Lassen County

Meeting Minutes

Board of Supervisors

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

Tuesday, January 8, 2019	**9:00 AM**	**Board Chambers** **707 Nevada Street** **Susanville, CA 96130**

9:00 A.M. CALL TO ORDER

BOARD OF SUPERVISORS ORGANIZATIONAL MEETING. (CALL TO ORDER BY DEPUTY CLERK OF THE BOARD MICHELE YDERRAGA AND ELECTION OF CHAIRMAN AND VICE-CHAIRMAN.)

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

Absent: Supervisor Hammond.

Deputy Clerk of the Board Yderraga called the meeting to order at 9:00 a.m. and asked for nominations for Chairman of the Board of Supervisors for 2019. Supervisor Albaugh nominated Supervisor Hemphill. There were no other nominations. Deputy Clerk of the Board Yderraga called for a roll call vote:

4 - Aye: Gallagher, Teeter, Hemphill and Albaugh
Absent: Hammond.

Chairman Hemphill asked for nominations for Vice Chairperson of the Board of Supervisors for 2019. Supervisor Albaugh nominated Supervisor Teeter. There were no other nominations. Deputy Clerk of the Board Yderraga called for a roll call vote:

4 - Aye: Gallagher, Teeter, Hemphill and Albaugh
Absent: Hammond

Present: 4 - Jeff Hemphill, David Teeter, Aaron Albaugh and Chris Gallagher

Absent: 1 - Tom Hammond

Excuse: 0

PUBLIC COMMENT

None.

ANNOUNCEMENT OF THE ITEMS TO BE DISCUSSED IN CLOSED SESSION

County Counsel Burns announced the following closed session items:

1) Conference with Legal Counsel: Existing litigation pursuant to Subdivision (d)(1) of Government Code Section 54956.9: United Public Employees of California, Local 792 vs County of Lassen; Public Employment relations Board Case No. SA-CE-902-M.

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

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

Absent: Supervisor Hammond.

Closed session was held from 9:03 a.m. - 9:31 a.m.

RECESS: 9:31 a.m. - 9:35 a.m.

9:35 A.M. OPENING CEREMONIES

Pledge of Allegiance and Invocation

After the flag salute, invocation was offered by Supervisor Hemphill.

ANNOUNCEMENT OF ITEMS DISCUSSED IN CLOSED SESSION

CAO Egan announced the following closed session items:

1) Conference with Legal Counsel: Existing litigation pursuant to Subdivision (d)(1) of Government Code Section 54956.9: United Public Employees of California, Local 792 vs County of Lassen; Public Employment relations Board Case No. SA-CE-902-M.

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).

No reportable action.

AGENDA APPROVAL, ADDITIONS AND/OR DELETIONS

Supervisor Hemphill requested to adjourn the meeting in memory of Linda Phillips.

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

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

PUBLIC COMMENTS

Josh McKernan: Stated he received the letter of support from the Board of Supervisors. He attended a meeting with California Prison Industry Authority (CalPIA) regarding Morning Glory, Inc's contracts with the local prisons. Brief discussion was held. Supervisor Hemphill requested to have this topic agendized for the January 22, 2018, Board of Supervisors meeting.
Kimber of Morning Glory, Inc.: Added additional comments regarding Morning Glory, Inc.

UNAGENDIZED REPORTS BY BOARD MEMBERS

Supervisor Albaugh: 1) Wished everyone a happy new year; 2) congratulated the new Chairman (Hemphill) and Vice Chairman (Teeter) for the Board of Supervisors of 2019; 3) stated an Oregon wolf that had made it's way to Lassen County was found deceased. California Department of Fish and Wildlife along with local police were researching the animal's demise; 4) thanked Information Services (IT) and the Lassen County staff for their quick response with the cyber security issue; 5) will be meeting with SEMSA regarding service to the local hospital.
Supervisor Teeter: 1) Attended a Susanville City Council meeting.
Supervisor Gallagher: 1) Attended the swearing in ceremony for the elected officials on January 7, 2019.
Supervisor Hemphill: 1) Will be having a townhall meeting in Janesville on January 31, 2019; 2) met with the Office of Emergency Services (OES) Chief Mark Rotlisberger and California Department of Forestry and Fire Protection (CDF) to discuss fire preparedness for the upcoming season.

SPEAKERS: OES Chief Mark Rotlisberger.

INFORMATION/CONSENT CALENDAR

Supervisor Albaugh pulled Item# G2 - Prison Prosecution Claims for further discussion.

Approval of the Consent Agenda

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

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

BOARD OF SUPERVISORS

SUPERVISOR HAMMOND
SUBJECT: 1) Request to designate $956.34 for Leavitt Lake Community Clean-Up to pay C&S Waste Invoice; and 2) request to designate $200 to Doyle Senior Center.
FISCAL IMPACT: Appropriation is included in General Fund, Board of Supervisors Fund/Budget Unit No. 100-0011.
ACTION REQUESTED: Approve expenditures.

Attachments: 190108 Leavitt Lake Clean-up C&S Invoice

This Action Item was approved on the Consent Agenda.

COUNTY CLERK-RECORDER

MINUTES
SUBJECT: Meeting Minutes of December 18, 2018.
FISCAL IMPACT: None.
ACTION REQUESTED: Approve

Attachments: Draft Minutes

These Minutes were approved on the Consent Agenda.

ELECTION RESOLUTION
SUBJECT: Resolution authorizing the Lassen County Clerk-Recorder, Registrar of Voters, to conduct all Federal, State and Local elections in the year 2019.
FISCAL IMPACT: Unknown.
ACTION REQUESTED: Adopt Resolution.

Attachments: Elections Resolution to Conduct Elections 2019

This Resolution No. 19-001 was adopted on the Consent Agenda.

AUDITOR'S OFFICE

FUND CASH BALANCES
SUBJECT: Treasurer's Fund Balance Report and Auditor's verification for the month of November 30, 2018.
FISCAL IMPACT: None.
ACTION: Receive and file.

Attachments: LASSEN COUNTY FUND BALANCES 11-30-2018

This Report was received and filed on the Consent Agenda.

HEALTH AND SOCIAL SERVICES

BEHAVIORAL HEALTH
SUBJECT: Amendment A01 to Substance Abuse Block Grant (SABG) Agreement #17-94135 with Department of Health Care Services (DHCS) for July 1, 2017 through June 30, 2020.
FISCAL IMPACT: There is no impact to County General Funds. This is a revenue agreement.
ACTION REQUESTED: 1) Approve Agreement #17-94135, Amendment A01; and 2) authorize the County Administrative Officer to sign.

Attachments: HSS BOS BH 17.20 SABG Amendment #17-94135 A01

This Agreement was approved on the Consent Agenda.

TREASURER/TAX COLLECTOR'S OFFICE

PORTFOLIO
SUBJECT: Treasurer's Investment Report for November 30, 2018.
FISCAL IMPACT: None.
ACTION: Receive and file.

Attachments: LASSEN COUNTY PORTFOLIO 11-30-2018

This Report was received and filed on the Consent Agenda.

MISCELLANEOUS CORRESPONDENCE ITEMS

8 ACTION REQUESTED: Receive and file the following correspondence:
a) Application for Alcohol Beverage License for Dollar General, located at SWC Hwy 395 & Main St, Janesville, CA 96114.
b) Application for Alcohol Beverage License for American Eagle LLC, located at 671-475 Hwy 36, Westwood, CA 96137.
c) Central Valley Regional Water Quality Control Board Public Meeting for December 6-7, 2018.
d) Susanville City Council Regular Meeting Agenda for January 2, 2019.
e) Lassen County Planning Commission Agenda for January 2, 2019.
f) Lassen County Technical Advisory Committee Meeting Agenda for January 3, 2019.

Attachments: Misc Corr

These Reports were received and filed on the Consent Agenda.

DEPARTMENT REPORTS

COUNTY ADMINISTRATIVE OFFICE

PRISON PROSECUTION CLAIMS
SUBJECT: Prison Prosecution claims submitted to the County beyond six-month reimbursement period.
FISCAL IMPACT: None.

ACTION REQUESTED: Approve payment and authorize CAO to sign claims.

Attachments: 190108 G2_001

CAO Egan gave a brief description of policy and procedure on how prison prosecution claims are paid. Discussion was held. Supervisor Hemphill recommended that Lassen County cross charge the Superior Courts for funds lost due to their delay in processing any claims.

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: 3 - Hemphill, Teeter and Gallagher

Nay: 1 - Albaugh

Absent: 1 - Hammond

BOARD OF SUPERVISORS

COMMITTEE APPOINTMENTS
SUBJECT: Annual Committee appointments for 2019.
FISCAL IMPACT: None.
ACTION REQUESTED: Make appointments to the following Boards,Committees and Commissions:

BOARD OF SUPERVISORS APPOINTMENTS 2019
1. Behavioral Health Advisory Board
a. Welfare and Institution Code section 5604; Resolution No. 13-025.
b. One County Supervisor and one Alternate.
CURRENT APPOINTMENTS: Teeter (R), Gallagher (A)

2. California State Association of Counties-Excess Insurance (CSAC-EIA) Authority
a. Government Code section 6500, Joint Powers Agency.
b. One director from each member County and one alternate director.
CURRENT APPOINTMENTS: Egan (R), Shaw (A)

3. Eagle Lake Interagency Board
a. Unknown.
b. Appoint one member of Board of Supervisors.
CURRENT APPOINTMENTS: Gallagher

4. Emergency Medical Care Committee
a. Health and Safety Code Section 1797.272.
b. One regular member and one alternate from the Board of Supervisors.
CURRENT APPOINTMENTS: Hemphill (R), Albaugh (A)

5. Honey Lake Valley Recreation Authority
a. Government Code section 6500, Joint Powers Agency.
b. Two regular appointees from each member entity (Supervisors) and one alternate (Supervisor).
CURRENT APPOINTMENTS: Hammond (R), Teeter (R), Hemphill(A)

6. Indian Gaming Local Community Benefit Committee
a. Government Code section 12715.
b. Two representatives from the County, selected by the Board of Supervisors.
CURRENT APPOINTMENTS: Hammond, Hemphill

7. Land Conservation Committee
a. Resolution No. 12-050; Minute Order of January 16, 2001.
b. A member of the Board of Supervisors.
CURRENT APPOINTMENTS: Hemphill

8. Lassen County Air Pollution Control District
a. Health and Safety Code section 40100.5; April 25, 2000 Minute Order of the Board of Supervisors.
b. Three County Supervisors.
CURRENT APPOINTMENTS: Hammond, Gallagher, Hemphill

9. Lassen County Children and Families First Commission
a. Health and Safety Code section 130100; County Code Chapter 7.02.
b. One County Supervisor.
CURRENT APPOINTMENTS: Teeter

10. Lassen County Transportation Commission
a. Government Code section 29535.
b. Three members appointed by the Board of Supervisors. Three alternates appointed by the Board of Supervisors.
CURRENT APPOINTMENTS: Hammond (R), Albaugh (A); Hemphill (R), Gallagher (A); Teeter (R), Gallagher (A)

11. Lassen Regional Solid Waste Management Authority (LRSWMA)
a. Government Code section 6500, Joint Powers Agency.
b. Two directors to be selected from a list of eligible applicants; an alternate for each director may be appointed also.
CURRENT APPOINTMENTS: Hammond (R), Hemphill (A); Gallagher (R), Hemphill (A)

12. Lassen Transit Services Agency
a. Government Code section 6500, Joint Powers Agency.

b. Three individuals, the same three as are on Transportation Commission. Three alternates, who must be same alternates as to Transportation Commission.
CURRENT APPOINTMENTS: Hammond (R), Albaugh (A); Hemphill (R), Gallagher (A); Teeter (R), Gallagher (A)

13. Lassen-Plumas-Sierra Community Action Agency
a. Government Code section 6500, Joint Powers Agency.
b. Two elected officials or their representatives, appointed by the Board of Supervisors.
CURRENT APPOINTMENTS: Teeter

14. Northern Rural Training and Employment Consortium (NorTEC)
a. Government Code Section 6500, Joint Powers Agency.
b. One County Supervisor and one alternate.
CURRENT APPOINTMENTS: Teeter (R), Gallagher (A)

15. Planning and Service Area 2-Area Agency on Aging (PSA 2 AAA) Executive Board
a. Government Code Section 6500, Joint Powers Agency.
b. At least one member of Board of Supervisors and an additional appointee,
at large, for two regular seats. One alternate will, at large, also be appointed.
CURRENT APPOINTMENTS: Teeter (R), Hemphill (A)

16. Trindel Insurance Fund
a. Government Code section 6500, Joint Powers Agency.
b. One elected official or employee appointed by Board of Supervisors. One alternate appointed by Board also.
CURRENT APPOINTMENTS: Egan, Shaw

17. Long Valley Groundwater Management District
a. Government Code section 6500, Joint Powers Agency.
b. A member of the Board of Supervisors, to fill a vacancy for a new four-year term (Director 6) to end on January 21, 2023.
CURRENT APPOINTMENTS: Director 1: Hemphill (term end 1/1/2021); Director 3: Vacant (term ending 1/1/2021); Director 6: Hammond (term ending 1/1/2019)

BOARD OF SUPERVISORS APPOINTMENTS 2019

1. Behavioral Health Advisory Board
Teeter (R), Albaugh (A)

2. California State Association of Counties-Excess Insurance (CSAC-EIA) Authority
Egan (R), Shaw (A)

3. Eagle Lake Interagency Board
Gallagher

4. Emergency Medical Care Committee
Hemphill (R), Albaugh (A)

5. Honey Lake Valley Recreation Authority
Hammond (R), Teeter (R), Hemphill(A)

6. Indian Gaming Local Community Benefit Committee
Hammond, Hemphill

7. Land Conservation Committee
Hemphill

8. Lassen County Air Pollution Control District
Hammond, Gallagher, Hemphill

9. Lassen County Children and Families First Commission
Teeter

10. Lassen County Transportation Commission
Hammond (R), Albaugh (A); Hemphill (R), Gallagher (A); Teeter (R), Gallagher (A)

11. Lassen Regional Solid Waste Management Authority (LRSWMA)
Albaugh (R), Hammond (A); Gallagher (R), Hammond (A)

12. Lassen Transit Services Agency
Hammond (R), Albaugh (A); Hemphill (R), Gallagher (A); Teeter (R), Gallagher (A)

13. Lassen-Plumas-Sierra Community Action Agency
Teeter

14. Northern Rural Training and Employment Consortium (NorTEC)
Teeter (R), Gallagher (A)

15. Planning and Service Area 2-Area Agency on Aging (PSA 2 AAA) Executive Board
Teeter (R), Hemphill (A)

16. Trindel Insurance Fund
Egan, Shaw

17. Long Valley Groundwater Management District
Director 1: Hemphill (term end 1/1/2021); Director 3: Vacant (term ending 1/1/2021); Director 6: Hammond (term ending 1/1/2023)

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

Aye: 4 - Hemphill, Teeter, Albaugh and Gallagher

Absent: 1 - Hammond

COUNTY COUNSEL

CONFLICT OF INTEREST CODE
SUBJECT: Resolution amending the Lassen County Conflict of Interest Code.
FISCAL IMPACT: None.
ACTION REQUESTED: Adopt Resolution.

Attachments: H2 Attach

County Counsel Burns informed the Board of policy and procedure pertaining to the Conflict of Interest code and functions for Lassen County. Brief discussion was held.

A motion was made by Supervisor Teeter, seconded by Supervisor Gallagher, that this Resolution No. 19-002 be adopted. The motion carried by the following vote:

Aye: 4 - Hemphill, Teeter, Albaugh and Gallagher

Absent: 1 - Hammond

CONFLICT OF INTEREST CODE REPORT
SUBJECT:Report on district compliance with Government code section 87306 et seq.
FISCAL IMPACT: None.
ACTION REQUESTED: Receive and file.

Attachments: H3 Attach

County Counsel Burns explained to the Board Lassen County's procedure of reviewing the Conflict of Interest codes for districts that are within the boundaries of Lassen County. Brief discussion was held. County Counsel Burns stated that there was no action required for this item.

LOCAL AGENCY FORMATION COMMISSION (LAFCo)
SUBJECT: Conflict of Interest Code amendment.
FISCAL IMPACT: None.
ACTION REQUESTED: Review and approve the Conflict of Interest Code for the LAFCo, previously reviewed by County Counsel; and 2) adopt Resolution.

Attachments: H4 Attach

A motion was made by Supervisor Albaugh, seconded by Supervisor Teeter, that this Resolution No. 19-003 be adopted. The motion carried by the following vote:

Aye: 4 - Hemphill, Teeter, Albaugh and Gallagher

Absent: 1 - Hammond

BOARD OF SUPERVISORS

RESOLUTION
SUBJECT: Identification of Lassen County as Sanctuary County.
FISCAL IMPACT: None.
ACTION REQUESTED: 1) Discuss; and/or 2) provide direction to staff.

Attachments: Sanctuary State rejection Attach

County Counsel Burns gave an overview of the content within the Resolution that addressed Lassen County's view of Sanctuary County. Brief discussion was held.

A motion was made by Supervisor Gallagher, seconded by Supervisor Albaugh, that this Resolution No. 19-004 be adopted. The motion carried by the following vote:

Aye: 4 - Hemphill, Teeter, Albaugh and Gallagher

Absent: 1 - Hammond

COUNTY ADMINISTRATIVE OFFICE

LETTER OF SUPPORT
SUBJECT: Letter of support briefing on cybersecurity incident.
FISCAL IMPACT: Undetermined.
ACTION REQUESTED: 1) Receive report; and 2) authorize Chairman to execute letter of appreciation.

Attachments: 190108 H6

CAO Egan updated the Board regarding the cyber security incident that occurred before Christmas. CAO Egan also stated that Lassen County had our staff in place and took action to mitigate the intrusion. Information Services (IT) Supervisor Jason Housel also gave a brief update to the Board. IT Supervisor Housel stated that they had staff and reports in place. They were fortunate and the timing was good. IT Supervisor Housel also thanked Lacy Barron, Cal OES team, contracting staff Robert Talley and the Lassen County Office of Education. County Counsel Burns stated there are two classic ways that things occur. It's either 1) Data Exfiltration or 2) Ransom Ware type activity. The county realized an unauthorized access, however neither of those occurred. Supervisor Albaugh requested a few changes to the letter of support.

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

Aye: 4 - Hemphill, Teeter, Albaugh and Gallagher

Absent: 1 - Hammond

SUBJECT: INFORMATION FOR THE BOARD OF SUPERVISORS

CAO Egan reported: Wished everyone a happy new year and is looking forward to the upcoming year.

I. CORRESPONDENCE

CALIFORNIA DEPARTMENT OF CORRECTIONS MORNING GLORY RESPONSE

Attachments: CCC Morning Glory Attach

ADJOURNMENT

There being no further business, the meeting is adjourned at 10:42 a.m. in memory of Linda Phillips.

_____

Chairman of the Board of Supervisors

Date: _____

ATTEST:

_____

Michele Yderraga, Deputy Clerk of the Board