



Lassen County

Meeting Minutes

Board of Supervisors

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

Tuesday, July 10, 2018

9:00 AM

Board Chambers
707 Nevada Street
Susanville, CA 96130

ADDRESSING THE BOARD

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

9:00 A.M. CALL TO ORDER

PUBLIC COMMENT

None.

ANNOUNCEMENT OF THE ITEMS TO BE DISCUSSED IN CLOSED SESSION

CAO Egan announced the following:

1. Conference with Legal Counsel: Anticipated Litigation (Government Code section 54956.9(d)(4)):
One case.

CLOSED SESSION

Closed session was held from 9:02 a.m. - 9:10 a.m.

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

A motion was made by Supervisor Albaugh, seconded by Supervisor Hemphill to adopt Resolution No. 18-043. The motion carried by the following vote:

AYE: 5 - Gallagher, Teeter, Hemphill, Albaugh and Hammond.

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

County Counsel Burns announced the following:

1. Conference with Legal Counsel: Anticipated Litigation (Government Code section 54956.9(d) (4)): One case.

The Board of Supervisors adopted Resolution No. 18-043, titled "RESOLUTION OF THE BOARD OF SUPERVISORS FOR THE COUNTY OF LASSEN AUTHORIZING PARTICIPATION IN KANE COUNTY, UTAH VS UNITED STATES CLASS ACTION LAWSUIT FOR UNDERPAYMENT OF PILT MONIES FOR FISCAL YEARS 2015-2017, AND AUTHORIZING THE COUNTY COUNSEL TO EXECUTE THE AGREEMENT AND OTHER RELATED DOCUMENTS" and authorize County Counsel to execute appropriate documents.

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

PUBLIC COMMENTS

Henry Rollins: Discussed Merrillview Road. Thanked Lassen County for posting speed limit signs.

Jason Ingram: Thanked Supervisor Hammond for the Herlong Desert cleanup event and is looking forward to the Doyle cleanup. Discussed new fire gear for the volunteer fire department.

Auditor Diana Wemple: Gave an update on the Enterprise Resource Planning (ERP) software process.

Sheriff/Coroner Dean Growdon: Updated the Board on an incident that occurred in Janesville on July 9, 2018.

INFORMATION/CONSENT CALENDAR

County Counsel Burns recommended to the Board to pull Item# G1 Minutes and postpone to the next Board of Supervisors meeting of July 17, 2018, due to an error in the date of the meeting minutes. The Board agreed.

COUNTY CLERK-RECORDER

MINUTES

SUBJECT: Meeting minutes of April 26, 2018.

FISCAL IMPACT: None.

ACTION REQUESTED: Approve.

Attachments: [Draft Meeting Minutes](#)

This item has been postponed to the Board of Supervisors meeting scheduled for July 17, 2018.

Approval of the Consent Agenda

A motion was made by Supervisor Teeter, 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

PROPOSITION 65 REPORT

SUBJECT: Report No. 18-01 Notification of Hazardous Materials release on the south side of Johnstonville Road, at the intersection with Big Sky Boulevard on May 10, 2018.

ACTION: Receive and file Report No. 18-01.

Attachments: [20180705150657907](#)

This Report were received and filed on the Consent Agenda.

COUNTY ADMINISTRATIVE OFFICE

PERSONNEL REPORT

SUBJECT: Personnel Movement Report for May, 2018.

FISCAL IMPACT: None.

ACTION: Receive and file.

Attachments: [Personnel Report](#)

This Report was approved on the Consent Agenda.

HEALTH AND SOCIAL SERVICES

BEHAVIORAL HEALTH

SUBJECT: Amendment A01 to Mental Health Plan (MHP) Agreement No. 12-89370 with Department of Health Care Services (DHCS) for May 1, 2013 through June 30, 2017.

FISCAL IMPACT: There is no impact to County General Funds. This is a revenue agreement.

ACTION REQUESTED: 1) Approve MHP Agreement #12-89370, Amendment A01; and 2) authorize the County Administrative Officer to sign the contract.

Attachments: [AR BH MHP Amendment A01 12-89370](#)

This Action Item was approved on the Consent Agenda.

BEHAVIORAL HEALTH

SUBJECT: Mental Health Plan (MHP) Agreement No. 17-94589 with Department of Health Care Services (DHCS) for July 1, 2017 through June 30, 2022.

FISCAL IMPACT: There is no impact to County General Funds. This is a revenue agreement.

ACTION REQUESTED: 1) Approve MHP Agreement #17-94589, and 2) authorize the County Administrative Officer to sign the contract.

Attachments: [BOS BH MHP Contract 17-94589 07.10.18](#)

This Action Item was approved on the Consent Agenda.

PROBATION DEPARTMENT

PROBATION

SUBJECT: Travel authorization for Carlee Brazier to attend the mandatory Juvenile Corrections Officer Core Course training, August 7, 2018, through September 5, 2018, in Sacramento. The total estimated cost of the training is approximately \$4300.58.

FISCAL IMPACT: From Fund/Budget Unit No. 145-0562 with partial reimbursement from the Standards & Training (STC) for Corrections Program.

ACTION REQUESTED: Approve.

Attachments: [Probation Attach](#)

This Action Item was approved on the Consent Agenda.

MISCELLANEOUS CORRESPONDENCE ITEMS

ACTION REQUESTED: Receive and file the following correspondence:

a) Honey Lake Valley Resource Conservation District Regular Meeting Agenda for June 27, 2018.

b) Lassen County Air Pollution Control District Governing Board Meeting Agenda for June 12, 2018.

c) Susanville City Council Regular Meeting agenda for July 4, 2018 will not be held.

d) Lassen County Department of Planning and Building Services customer appreciation correspondence.

Attachments: [Misc Corr](#)

These Reports were approved on the Consent Agenda.

UNAGENDIZED REPORTS BY BOARD MEMBERS

Supervisor Hammond: 1) Attended the Association of Defense Communities in Washing DC; 2) discussed Washoe County and the US 395 project; 3) commended the community of Herlong for doing a great job at the Herlong Desert cleanup and will be having future cleanups in Doyle, Standish and Litchfield; 4) briefly discussed the Belfast fire and thanked all those who helped extinguish the fire quickly.

Supervisor Hemphill: 1) Attended Lassen Transit Service Agency (LTSA) meeting; 2) reminded everyone that the Lassen County Fair will begin next Wednesday, July 18, 2018; 3) annuonced that the fair is in need of volunteers to transport senior citizens from the parking lot of the fairgrounds to the fair entrance.

Supervisor Albaugh: 1) Informed Jason Ingram about a California Senate Bill that may possibly be passed to help offset fire equipment for fire fighters; 2) announced that there were two fires in District 5; 3) attended a Regional Council Representatives of California (RCRC) meeting; 4) announced the Golden State Dark Party will be this Friday, July 13, 2018, in Adin; 5) thanked the City of Susanville for a nice fireworks show for the 4th of July.

Supervisor Teeter: 1) Attended an LTSA meeting; 2) will not be present at the July 17, 2018, Board of Supervisors meeting.

Supervisor Gallagher: 1) Participated in the Westwood parade on Saturday, July 8, 2018; 2) attended the Paul Bunyan Festival in Westwood; 3) will be attended two Reno Aces games on Saturday, July 14th and Sunday, July 15th, 2018 in Reno, Nevada.

SPEAKERS: Office of Emergency Services (OES) Eric Ewing.

DEPARTMENT REPORTS

PLANNING AND BUILDING SERVICES

BUILDING

SUBJECT: The proposed ordinance repeals and replaces section 12.24.070 (Work commenced without permit) of the Lassen County Code. The ordinance would increase the penalty for doing work without a permit (building, electrical, plumbing, mechanical, gas, etc.).

FISCAL IMPACT: Increase for General Fund/Budget Unit No. 100-0682.

ACTION REQUESTED: 1) Adopt Ordinance; or 2) provide direction to staff.

Attachments: [PB AdoptOrdCHP 12.24 7-10-18 ord summary ord after 7-10-18](#)

Planning and Building Director Maurice Anderson gave a brief overview of the proposed ordinance that repeals and replaces section 12.24.070 (Work commenced without permit) of the Lassen County Code that was introduced at the June 26, 2018, Board of Supervisors meeting.

A motion was made by Supervisor Albaugh, seconded by

Supervisor Teeter, that this Ordinance No. 2018-06 be adopted. The motion carried by the following vote:

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

SHERIFF'S DEPARTMENT

EDOVO TABLET EXTENSION

SUBJECT: Amendment and extension of Edovo Wireless Tablet contract, including the purchase of twenty (20) tablets.

FISCAL IMPACT: \$32,850 from Communities Corrections Partnership (CCP) Fund/Budget Unit No. 138-0551.

ACTION REQUESTED: 1) Approve amendment; and 2) authorize the CAO to sign.

Attachments: [Edovo aka jail solutions 2018 2019 contract](#)

Captain John Bohl gave a detailed presentation of the Edovo Wireless Tablet Contract and the benefits it provides to inmates. Twelve inmates have recently received their high school diplomas. Sheriff/Coroner Dean Growdon briefly discussed the budget and reimbursement. 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: 5 - Gallagher, Teeter, Hemphill, Albaugh and Hammond

PUBLIC HEARINGS

RECESS AS: THE BOARD OF SUPERVISORS AT 10:02 A.M.

CONVENE AS: BIEBER LIGHTING DISTRICT AT 10:03 A.M.

BIEBER LIGHTING DISTRICT

SUBJECT: Bieber Lighting District 2018/2019 Fiscal Year (FY) Budget Hearing and Budget Adoption. (Recess as the Board of Supervisors and convene as the Bieber Lighting District).

FISCAL IMPACT: No significant impact.

ACTION REQUESTED: Open public hearing on the 2018/2019 (FY) Bieber Lighting District Budget and either continue the public hearing or take actions as follows: 1) Adopt resolution establishing appropriations limit in the amount of \$21,513, for 2018/2019 (FY) pursuant to California Constitution Article XIII-B and Government Code Section 7910; and 2) approving the 2018/2019 (FY) Bieber Lighting District Budget in the amount of \$3,075.

Adjourn as the Bieber Lighting District and reconvene as the Board of Supervisors.

Attachments: [180710 C1 001](#)

County Counsel Burns briefly explained the annual budget and how it pertains to

lights in the Bieber Lighting District. Discussion was held.

The Public Hearing was open from 10:05 a.m.m - 10:06 a.m.

SPEAKERS: Assistant to the CAO Julie Morgan.

A motion was made by Supervisor Albaugh, seconded by Supervisor Hammond, that this Resolution No. 18-044 be adopted. The motion carried by the following vote:

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

RECESS AS: BIEBER LIGHTING DISTRICT AT 10:07 A.M.

RECONVENE AS: THE BOARD OF SUPERVISORS AT 10:08 A.M.

RECESS AS: THE BOARD OF SUPERVISORS AT 10:08 A.M.

CONVENE AS: COUNTY SERVICE AREA #1 HONEY LAKE TV AT 10:09 A.M.

COUNTY SERVICE AREA #1 HONEY LAKE TV

SUBJECT: 2018/2019 Fiscal Year (FY) budget hearing and budget adoption.
(Recess as the Board of Supervisors and convene as the County Service Area #1 Budget (Honey Lake TV)).

FISCAL IMPACT: No significant impact.

ACTION REQUESTED: Open public hearing on the 2018/2019 (FY) County Service Area #1 Budget (Honey Lake TV) Budget and either continue the public hearing or take actions as follows: 1) Adopt resolution approving the 2018/2019 (FY) County Service Area #1 Budget (Honey Lake TV) in the amount of \$138,286; and 2) adopt the 2018/2019 (FY) TV User Fee in the amount of \$25.

Adjourn as the County Service Area #1 and reconvene as the Board of Supervisors.

Attachments: [180710 C2_001](#)

Honey Lake Community TV (HLTV) President Dan Douglas gave a brief overview of the activities that occurred over the past year. HLTV has increased funding and no longer has an impact to the General Fund. Discussion was held.

The Public Hearing was open from 10:13 a.m. - 10:14 a.m.

A motion was made by Supervisor Hemphill, seconded by Supervisor Albaugh, that this Resolution No. 18-045 be adopted. The motion carried by the following vote:

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

RECESS AS: THE BOARD OF SUPERVISORS AT 10:15 A.M.

CONVENE AS: COUNTY SERVICE AREA #1 HONEY LAKE TV AT 10:16 A.M.

RECESS: 10:16 a.m. - 10:21 a.m.

PLANNING

SUBJECT: Proposed amendment to Title 18 of the Lassen County Code to add Section 18.108.270(3) "Second Housing Unit" to disallow ministerial approval of accessory dwelling units (formerly known as second residences and defined at Government Code Section 65852.2) throughout Lassen County given the specific scarcity of public water, sewer, and fire services in Lassen County (File #318.01.42).

FISCAL IMPACT: None.

ACTION REQUESTED: 1) Receive the Planning Commission's recommendation; and 2) conduct public hearing pursuant to County Code Section 18.124.050; and 3) introduce and adopt, by title only, the proposed ordinance, and/or provide direction to staff.

Attachments: [PB Title 18 ADU Ord 7-10-18packet](#)
[Summary Ord After](#)

Assistant Planning and Building Services Director Gaylon Norwood gave an overview of the proposed amendment to Title 18 of the Lassen County Code to add section 18.108.270(3) "Second Housing Unit". Discussion was held.

The Public Hearing was open from 10:24 a.m. - 10:25 a.m.

A motion was made by Supervisor Albaugh, seconded by Supervisor Teeter, that this Ordinance No. 2018-07 be adopted. The motion carried by the following vote:

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

DEPARTMENT REPORTS - Continued

PUBLIC WORKS DEPARTMENT

BUILDING AND GROUNDS

SUBJECT: Status report for One Stop Remodel Projects.

FISCAL IMPACT: Not applicable.

ACTION REQUESTED: 1) Receive report; and/or 2) provide direction to staff.

Deputy Director of Facilities Maintenance Peter Heimbigner gave an update on the One Stops located in Westwood, Bieber and Herlong. Brief discussion was held.

SHERIFF'S DEPARTMENT

SALES TAX

SUBJECT: Discussion regarding special sales tax measure for November election.

FISCAL IMPACT: Undetermined.

ACTION REQUESTED: 1) Discussion; and/or 2) provide direction to staff.

Attachments: [20180706094959076](#)

Sheriff/Coroner Dean Growdon discussed the 2018/19 Fiscal Year, spending cuts and different options for the Sheriff's Office since the sales tax measure failed on the June 5, 2018 General Election. Sheriff/Coroner Growdon also discussed reduction in budgets, vacancy freezes and the possible impact to the Sheriff's Office. There was additional discussion as to whether or not a public safety sales tax measure should be added to the upcoming November 6, 2018, Primary Election. Extensive discussion was held. Direction was given to staff.

SPEAKERS: Treasurer/Tax Collector Nancy Cardenas, Gary Felt, City of Susanville Administrator Dan Newton, Director of Health and Social Services Barbara Longo and County Clerk-Recorder Julie Bustamante.

BOARD OF SUPERVISORS

CANNABIS AD-HOC COMMITTEE

SUBJECT: Consideration and possible introduction of ordinance imposing a general tax on identified cannabis related commercial activities in the County of Lassen to be submitted to the voters at the November 6, 2018 statewide general election.

FISCAL IMPACT: Undetermined.

ACTION REQUESTED: 1) Consider draft Cannabis Business Tax Ordinance; and 2) introduce and read (or waive reading); and/or 3) provide direction to staff.

Attachments: [Cannabis Business Tax Ordinance](#)

County Counsel Burns gave an overview of the proposed ordinance imposing a general tax on cannabis related commercial activities in Lassen County to be submitted on the November 6, 2018 General Election. Extensive discussion was held.

SPEAKERS: Jason Ingram, Randy Bach, Treasurer/Tax Collector Nancy Cardenas and Deputy CAO Tony Shaw.

Supervisor Hammond was absent from 11:51 a.m. - 11:53 a.m.

Supervisor Hemphill was absent from 12:14 p.m. - 12:15 p.m.

A motion was made by Supervisor Teeter, seconded by Supervisor Hammond, that this Ordinance be introduced and waive reading.

The motion carried by the following vote:

Aye: 4 - Gallagher, Teeter, Hemphill and Hammond

Nay: 1 - Albaugh

COUNTY ADMINISTRATIVE OFFICE

SUBJECT: INFORMATION FOR THE BOARD OF SUPERVISORS

CAO Egan had nothing to report.

ADJOURNMENT

There being no further business, the meeting is adjourned at 1:08 p.m.

Chairman of the Board of Supervisors

Date: _____

ATTEST:

Michele Yderraga, Deputy Clerk of the Board