



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

Tuesday, December 8, 2020

9:00 AM

Lassen County Fairground
Jensen Hall
195 Russell Ave
Susanville, CA 96130

9:05 A.M. CALL TO ORDER

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

Excuse: 0

PUBLIC COMMENT

Kerri Cobb: Requested Item# H1 - Commercial Cannabis Cultivation to be postponed to a future meeting.

Gary Bridges: Requested Item# H1 - Commercial Cannabis Cultivation to be postponed to a future meeting.

ANNOUNCEMENT OF THE ITEMS TO BE DISCUSSED IN CLOSED SESSION

County Counsel Burns announced the following closed session item:

- 1) Public employee appointment pursuant to Government Code section 54957-County Counsel.

CLOSED SESSION

Closed session was held from 9:13 a.m. - 9:32 a.m.

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

RECESS: 9:32 a.m. - 9:35 a.m.

9:35 A.M. OPENING CEREMONIES

ANNOUNCEMENT OF ITEMS DISCUSSED IN CLOSED SESSION

County Counsel Burns announced the following closed session item:

- 1) Public employee appointment pursuant to Government Code section 54957-County Counsel.

No reportable action.

Pledge of Allegiance and Invocation

After the flag salute invocation was offered by Supervisor Teeter.

AGENDA APPROVAL, ADDITIONS AND/OR DELETIONS

Supervisor Albaugh requested to adjourn in memory of Ruth Morgan; Supervisor Gallagher requested to adjourn in memory of Lori Spears; Supervisor Hammond requested to adjourn in memory of Bill Chesterside.

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

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

PUBLIC COMMENTS

Curtis Bortle: Discussed the cannabis dispensary.

UNAGENDIZED REPORTS BY BOARD MEMBERS

Supervisor Hemphill: 1) Attended a Lassen County Local Agency Formation Commission (LAFCo) meeting; 2) wished everyone a Merry Christmas.

Supervisor Hammond: 1) Swore in the new Standish Litchfield Fire Protection District Board Members; 2) there will be a Doyle town cleanup in the near future; 3) gave an update on the residents who lost their home in the Laura Fire in Doyle.

Supervisor Gallagher: 1) Didn't attend the LAFCo meeting by prearrangement; 2) disappointed with the amount of COVID-19 cases at High Desert State Prison (HDSP); 3) wished everyone a Merry Christmas.

Supervisor Albaugh: 1) Agreed with Supervisor Gallagher regarding COVID-19 cases at HDSP; 2) will be attending the Solid Waste meeting this afternoon; 3) will be attending a Big Valley Advisory Board Committee (BVAC) meeting; 4) will be attending a Golden State Natural Resources meeting.

Supervisor Teeter: Nothing to report.

INFORMATION/CONSENT CALENDAR

Approval of the Consent Agenda

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

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

DISTRICT ATTORNEY

CHILD ADVOCACY CENTER

SUBJECT: Resolution approving the continuation of the Lassen County District Attorney's Child Advocacy Center Program to be funded from monies available through the State of California and administered by the California Office of Emergency Services. (Cal OES).

FISCAL IMPACT: Grant revenue \$170,003 for the Child Advocacy Center; Fund/Budget Unit No.108-0438. Included in the 2020-2021 Fiscal Year budget.

ACTION REQUESTED: Adopt Resolution.

Attachments: [DA Attach](#)

This Resolution No.20-053 was adopted on the Consent Agenda.

TREASURER/TAX COLLECTOR

TAX SALE

SUBJECT: Resolution approving the sale of Tax Defaulted property at public auction May 21st through May 24th, 2021.

FISCAL IMPACT: None.

ACTION REQUESTED: Adopt Resolution.

Attachments: [Treas Tax Coll Attach](#)

This Resolution RES 20-052 was adopted on the Consent Agenda.

COUNTY CLERK-RECORDER

MINUTES 2020/10/27

SUBJECT: Meeting Minutes of October 27, 2020.

FISCAL IMPACT: None.

ACTION REQUESTED: Approve.

Attachments: [DRAFT MINS 2020-10-27](#)

These Minutes were approved on the Consent Agenda.

MINUTES 2020/11/10

SUBJECT: Meeting Minutes of November 10, 2020.

FISCAL IMPACT: None.

ACTION REQUESTED: Approve.

Attachments: [DRAFT MINS 2020-11-10](#)

These Minutes were approved on the Consent Agenda.

MINUTES 2020/11/17

SUBJECT: Meeting Minutes of November 17, 2020.

FISCAL IMPACT: None.

ACTION REQUESTED: Approve.

Attachments: [DRAFT MINS 2020-11-17](#)

These Minutes were approved on the Consent Agenda.

MISCELLANEOUS CORRESPONDENCE ITEMS

ACTION REQUESTED: Receive and file the following correspondence:

- a) Lassen County Architectural Review Committee Meeting Agenda for December 1, 2020.
- b) Notice of Cancellation - Lassen County Planning Commission Meeting for December 1, 2020.
- c) Big Valley Groundwater Basin Advisory Committee Public Meeting December 2, 2020.
- d) Susanville City Council Special Meeting agenda for December 2, 2020.
- e) Lassen County Technical Advisory Committee Meeting Agenda for December 3, 2020.
- f) Change of Location - Susanville City Council Special Meeting agenda for December 2, 2020.
- g) Lassen Local Agency Formation Commission (LAFCo) Special Meeting Agenda for December 7, 2020 - Note Location Change.

Attachments: [MISC CORR](#)

These Reports were received and filed on the Consent Agenda.

DEPARTMENT REPORTS

PLANNING AND BUILDING SERVICES

ELECTRIC VEHICLE CHARGING SYSTEMS

SUBJECT: The proposed ordinance would add chapter 12.10 (Electric Vehicle Charging Systems) to the Lassen County Code to create an expedited permitting process for electric vehicle charging stations as required by Government Code Section 65850.7 (AB 1236).

FISCAL IMPACT: Minor impact due to staff training and implementation; otherwise no General Fund impact.

ACTION REQUESTED: 1) Adopt Ordinance; and 2) direct the Environmental Review Officer to file a Notice of Exemption (NOE) with the Lassen County Clerk; and

3) direct the Director of the Planning and Building Services Department to adopt a checklist to establish requirements for electric vehicle charging stations that conforms to the recommendations contained in the Governor's Office of Planning and Research checklist and to adopt amendments as required to be consistent with the most current version of the Office of Planning and Research checklist.

Attachments: [BOS 12-8-20 packetH2](#)

County Counsel Burns gave a brief overview of the item and reminded the Board the draft ordinance had been introduced with reading waived at a Board of Supervisors meeting held on November 17, 2020. Director of Planning and Building Services Director Maury Anderson agreed with County Counsel Burns. Supervisor Teeter asked if this would effect of the City of Susanville. County Counsel Burns stated he believed it would only effect the unincorporated area of Lassen County. The Director of Planning and Building Services Anderson confirmed.

A motion was made by Supervisor Albaugh, seconded by Supervisor Gallagher, that this Ordinance No. 2020-02 be adopted. The motion carried by the following vote:

Aye: 4 - Teeter, Albaugh, Gallagher and Hammond

Nay: 1 - Hemphill

BOARD OF SUPERVISORS

COMMERCIAL CANNABIS CULTIVATION

SUBJECT: Discuss possible amendments to Title 18 of the Lassen County Code regarding commercial cannabis cultivation.

FISCAL IMPACT: Possible future implementation costs if an ordinance is adopted.

ACTION REQUESTED: Provide direction to staff.

Attachments: [BOS 12-8-2020 Packet](#)

This item was tabled to be discussed later in the meeting.

SPEAKERS: Director of Planning and Building Services Maury Anderson, Lassen County Sheriff/Coroner Dean Growdon,

MATTERS SET FOR TIME CERTAIN

10:00 a.m.: PROCLAMATION

SUBJECT: Proclamation recognizing Jim Wolcott (Fair) on his retirement from Lassen County.

FISCAL IMPACT: None.

ACTION REQUESTED: Adopt.

Supervisor Teeter presented Fair Manager Jim Wolcott with a Proclamation for his retirement. Brief discussion was held.

PUBLIC HEARINGS

PLANNING AND BUILDING SERVICES

SUBJECT: Amend Lassen County Code Chapter 9.16 (Fire hazards) to comply with the "SRA Fire Safe Regulations" (Title 14 of the California Code of

Regulations, Division 1.5, Chapter 7 Fire Protection, Subchapter 2, Articles 1-5.

FISCAL IMPACT: Unknown

ACTION REQUESTED: 1) receive staff report and Planning Commission November 3, 2020, recommendation; and 2) introduce the ordinance and read (or waive).

Attachments: [Fire Safe Ord. BOS 12-8-20 Packet c](#)

Assistant Planning and Building Services Director Gaylon Norwood gave a brief description of the ordinance amending the Lassen County Code pertaining to fire hazards. Assistant Director Norwood stated the ordinance was being introduced and would be reagendaized for the December 15, 2020, Board of Supervisors meeting to adopt. Office of Emergency Services (OES) Chief Silas Rojas discussed the background of the Fire Safe Ordinance. Additional discussion was held.

The Public Hearing was opened from 10:37 a.m. - 10:42 a.m.

SPEAKERS IN FAVOR: Director of Planning and Building Services Maury Anderson.

SPEAKERS OPPOSED: None.

CAO Egan was absent from 10:19 a.m. - 10:21 a.m.

A motion was made by Supervisor Albaugh, seconded by Supervisor Gallagher, that this Ordinance be introduced and waive reading. The motion carried by the following vote:

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

MATTERS SET FOR TIME CERTAIN - CONTINUED

BOARD OF SUPERVISORS

SUBJECT: County Health Officer Order for the Control of COVID-19 "Lassen County School Order" of November 23, 2020.

FISCAL IMPACT: Unknown.

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

Attachments: [Health Order - 11.23.2020](#)

Director of Health and Social Services Barbara Longo gave an update on the pandemic. Director Longo discussed the large number of inmate and staff cases at the prisons, the outbreak at the nursing facility, and positive cases within the school districts. Director Longo concluded that her staff was working very hard and was proud to be part of their team.

Lassen County Public Health Officer Dr. Kenneth Korver stated he would be discussing as to why the schools had been closed. Dr. Korver reminded the Board he had been to three different board meetings informing the Board there would eventually be a Covid-19 outbreak in the prisons. High Desert State Prison (HDSP) has a large amount of positive cases. Dr. Korver discussed,

Covid-19 symptoms, positive cases in the local nursing home, hospital availability and deaths. Dr. Korver informed the Board that not all schools were force closed. Six schools had chosen to close due to positive cases with students and staff. Dr. Korver stated when he decided to close the schools it seemed like the most reasonable solution to stop the problem. Dr. Korver stated his decision to close the schools at the time he did was wise with the holidays approaching. The plan was to re-open the schools on January 4, 2021, after the Christmas break. Dr. Korver commented there are too many positive cases with school staff, the schools wouldn't be capable of re-opening. Dr. Korver also stated Lassen County was the 2nd highest population with positive cases in California. We have to be careful where ever we go. It's not easy to do. There is a serious problem and it's not all good news.

Supervisor Hammond asked about hospitalization and positive cases. Dr. Korver stated there were only two free beds at Banner Lassen Medical Center.

Supervisor Gallagher stated the school districts were given the task to create a plan to re-open, the plans that were agreed upon should not be interrupted. Supervisor Hammond stated the decision to re-open should be left up to the school. Supervisor Hemphill stated there should be better communication between Director Longo and Dr. Korver. Supervisor Albaugh agreed. Additional discussion was held.

SPEAKERS: Superintendent of Lassen Union High School District/Lassen High School (LHS) Principal Morgan Nugent, Lassen County Superintendent of Schools Patty Gunderson, LHS Board Member Ken Theobald, Janesville Elementary School Principal Ed Brown, Dr. Peterson, Dr. Clinite, Charity Moore, Elaine Jacobs, Ruben Manke, Cody Schuster, Johnny Taylor, Diana Bailey, Autry Satca, Sabrina Gratemann, Ally Cook, Brandon Vinson, Kim Kirack, Kimber Lou, Mark Rotlisberger.

Supervisor Albaugh was absent from 11:18 a.m. - 11:20 a.m.
Supervisor Hammond was absent from 11:42 a.m. - 11:44 a.m.
Supervisor Hemphill was absent from 11:44 a.m. - 11:46 a.m.
CAO Egan was absent from 12:08 p.m. - 12:10 p.m.

RECESS: 12:27 p.m. - 12:35 p.m.

BOARD OF SUPERVISORS

COMMERCIAL CANNABIS CULTIVATION

SUBJECT: Discuss possible amendments to Title 18 of the Lassen County Code regarding commercial cannabis cultivation.

FISCAL IMPACT: Possible future implementation costs if an ordinance is adopted.

ACTION REQUESTED: Provide direction to staff.

Supervisor Gallagher requested to table this item to a future Board of Supervisors meeting.

SPEAKERS: Kerri Cobb, Treasurer/Tax Collector Nancy Cardenas.

A motion was made by Supervisor Gallagher, seconded by Supervisor Albaugh, to table this item to a future Board of Supervisors meeting. The motion carried by the following vote:

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

MATTERS SET FOR TIME CERTAIN - CONTINUED

BOARD OF SUPERVISORS

SUBJECT: Appointment of Fair Manager (Kaitlyn Downing) effective December 10, 2020.

FISCAL IMPACT: Position appropriated in 2020/2021 Fiscal Year budget.

ACTION REQUESTED: Make appointment.

Fair Manager Kaitlyn Downing introduced herself to the Board. CAO Egan gave a brief background of the new appointment, to be effective December 10, 2020.

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 - Hemphill, Teeter, Albaugh, Gallagher and Hammond

PUBLIC HEARINGS - CONTINUED

HEALTH AND SOCIAL SERVICES

SUBJECT: Public Hearing and Resolution authorizing Lassen County Community Social Services Department to apply for a planning improvement projects for Leavitt Lake Community Services District, Westwood Community Services District, and Westwood Community Center.

FISCAL IMPACT: There is no impact to County General Funds.

ACTION REQUESTED: 1) Adopt Resolution; and, 2) authorize the County Administrative Officer to execute and deliver all applications and act on the County's behalf in all matters pertaining to all such applications.

Attachments: [HSS Attach](#)

Director of Community Social Services Jenna Aguilera informed the Board this item was a follow up to a public hearing held on January 21, 2020, regarding a Community Development Block Grant (CDBG) allocation that was received and eligible for Leavitt Lake Community Services District (CSD), Westwood CSD, and the Westwood Community Center. Director Aguilera gave a brief overview of CDBG. Brief discussion was held.

The Public Hearing was open from 12:47 p.m. - 12:50 p.m.

SPEAKERS IN FAVOR: Susan Coffey from Westwood CSD, Adrian Childson from Leavitt Lake CSD, Melissa Winn from the Westwood Chamber of Commerce.

SPEAKERS OPPOSE: None.

A motion was made by Supervisor Gallagher, seconded by Supervisor Hammond, that this Resolution No. 20-054 be adopted. The motion carried by the following vote:

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

COUNTY ADMINISTRATIVE OFFICE

SUBJECT: INFORMATION FOR THE BOARD OF SUPERVISORS

CAO Egan reported: 1) There would be a Solid Waste meeting in the afternoon; 2) acknowledged Director Longo and her staff had been continuously working since March due to Covid-19 and they continue to do great work. CAO Egan thanked Director Longo and staff for their dedication.

ADJOURNMENT

There being no further business, the meeting is adjourned at 12:55 p.m. in memory of Ruth Morgan, Lori Spears and Bill Chesterside.

Chairman of the Board of Supervisors

Date: _____

ATTEST:

Michele Yderraga, Deputy Clerk of the Board