4) Receive and consider the Land Conservation Committee recommendation on the establishment of an agricultural preserve; and 5) Adopt resolution establishing an agricultural preserve and authorize the execution of a Williamson Act Contract; or 6) Alternatively, the Board could determine that the lands are not suitable for the purpose of establishing a Williamson Act Contract and deny the applications.

Attachments: PB NobmannRZ 10-10-17pckt

Supervisor Albaugh recused himself and departed from 10:01 a.m. - 10:09 a.m. Supervisor Hemphill took over as Chairman.

Building and Planning Senior Planner Matt May read the subject matter of the item to the Board. Brief discussion was held.

The Public hearing was opened from: 10:03 a.m. - 10:07 a.m.

SPEAKERS: Assessor Dan Schleuter and Lee Nobmann.

A motion was made by Supervisor Hammond, seconded by Supervisor Teeter to 1) introduce, waive reading and adopt Ordinance No. 2017-011 implementing the rezone of the 10,393.67 acres of property from U-C-2 (Upland Conservation/Resource Management District) to E-A-A-P (Exclusive Agriculture, Agricultural Preserve Combining District); and 2) receive and consider the Land Conservation Committee recommendation on the establishment of an agricultural preserve; and 3) adopt Resolution No. 17-061 establishing an agricultural preserve and authorize the execution of a Williamson Act Contract. The motion carried by the following vote:

Aye: 4 - Gallagher, Teeter, Hemphill and Hammond

Recuse: 1 - Albaugh

DEPARTMENT REPORTS

Supervisor Albaugh requested to hear Item# H6 - New Fund and Budget Unit at the beginning of Department Reports.

SHERIFF'S DEPARTMENT

NEW FUND AND BUDGET UNIT
SUBJECT: Establishment of a new fund and budget unit (Fund 153 and Budget Unit 1531) in the County Budget for the SB844 Adult Local Criminal

Justice Facilities Construction Financing Program for the Lassen County Adult Detention Facility with an initial Fiscal Year 2017-2018 budget of $21,000 and authorizing operating transfers in the amount of $21,000.
FISCAL IMPACT: This is an increase to the County's total budget of $21,000 to cover the transfer of funds from Funds 130 and Fund 100 to Fund 153, but does not increase the Public Safety or General Fund appropriations.
ACTION REQUESTED: 1) Approve the establishment of a new fund and budget unit (Fund No. 153 and Budget Unit No.1531); and 2) Approve an initial budget of $21,000; and 3) authorize the operating transfer of $20,000 from Fund/Budget Unit No.130-0525, and $1,000 from Fund/Budget Unit No. 100-0101 to Fund/Budget Unit No. 153-1531. (Note: 4/5 vote required for all actions)

Attachments: SO Attachment

Sheriff Dean Growdon gave a report on the new fund/budget unit the Sheriff's Office was requesting. Brief discussion was held.

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

BOARD OF SUPERVISORS

CALIFORNIA STATE ASSOCATION OF COUNTIES (CSAC)
SUBJECT: Appointment to California State Association or Counties (CSAC) Board of Directors Members for 2017-2018.
FISCAL IMPACT: None.
ACTION REQUESTED: Make appointments of regular and alternate members to the CSAC Board of Directors.

Attachments: Board nom 2018 memo

Deputy CAO Tony Shaw gave a brief report of the vacant seats on the California State Assocation of Counties (CSAC) Board. Supervisor Gallagher volunteered as a regular member and Supervisor Teeter volunteered as the alternate member.

A motion was made by Supervisor Hemphill, seconded by Supervisor Hammond, that these Appointments be approved. The motion carried by the following vote:

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

BOARD MEETING SCHEDULE
SUBJECT: Regular scheduled Board of Supervisors meeting for November 21, 2017.
FISCAL IMPACT: None.
ACTION REQUESTED: 1) Cancel meeting; or 2) provide direction to staff.

CAO Egan discussed the cancellation of the Board of Supervisors meeting scheduled for November 21, 2017. The Board requested this item to be brought back at a later date.

ASSESSOR'S OFFICE

APPOINTMENT OF ASSOCIATE AUDITOR/APPRAISER AT ADVANCED STEP
SUBJECT: Hiring Associate Auditor-Appraiser at Range 20E.
FISCAL IMPACT: Funds are budgeted in the department's current appropriation for a Senior Auditor/Appraiser at Range 24.
ACTION REQUESTED: Authorize the Assessor to hire Joseph White as an Associate Auditor-Appraiser at Range 20 Step E of the UPEC salary schedule.

Attachments: Assessor -Board Letter for Joe-LH

Assessor Dan Schleuter gave a brief report for the purpose of hiring a new employee at a higher pay range. Brief discussion was held.

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: 4 - Gallagher, Teeter, Hemphill and Albaugh

Nay: 1 - Hammond

COUNTY CLERK-RECORDER

LITTLE VALLEY COMMUNITY SERVICES DISTRICT (CSD)
SUBJECT: 2 vacancies on the Little Valley CSD due to the resignation of Ted Crum (Term expires 12/04/2020) and an existing vacancy (Term expiring 02/04/2018).
FISCAL IMPACT: None.
ACTION REQUESTED: Consider making appointments to establish a quorum. (Applicants: Elbert "Stan" Glover, Gerald Knight, Christina Estacio).

Attachments: GC 1780

LVCSD Roster

Applicants

County Counsel Burns gave a description of the vacant seats for the Little Valley Community Services District (LVCSD). Brief discussion was held.

A motion was made by Supervisor Teeter, seconded by Supervisor Gallagher, to appoint Gerald Knight for term expiring 02/04/2020 and Elbert "Stan" Glover for term expiring 02/04/2018. The motion carried by the following vote:

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

PLANNING AND BUILDING SERVICES

PLANNING
SUBJECT: Consider approval of a resolution authorizing submittal of a grant application to the Department of Water Resources to secure funding to prepare a Groundwater Sustainability Plan for the Big Valley Groundwater Basin, as required by the Sustainable Groundwater Management Act (Water Code Section 10720 et seq).
FISCAL IMPACT: Unknown.
ACTION REQUESTED: 1) Receive report; and 2) adopt a resolution.

Attachments: PB SGMA Grant App 10-10-17

Assistant Planning and Building Director Gaylon Norwood gave a presentation regarding a grant application to the Department of Water Resources to secure funding to prepare a Groundwater Sustainability Plan for the Big Valley Groundwater Basin. Discussion was held.

A motion was made by Supervisor Gallagher, seconded by Supervisor Teeter, that this Resolution No. 17-062 be adopted. The motion carried by the following vote:

Aye: 4 - Gallagher, Teeter, Albaugh and Hammond

Nay: 1 - Hemphill

COUNTY COUNSEL

CANNABIS
SUBJECT: Commercial cannabis activities.
FISCAL IMPACT: Unknown.
ACTION REQUESTED: 1) Receive report; and 2) provide direction to staff.

Attachments: 1299_001
1300_001
1301_001
1302_001
1303_001
1304_001
1305_001
1306_001
1307_001
1308_001

County Counsel Burns gave a detailed update pertaining to commercial cannabis. Extensive discussion was held.

SPEAKERS: Director of Public Health Jessica Jones, Agricultural Commissioner Craig Hemphill, Jessica Forhand and Jason Ingram.

Supervisor Hemphill was absent from 11:04 a.m. - 11:05 a.m.

COUNTY ADMINISTRATIVE OFFICE

SUBJECT: INFORMATION FOR THE BOARD OF SUPERVISORS

CAO Egan reported: 1) Attended a portion of Regional Council Representatives of California (RCRC) meeting with Supervisor Albaugh; and 2) was elected to be on the exeuctive committee for the California State Association of Counties Excess Insurance Authority (CSACEIA).

County Counsel Burns announced there would be a Lassen-Modoc County Flood Control and Water Conservation District special meeting to be held at the Lassen County Board Chambers at 1:30 p.m. today.

ADJOURNMENT

There being no further business, the meeting is adjourned at 11:31 a.m.

_____
Chairman of the Board of Supervisors

Date: _____

ATTEST:

_____
Michele Yderraga, Deputy Clerk of the Board