



# Lassen County

## Meeting Minutes

### Board of Supervisors

*LASSEN COUNTY SUPERVISORS:*

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

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Tuesday, February 25, 2020

9:00 AM

Board Chambers  
707 Nevada Street  
Susanville, CA 96130

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#### 9:01 A.M. CALL TO ORDER

Present: Supervisors Gallagher, Teeter, Hemphill, Albaugh and Hammond. Also Present: County Counsel Robert Burns and Deputy Clerk of the Board Michele Yderraga.

County Administrative Officer (CAO) Richard Egan arrived at 9:16 a.m.

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

**Excuse:** 0

#### PUBLIC COMMENT

County Clerk-Recorder Julie Bustamante briefly discussed the current error and remedy on the March 3rd, 2020, Presidential Primary Election ballot.

#### ANNOUNCEMENT OF THE ITEMS TO BE DISCUSSED IN CLOSED SESSION

County Counsel Burns 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: One case.
- 2) Employee performance evaluation: County Counsel.

#### CLOSED SESSION

Closed session was held from 9:05 a.m. - 9:21 a.m.

Present: Supervisors Gallagher, Teeter, Hemphill, Albaugh and Hammond. Also Present: County Counsel Robert Burns and Deputy Clerk of the Board Michele Yderraga. CAO Egan arrived at 9:16 a.m.

Deputy CAO Tony Shaw was present from 9:05 a.m. - 9:21 a.m.

RECESS 9:21 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 Teeter.

**ANNOUNCEMENT OF ITEMS DISCUSSED IN CLOSED SESSION**

County Counsel Burns announced Closed Session would be continued to the end of the meeting.

**AGENDA APPROVAL, ADDITIONS AND/OR DELETIONS**

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

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

**PUBLIC COMMENTS**

Amelia Luna from Susanville Indian Rancheria (SIR) presented the Board with a "Thank You" photo from the SIR POW-WOW from 2019, and announced the 2020 SIR POW-WOW will be held the weekend of May 29 -31, 2020.

**UNAGENDIZED REPORTS BY BOARD MEMBERS**

Supervisor Gallagher: 1) Attended a California State Association of Counties (CSAC) meeting; 2) the California Department of Fish and Wildlife gave a wolf presentation in Westwood; 3) attended a County Fire Chiefs meeting; 4) met with the United States Forest Service (USFS) regarding Eagle Lake; 5) attended a Mountain Meadows Conservancy meeting regarding Walker Lake; 6) attended a Fish and Game Commission meeting in Westwood regarding the wolf. Brian Adler also attended the meeting; 7) attended a Spalding Community Services District meeting; 8) attended the river clean up on Saturday; 9) requested to donate \$250 to the Junior Fishing Derby and \$250 to the Lassen High School Clay Breakers.

Supervisor Albaugh: 1) Congratulated the basketball teams in Lassen County that made the playoffs. Big Valley will be playing in the Division 7 Championship at Shasta Community College; 2) Thanked all the coaches who have taken the time and effort to coach the kids; 3) there will be a Big Valley Ground Water meeting to be held on March 4, 2020, at 4:00 p.m. in Adin; 4) will be having a town hall meeting in Adin on March 5, 2020; 5) requested to donate \$500 to the Susanville Indian Rancheria POW-WOW. Great organization and encouraged everyone to attend .

Supervisor Hemphill: 1) Lassen Hoops finale tournament will be this weekend, February 29 - 30, 2020, at Diamond View Middle School and Johnstonville

School; 2) requested to donate \$500 to the Lassen High School Clay Breakers; 3) thanked Sheriff/Coroner Dean Growdon for taking charge last Friday during that event.

Supervisor Teeter: 1) Spoke and attended the United States Forest Service (USFS) open house; 2) attended the CalTrans Redding District 2 meeting to discuss Susanville's Main Street; 3) attended a First5 meeting.

Supervisor Hammond: 1) Attended an Association of Defense Communities meeting in San Antonio and gave a brief overview of the discussion; 2) beginning March 14, 2020, there will be a series of town hall meetings in Washoe County. Encouraged the other Supervisors to attend; 3) will be having a town hall meeting in Herlong at the One Stop at 6:30 p.m. on March 4, 2020.

## INFORMATION/CONSENT CALENDAR

Supervisor Albaugh requested to pull Item# G6 - Portfolio; Deputy Clerk of the Board Yderraga requested the Board to pull Item# G4 - Minutes.

## Approval of the Consent Agenda

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

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

## AUDITOR'S OFFICE

### FUND BALANCE REPORT

SUBJECT: Treasurer's Fund Balance Report and Auditor's verification for the month of January 31, 2020.

FISCAL IMPACT: None.

ACTION: Receive and file.

Attachments: [LASSEN COUNTY FUND BALANCES 1-31-20](#)

**This Report was received and filed on the Consent Agenda.**

## BOARD OF SUPERVISORS

### SUPERVISOR ALBAUGH

SUBJECT: Request to designate: \$250 to the Lassen Family Services.

FISCAL IMPACT: Appropriation is included in the General Fund, Board of Supervisors Fund/Budget Unit No. (100-0011).

ACTION REQUESTED: Approve expenditure.

**This Action Item was approved on the Consent Agenda.**

### SUPERVISOR HEMPHILL

SUBJECT: Request to designate: \$500 to the Lassen Land and Trails Trust.

FISCAL IMPACT: Appropriation is included in the General Fund, Board of Supervisors Fund/Budget Unit No. (100-0011).

ACTION REQUESTED: Approve expenditure.

**This Action Item was approved on the Consent Agenda.**

## HEALTH AND SOCIAL SERVICES

### AGREEMENT

SUBJECT: Agreement with Lassen Family Services for Fiscal Year 2019/2020.

FISCAL IMPACT: There is no impact to County General Funds. This contract is funded by the Child Abuse Prevention Intervention and Treatment (CAPIT) Grant as well as the Community based Child Abuse Prevention (CBCAP) Grant.

ACTION REQUESTED: 1) Approve Agreement; and 2) authorize the CAO to execute the agreements.

Attachments: [HSS LFS CAPIT Attach](#)

**This Action Item was approved on the Consent Agenda.**

## MISCELLANEOUS CORRESPONDENCE ITEMS

ACTION REQUESTED: Receive and file the following correspondence:

- a) Susanville City Council Special Meeting Agenda for January 29, 2020.
- b) Central Valley Regional Water Quality Control Board Public Meeting Notice and Agenda for February 20, 2020.
- c) Susanville City Council Meeting Agenda for February 19, 2020.
- d) Letter from Senator Brian Dahle, First Senate District.

Attachments: [MISC CORR](#)

**These Reports were received and filed on the Consent Agenda.**

## DEPARTMENT REPORTS

### COUNTY CLERK-RECORDER

#### MEETING MINUTES

SUBJECT: Meeting Minutes of February 11, 2020, and February 18, 2020.

FISCAL IMPACT: None.

ACTION REQUESTED: Approve.

Attachments: [MINS2020-02-11](#)

[MINS2020-02-18](#)

Deputy Clerk of the Board Yderraga stated there were typos on page 8, first paragraph of the Minutes that needed correction. The words Barlett needed to be revised to Bartlett; the word detterance needed to be revised to deterrence; the word carcus needed to be revised to carcass.

**A motion was made by Supervisor Albaugh, seconded by**

**Supervisor Hemphill, that these Minutes be approved as amended.  
The motion carried by the following vote:**

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

TREASURER/TAX COLLECTOR

PORTFOLIO

SUBJECT: Treasurer's Investment Report for January, 2020.

FISCAL IMPACT: None.

ACTION: Receive and file.

**Attachments:** [LASSEN COUNTY PORTFOLIO - 1-31-20](#)

Supervisor Albaugh asked about investments the county held regarding market gain or loss at maturity. CAO Egan briefly explained maturity of an instrument and face value. CAO Egan also stated he could not speak for the Treasurer/Tax Collector however he understood her strategy. It's the need to manage the risk by investing in a consistent method by latching. Brief discussion was held.

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

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

HEALTH AND SOCIAL SERVICES

MID-YEAR BUDGET REVIEW

SUBJECT: Health & Social Services Mid-Year Budget Revisions.

FISCAL IMPACT: There is no impact to County General Fund. The changes impact only Federal, State and Realignment funds. These changes will increase expenditures of \$11,361 in the Public Health Fund/Budget Unit No. 110-0731 and an increase in expenditures of \$176,326 in the Tobacco Control/Education Fund/Budget Unit No. 115-0733 and an increase in expenditures of \$1,280,982 and an increase in revenue of \$1,280.982 in the Welfare Assistance Fund/Budget Unit No. 121-1211 and an increase in expenditures of \$307,435 in the Social Services Realignment Fund/Budget Unit No. 166-0851.

ACTION REQUESTED: Approve Fiscal Year 2019/2020 mid-year revisions in the following budgets: 1) Public Health Fund/Budget Unit No. 110-0731 - Increase appropriation by \$11,361; and 2) Tobacco Control/Education Fund/Budget Unit No. 115-0733 - Increase appropriation by \$176,326; and 3) Welfare Assistance Fund/Budget Unit No. 121-1211 - Increase revenues by \$1,280,982 and appropriation by \$1,280,982; and 4) Social Services Realignment Fund/Budget Unit No. 166-0851 - Increase appropriation by \$307,435. (4/5 vote required).

**Attachments:** [HSS Budget Revisions Attach](#)

Director of Health and Social Services (HSS) Barbara Longa gave a brief overview of the HSS mid-year budget revisions. Director Longa stated they just received an increase in appropriations in the Tobacco Control Fund. There would be no effect on the General Fund. Supervisor Albaugh asked about the Welfare Assistance fund and foster care. Director Longa stated there has been a higher need in placing children and the need to have them placed in short term residential treatment facilities. It was decided this would be the option for high profile foster children that couldn't be placed in long term as it would be ineffective. Short term residential treatment centers cost approximately \$13,000 - \$14,000 per month. Director Longa also added that HSS had been buying ads at the movie theaters and that has been very effective. Discussion was held.

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

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

#### COUNTY COUNSEL

##### DEPARTMENT OF JUSTICE

SUBJECT: Authorization to Department of Justice to require criminal histories from State and Federal Agencies for employment purposes.

FISCAL IMPACT: Undetermined.

ACTION REQUESTED: 1) Receive Staff Report; and 2) adopt Resolution; and/or 3) provide direction to staff.

**Attachments:** [Coco DOJ Authorization Criminal Histories](#)

County Counsel Burns gave a brief overview of the Authorization for Department of Justice (DOJ) to require criminal histories from State and Federal Agencies for employment purposes. The DOJ requires a resolution for the authorization. County Counsel Burns also stated without the authorization some departments would not be authorized to complete job functions.

**A motion was made by Supervisor Gallagher, seconded by Supervisor Hammond, that this Resolution No. 20-010 be adopted. The motion carried by the following vote:**

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

#### MATTERS SET FOR TIME CERTAIN

##### ALLIANCE FOR WORKFORCE DEVELOPMENT, INC

SUBJECT: Mid-year update Business and Job Seeker Service for program year 2019/2020.

FISCAL IMPACT: None.

ACTION REQUESTED: Receive presentation.

**Attachments:** [doc00295620200221144155](#)

Val Borg from Plumas County Alliance for Workforce Development gave a brief overview of the Alliance for Workforce Development and discussed the statistics of unemployment in Lassen County. Ms. Borg also discussed the services provided by this agency. Discussion was held.

RECESS: 10:13 a.m. - 10:20 a.m.

10:15 a.m.: RECOGNITION COMMITTEE

SUBJECT: Recognition Committee Award Presentation for February.

FISCAL IMPACT: None.

ACTION REQUESTED: Present Recognition Awards to the following: 15 Years: Jim Wolcott (Fair); Michael Johnson (Community Development); 20 Years: Lori Garrigan (Sheriff's Office).

Supervisor Teeter presented Certificates of Recognition to the following employees: 15 Years: Jim Wolcott (Fair Manager) and Michael Johnson (Community Development); 20 Years: Lori Garrigan (Sheriff's Office).

SPEAKERS: Director of Planning and Building Services Maurice Anderson, Sheriff/Coroner Dean Anderson.

ENVIRONMENTAL HEALTH

SUBJECT: Approval of Draft Local Area Management Plan (LAMP) for Onsite Wastewater Treatment Systems (OWTS).

FISCAL IMPACT: There is no impact to the General Fund.

ACTION REQUESTED: 1) Approve the draft LAMP plan for the submission to the Lahontan Regional Water Quality Control Board (LRWQCB) for review and approval.

Attachments: [BOS EH LAMP 02.25.2020](#)

Director of Health and Social Services Barbara Longo reminded the Board this item was previously presented and made the revisions per the request of the Board. Director Longo stated the approval of the draft would place Lassen County into a Tier 2 which is less restrictive than the tier (Tier 1) Lassen County is currently in. Supervisor Albaugh asked if the plan could be amended. Director Longo stated that it could be amended at any time. Trevor Miller from Lahontan Regional Water Quality Control Board confirmed the plan could be amended. Discussion was held.

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

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

## DEPARTMENT REPORTS - CONTINUED

BOARD OF SUPERVISORS

## CALIFORNIA CANNABIS AUTHORITY

SUBJECT: Adoption of a resolution authorizing and directing the execution of a joint powers agreement and related actions that may be necessary to implement the resolution for the County to become a member of the California Cannabis Authority.

FISCAL IMPACT: No initial membership costs. Actual membership fee cost to the County may offset by an ordinance to collect fees from cannabis related businesses that are required to report information to the California Cannabis Authority (CCA). Cannabis related businesses would be required to report cannabis business activities and transactions to the CCA as a condition of operating a cannabis business in the County.

ACTION REQUESTED: 1) Adopt the resolution; and/or 2) provide direction to staff.

**Attachments:** [2000225 CCA JPA](#)

CAO Egan recommended the Board to adopt the resolution authorizing Lassen County to become a member of the California Cannabis Authority. Brief discussion was held regarding negotiations, fees and other counties participation.

**A motion was made by Supervisor Hammond, seconded by Supervisor Gallagher, that this Resolution No. 20-011 be adopted. The motion carried by the following vote:**

**Aye:** 4 - Hemphill, Teeter, Gallagher and Hammond

**Nay:** 1 - Albaugh

**MATTERS SET FOR TIME CERTAIN - CONTINUED**

## EAGLE LAKE

SUBJECT: Presentation about Eagle Lake by the Lahontan Regional Water Quality Control Board.

FISCAL IMPACT: None.

ACTION REQUESTED: 1) Receive Presentation; and 2) provide direction to staff.

**Attachments:** [doc00295420200221144028](#)

Division Manager Ben Lanton from Lahontan Regional Water Quality Control Board (LRWQCB) introduced himself and gave a brief overview of the Board. Division Manager Lanton gave a detailed update on the current work performed at Eagle Lake which included septic systems, sewer projects, water vegetation and habitat. Grants, cattle grazing, ranchers and public complaints were also discussed. Supervisor Hammond asked about tank and sewer systems. Division Manager Lanton stated all work had been completed approximately ten years. Supervisor Gallagher discussed tourism and Eagle Lake. Supervisor Hemphill stated a solution is needed and the problem is not the cattle. The lake



is being inundated with Juniper trees that absorb approximately fifty gallons of water per day. Supervisor Albaugh briefly discussed managing the ground water and advised LRWQCB to take everything into consideration before making any final decisions. Director of Planning and Building Services Maurice Anderson discussed the lack of communication from LRWQCB and the context of the letter received. Additional discussion was held.

SPEAKERS: Will Turner, Frank Muse.

Supervisor Hammond was absent from 11:16 a.m. - 11:17 a.m.

#### COUNTY ADMINISTRATIVE OFFICE

SUBJECT: INFORMATION FOR THE BOARD OF SUPERVISORS

Nothing to report.

#### CLOSED SESSION - CONTINUED

Closed session was continued from 11:38 a.m. - 12:13 p.m.

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

Deputy Clerk of the Board Yderraga was absent from 11:38 a.m. - 11:41 a.m.

Supervisor Hammond was absent from 12:01 p.m.

Supervisor Hemphill was absent from 12:10 p.m. - 12:11 p.m.

#### ANNOUNCEMENT OF ITEMS DISCUSSED IN CLOSED SESSION

County Counsel Burns 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: One case.

No reportable action.

2) Employee performance evaluation: County Counsel.

No reportable action.

#### ADJOURNMENT

There being no further business, the meeting is adjourned at 12:13 p.m.

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Chairman of the Board of Supervisors

Date: \_\_\_\_\_

ATTEST:

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Michele Yderraga, Deputy Clerk of the Board