



# Lassen County

## Meeting Agenda

### 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*

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Tuesday, February 19, 2019

9:00 AM

Board Chambers  
707 Nevada Street  
Susanville, CA 96130

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### ADDRESSING THE BOARD

\*Any person desiring to address the Board shall first secure permission of the presiding officer.

\*Speaker cards are provided so that individuals can bring to the attention of the presiding officer their desire to speak on a particular Agenda item. Cards are available on the table by the door and shall be completed and presented to the Clerk in advance of speaking.

\*Matters under the jurisdiction of the Board, and not on the Agenda, may be addressed by the Public at the time provided in the Agenda under Public Comment. The Board limits testimony on those items to three minutes per person and no more than three individuals shall address the same subject.

\*As required by Govt. Code Section 54957.5, any public record distributed to the Board of Supervisors less than 72 hours prior to this meeting in connection with any agenda item shall be made available for public inspection at the office of the Clerk of the Board, 220 S. Lassen St., Suite 5, Susanville CA 96130. Public records distributed during the meeting will be available for public inspection at the meeting if prepared by the County. If the public record is prepared by any other party and distributed at the meeting, it will be made available for public inspection following the meeting at the office of the Clerk of the Board.

\* Parties with a disability as provided by the Americans with Disabilities Act who require special accommodations or aides in order to participate in the public meeting should make the request to the County Clerk of the Board's Office three full business days prior to the meeting at (530) 251-8217 or [lcclerk@co.lassen.ca.us](mailto:lcclerk@co.lassen.ca.us).

\*Next Resolution in line for adoption: No. 19-007

\*Next Ordinance in line for adoption: No. 2019-01

THE BOARD OF SUPERVISORS MAY RECESS AT 11:45 AM AND RECONVENE AT 1:30 PM.

THE BOARD MAY HOLD CLOSED SESSION AS THE AGENDA SCHEDULE PERMITS.

### A. 9:00 A.M. CALL TO ORDER

1. PUBLIC COMMENT (Suggested for addressing items to be considered under Closed Session)

2. CLOSED SESSION

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

1) Conference with Legal Counsel: Significant exposure to Litigation Pursuant to Subdivision (d)(2) of Government Code Section 54956.9 (if needed).

2) Employee performance evaluation: Fair Manager.

3) Liability Claim: 1) Claimant, K. Camacho; Agency claimed against, Lassen County, Claim # TIBT-600233; and 2) Claimant R. Muller; Agency claimed against, Lassen County, Claim # TIBT-600204.

## **B. 9:30 A.M. OPENING CEREMONIES**

### **Pledge of Allegiance and Invocation**

1. ANNOUNCEMENT OF ITEMS DISCUSSED IN CLOSED SESSION
2. AGENDA APPROVAL, ADDITIONS AND/OR DELETIONS
3. PUBLIC COMMENTS
4. UNAGENDIZED REPORTS BY BOARD MEMBERS (Immediately following public comment and no later than 10:00 a.m.)

## **C. PUBLIC HEARINGS**

These matters are scheduled at the time stated, and will be heard by the Board as close to the time stated as possible.

1

10:05 A.M.: WOOD

SUBJECT: Public Hearing continued from January 22, 2019: applications to rezone properties into an Agricultural Preserve Combining District and to subsequently enter said properties into a Land Conservation (Williamson) Act contract. Said properties are owned by Ramsey and Trisha Wood and are located near Standish. (Files: AA #2018-002 and RZ #2018-005).

FISCAL IMPACT: Potential for loss of tax revenue if Land Conservation (Williamson) contract offered.

ACTION REQUESTED: 1) Receive the Planning Commission's recommendation on rezoning; and 2) conduct a continued public hearing pursuant to County Code Section 18.124.050 (Procedures for Precise Zoning and Amendments); and 3) introduce and adopt, by title only, an Ordinance implementing the rezone of the 220 acres of property from E-A and E-A-D to E-A-A-P and E-A-A-P-D, respectively; and 4) receive and consider the Land Conservation Committee recommendation on the establishment of an agricultural preserve; and 5) adopt a resolution establishing an agricultural preserve and authorize the execution of a Land Conservation (Williamson) Act Contract; or 6) alternatively the Board could determine that the lands are not suitable for the purpose of establishing a Land Conservation (Williamson) Act contract and deny the applications.

Attachments:

[PB Wood RZAA 2-19-19 pckt](#)

- 2** 10:10 A.M.: ORTEGA/BRISTOW  
SUBJECT: Continued Public Hearing from December 11, 2018, to determine if the substandard structure at 445-310 Herlong Access Road will be abated by Lassen County in accordance with the Order of the Building Official, if the property owner does not complete the demolition by November 30, 2018. Assessor Parcel Number 139-040-08 (CDEF2015-031, Ortega/Bristow).  
FISCAL IMPACT: Unknown cost if the County abates; which could potentially be recovered through recordation of a lien.  
ACTION REQUESTED: 1) Conduct Public Hearing; and 2) receive report from staff; and 3) adopt a Resolution upholding the Building Official's determination.

**Attachments:** [PB Ortega Cont'd Hearing 2-19-19 final packet](#)

#### **D. MATTERS SET FOR TIME CERTAIN**

These matters have been set at the time stated to accommodate the participants, and will be heard by the Board as close to the time stated as possible.

- 1** 10:00 a.m.: PROCLAMATION  
SUBJECT: Proclamation recognizing Matthew McFarland (Sheriff's Office) and Bill "Buster" Anderson (Public Works) on their retirement from Lassen County.  
FISCAL IMPACT: None.  
ACTION: Adopt.

**Attachments:** [Proclamation 2019 -- Bill Anderson](#)  
[Proclamation 2019 - Matthew McFarland](#)

- 2** 10:02 A.M. RECOGNITION COMMITTEE  
SUBJECT: Recognition Committee Award Presentation for February.  
FISCAL IMPACT: None.  
ACTION REQUESTED: Present Recognition Award.  
15 Years: Vina Jimenez (Adult Services).

- 3** 10:15 A.M.: SOUTHERN CASCADES COMMUNITY SERVICES DISTRICT (CSD) EMERGENCY MEDICAL SERVICES  
SUBJECT: Receive report from Northern California Emergency Medical Services, Inc. (Nor-Cal EMS) regarding emergency medical services in the Southern Cascades CSD.  
FISCAL IMPACT: None.  
ACTION REQUESTED: Receive report.

- 4 10:30 A.M.: ROAD DEPARTMENT  
SUBJECT: Vehicle Speed Feedback Signs.  
FISCAL IMPACT: To be determined.  
ACTION REQUESTED: 1) Receive report; and 2) provide direction to staff.

Attachments: [PB Vehicle Speed Signs Attach](#)

- 5 10:40 a.m.: SUPERVISOR GALLAGHER  
SUBJECT: Presentation by Lassen Cannabis Co.  
FISCAL IMPACT: None.  
ACTION REQUESTED: Receive report and provide direction to staff.

- 6 10:55 a.m.: PLANNING AND BUILDING  
SUBJECT: Update on regulation of cannabis activity.  
FISCAL IMPACT: To be determined.  
ACTION REQUESTED: Receive verbal update and provide direction to staff.

10:25 a.m.: RECESS

## E. STUDY SESSION

## F. BOARDS AND COMMISSIONS

## G. INFORMATION/CONSENT CALENDAR

These matters are routine in nature and usually approved by a single vote. Prior to action of the Board, the public will be given the opportunity to comment on any consent item

### BOARD OF SUPERVISORS

- 1 FALL RIVER RESOURCE CONSERVATION DISTRICT (RCD)  
REAPPOINTMENTS  
SUBJECT: Reappointments to the Fall River RCD Board of Directors.  
FISCAL IMPACT: None.  
ACTION REQUESTED: Approve.

Attachments: [FRRCD Application McFarlane](#)  
[FRRCD Notice of Vacancy](#)  
[FRRCD Fall River RCD Appointments SR](#)

- 2 SUPERVISOR HEMPHILL  
SUBJECT: Request to designate: \$500 to Lassen High School Clay Breakers.  
FISCAL IMPACT: Appropriation is included in the General Fund, Board of Supervisors Fund/Budget Unit No. (100-0011).  
ACTION REQUESTED: Approve expenditures.

AUDITOR'S OFFICE

- 3** REPORT  
SUBJECT: Treasurer's Fund Balance Report and Auditor's verification for the month of January 31, 2019.  
FISCAL IMPACT: None.  
ACTION: Receive and file.

Attachments: [LASSEN COUNTY FUND BALANCES 01-31-2019](#)

#### CHILD SUPPORT SERVICES

- 4** DEPARTMENT OF CHILD SUPPORT SERVICES (DCSS)  
ADMINISTRATIVE ALLOCATION  
SUBJECT: DCSS Administrative allocation funding increase for \$40,046, one-time basis.  
FISCAL IMPACT: There is no fiscal impact to the General Fund. Total appropriation increase in Fund/Budget Unit No. 528-0432 of \$40,046 with additional revenues of \$40,046.  
ACTION REQUESTED: Receive additional DCSS administrative funding for \$40,046 and approve increase of total appropriations in Fund/Budget Unit No. 528-0432 for \$40,046. (4/5 vote required).

Attachments: [DCSS Board of Supervisor Staff Report-Increase in Appropriations \(1\) Attach](#)

#### COUNTY ADMINISTRATIVE OFFICE

- 5** PERSONNEL REPORT  
SUBJECT: Personnel Movement Report for December, 2018.  
FISCAL IMPACT: None.  
ACTION: Receive and file.

Attachments: [Personnel Report](#)

#### COUNTY CLERK-RECORDER

- 6** MINUTES  
SUBJECT: Meeting minutes of January 22, 2019.  
FISCAL IMPACT: None.  
ACTION REQUESTED: Approve.

Attachments: [Draft Meeting Minutes](#)

#### DISTRICT ATTORNEY

- 7 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: \$178,503 for the Child Advocacy Center; Fund/Budget Number: 108-0438.  
ACTION REQUESTED: Adopt Resolution.

Attachments: [Child Advocacy Center Grant Funding Approval Request](#)

- 8 SPECIAL PROSECUTOR PRISON PROSECUTION CONTRACT  
SUBJECT: Special Prosecutor contract for prison prosecution legal services.  
FISCAL IMPACT: \$216,000 per year reimbursed by the state to Prison Prosecution Fund/Budget Unit No. 107-0421-3002300.  
ACTION REQUESTED: 1) Approve; and 2) authorize CAO to sign.

Attachments: [DA CONTRACT FOR SPECIAL LEGAL SERVICES](#)

#### PRISON TRIAL COSTS

- 9 PRISON TRIAL COSTS REIMBURSEMENT PROGRAM ITEMS  
SUBJECT: Recap of CCC Prison and High Desert State Prison Trials Cost Reimbursement Billing for the months of July 2018 through December 2018.  
FISCAL IMPACT: None.  
ACTION REQUESTED: Receive and file.

Attachments: [Prison Trail Reports](#)

#### PROBATION DEPARTMENT

- 10 TRAVEL AUTHORIZATION - SKEEN  
SUBJECT: Travel authorization for Daniel Skeen to attend the mandatory Deputy Probation Officer Core Course training, March 10 through April 12, 2019 in Sacramento. The total estimated cost of the training is approximately \$5,470.00.  
FISCAL IMPACT: From Fund/Budget Unit No. 145-0561 with partial reimbursement from the Standards & Training for Corrections (STC) Program.  
ACTION REQUESTED: Approve.

Attachments: [Prob Attach D.Skeen](#)

- 11** TRAVEL AUTHORIZATION - SOMMERFIELD  
SUBJECT: Travel authorization for Jennifer Sommerfield to attend the mandatory Supervisor Core Course training, March 4 through March 15, 2019 in Sacramento. The total estimated cost of the training is approximately \$2,120.80.  
FISCAL IMPACT: From Fund/Budget Unit No.145-0561 with partial reimbursement from the Standards & Training for Corrections (STC) Program.  
ACTION REQUESTED: Approve.

Attachments: [Prob Attach J.Sommerfield](#)

#### PUBLIC WORKS DEPARTMENT

- 12** ROAD DEPARTMENT  
SUBJECT: Bid Award: Asphalt Emulsion Oil.  
FISCAL IMPACT: Expenditure in the not-to-exceed amount of \$344,000.00 from Road Operating Budget, Fund/Budget Unit No. 122-1221.  
ACTION REQUESTED: Award bid to VSS International, Inc. dba VSS Emultech, West Sacramento, California, the lowest bidder meeting the specifications, in the amount of \$344,000.00 for Asphalt Emulsion Oil.

Attachments: [PW doc06499620190206152727](#)

#### TREASURER/TAX COLLECTOR

- 13** REPORT  
SUBJECT: Treasurer's Investment Report for January 31, 2019.  
FISCAL IMPACT: None.  
ACTION: Receive and file.

Attachments: [LASSEN COUNTY PORTFOLIO 01-31-2019](#)

#### MISCELLANEOUS CORRESPONDENCE ITEMS

- 14** ACTION REQUESTED: Receive and file the following correspondence:
- a) Lassen County Architectural Review Committee Special Meeting agenda for February 14, 2019.
  - b) Planning and Service Area Agency on Aging Advisory (PSA2 AAA) Advisory Council Special Meeting agenda Conference Call Friday, January 28, 2019.
  - c) Susanville City Council Special Meeting agenda for January 24, 2019.
  - d) Honey Lake Valley Resource Conservation District Regular Meeting Agenda for January 31, 2019.
  - e) Susanville City Council Special Meeting agenda for February 6, 2019.
  - f) Lassen County Planning Commission regularly scheduled meeting for February 5, 2019, has been cancelled.

Attachments: [Misc Corr](#)

## H. DEPARTMENT REPORTS

### COUNTY COUNSEL

- 1** RULES OF NOTICE AND PROCEDURE  
SUBJECT: Rules of Notice and Procedure.  
FISCAL IMPACT: None.  
ACTION REQUESTED: 1) Consider changes to Rules of Notice and Procedure; and 2) adopt Resolution; and/or 3) provide direction to staff.

Attachments: [2019 draft rules clean copy](#)  
[2019 draft rules-track changes](#)  
[RosenbergText\\_2011](#)

### PUBLIC WORKS DEPARTMENT

- 2** SUBJECT: Status report for One Stop Remodel Projects.  
FISCAL IMPACT: Not applicable.  
ACTION REQUESTED: 1) Receive report: and/or 2) provide direction to staff.

### PLANNING AND BUILDING SERVICES



- 3** GROUND WATER SUSTAINABILITY PLAN  
SUBJECT: Proposal to prepare a Groundwater Sustainability Plan for the Big Valley Groundwater Basin pursuant to the Sustainable Groundwater Management Act.  
FISCAL IMPACT: The fiscal net impact for the year is zero. The expense for this fiscal year has been estimated to be \$350,000 of the \$914,443 GEI contract which has been budgeted in the Planning Department budget (account 100-0681-3002300). Expenses will be invoiced to DWR and be covered by the \$999,185 grant agreement with DWR (account 100-0681-2006200). In the contract, GEI agrees that GEI will be paid “only when the State of California Department of Water Resources has paid COUNTY”.  
ACTION REQUESTED: 1) Receive report; and; 2) authorize the Chairman to sign the contract with GEI Consultants, Inc. in the amount of \$914,443; and 3) provide direction to staff if necessary.

Attachments: [PB GEI Contract Revised 2-19-19](#)

- 4** FARM BILL  
SUBJECT: Discuss possible future actions to be taken by Lassen County due to the legalization of hemp in the Farm Bill.  
FISCAL IMPACT: Unknown.  
ACTION REQUESTED: Receive report and provide direction if necessary.

COUNTY ADMINISTRATIVE OFFICE

- 5** SUBJECT: INFORMATION FOR THE BOARD OF SUPERVISORS

**I. CORRESPONDENCE**

**J. AGENDA ADDENDUM**

**2019 PROPOSED MEETINGS:**

February 26, 2019 – 9:00 a.m. – Board Meeting  
March 5, 2019 – No Board Meeting  
March 12, 2019 – 9:00 a.m. – Board Meeting  
March 19, 2019 – 9:00 a.m. – Board Meeting  
March 26, 2019 – 9:00 a.m. – Board Meeting  
April 2, 2019 – No Board Meeting  
April 9, 2019 – 9:00 a.m. – Board Meeting  
April 16, 2019 – 9:00 a.m. – Board Meeting  
April 23, 2019 – 9:00 a.m. – Board Meeting  
April 30, 2019 – No Board Meeting  
May 7, 2019 – 9:00 a.m. – Board Meeting  
May 14, 2019 – 9:00 a.m. – Board Meeting  
May 21, 2019 – 9:00 a.m. – Board Meeting  
May 28, 2019 – No Board Meeting  
June 4, 2019 – No Board Meeting  
June 11, 2019 – 9:00 a.m. – Board Meeting  
June 15, 2019 – 9:00 a.m. – Board Meeting  
June 25, 2019 – 9:00 a.m. – Board Meeting  
July 2, 2019 – No Board Meeting  
July 9, 2019 – 9:00 a.m. – Board Meeting  
July 16, 2019 – 9:00 a.m. – Board Meeting  
July 23, 2019 – 9:00 a.m. – Board Meeting  
August 6, 2019 – No Board Meeting  
August 13, 2019 – 9:00 a.m. – Board Meeting  
August 20, 2019 – 9:00 a.m. – Board Meeting  
August 27, 2019 – 9:00 a.m. – Board Meeting  
September 3, 2019 – No Board Meeting  
September 10, 2019 – 9:00 a.m. – Board Meeting  
September 17, 2019 – 9:00 a.m. – Board Meeting  
September 24, 2019 – 9:00 a.m. – Board Meeting  
October 1, 2019 – No Board Meeting  
October 8, 2019 – 9:00 a.m. – Board Meeting  
October 15, 2019 – 9:00 a.m. – Board Meeting  
October 22, 2019 – 9:00 a.m. – Board Meeting  
October 29, 2019 – No Board Meeting  
November 5, 2019 – No Board Meeting  
November 12, 2019 – 9:00 a.m. – Board Meeting  
November 19, 2019 – 9:00 a.m. – Board Meeting  
November 26, 2019 – 9:00 a.m. – Board Meeting  
December 3, 2019 – No Board Meeting  
December 10, 2019 – 9:00 a.m. – Board Meeting  
December 17, 2019 – 9:00 a.m. – Board Meeting

**December 24, 2019 – Holiday – No Board Meeting**

**ADJOURNMENT**