



# 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, December 10, 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. 19-051

\*Next Ordinance in line for adoption: No. 2019-10

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) Conference with Legal Counsel: Significant exposure to litigation pursuant to Subdivision (d)(2) of Government Code Section 54956.9: One case.

### 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                    10:00 a.m.: PLANNING DIVISION - CANNABIS  
SUBJECT: PUBLIC HEARING: Draft Ordinance to Allow Cannabis Dispensaries in Industrial Zones (File #318.01.58).  
FISCAL IMPACT: Unknown. Possible increase in tax revenue (in Title 3) if an ordinance is adopted.  
ACTION REQUESTED: 1) Receive report from staff and recommendation of approval from Planning Commission; and 2) introduce and adopt, by title only, the proposed ordinance to allow cannabis dispensaries in industrial zones and to reduce setback requirements; or 3) provide direction to staff.

Attachments:        [PB CannabisOrdAdopt 12-10-19 pckt](#)

- 2                    10:15 a.m.: PLANNING DIVISION - FOSTER  
SUBJECT: PUBLIC HEARING: Variance #2019-001, Anthony and Mary Foster, proposal to construct a 1,584-square-foot residence within the setback area of an approximately 0.44-acre parcel. The applicants are requesting a 15-foot front yard setback instead of the 20-foot front yard setback required by Lassen County Code Section 18.22.050(3). The project is located at 475-795 Hobo Camp Road, Susanville. APN: 107-111-18.  
FISCAL IMPACT: No impact to the General Fund.  
ACTION REQUESTED: 1) Receive the Planning Commission's recommendation regarding the variance application; and 2) Conduct a public hearing; and  
3) Consider adoption of a resolution approving or disapproving the variance application.

Attachments:        [PB FosterVariance 12-10-19pckt](#)

**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 10:20 a.m.: PLANNING AND BUILDING SERVICES  
SUBJECT: Consider approval of full release of financial assurance held by Lassen County for completion of Habitat Mitigation and Management Plan at Hayden Hill Gold Mine, operated by Lassen Gold Mining, Inc. (LGMI).  
FISCAL IMPACT: No foreseeable impact to general fund.  
ACTION REQUESTED: 1) Receive report; and 2) Adopt a resolution approving full release of financial assurances held for completion of Habitat Mitigation and Management Plan.

Attachments: [PB LGMI FA Reduction 12-10-19](#)

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

COUNTY CLERK-RECORDER

- 1 MINUTES  
SUBJECT: Meeting Minutes of November 20, 2019.  
FISCAL IMPACT: None.  
ACTION REQUESTED: Approve.

Attachments: [DRAFT MINS](#)

- 2 ELECTIONS  
SUBJECT: Certified Statement of Results for the November 5, 2019 Special Assembly District 1 General Election.  
FISCAL IMPACT: Unknown at this time.  
ACTION REQUESTED: 1) Receive and file the Certified Statement of Results November 5, 2019 Special Assembly District 1 General Election, as per Section 15372 of the California Elections code; and 2) declare the results as per Election Code Section 15400.

Attachments: [20191205145437783](#)

HEALTH AND SOCIAL SERVICES

- 3 THIS ITEM HAS BEEN PULLED

PROBATION DEPARTMENT

- 4 TRAVEL AUTHORIZATION  
SUBJECT: Travel authorization for Robert Sisk to attend the mandatory Probation Officer Core Course training, January 7 through February 12, 2020 in Sacramento. The total estimated cost of the training is approximately \$5,463.  
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](#)

#### PUBLIC WORKS DEPARTMENT

- 5 CAL SIGNAL CORP AGREEMENT  
SUBJECT: First Amendment to Agreement Between Lassen County and Cal Signal Corp.  
FISCAL IMPACT: An additional \$40,000 is available in the Road Construction Fund/Budget Unit No. 122-1222 for this Amendment where Federal STIP funding is available for reimbursement.  
ACTION REQUESTED: That the Board of Supervisors approve the First Amendment to Agreement with Cal Signal Corp and authorize the Public Works Director to sign.

Attachments: [PW Cal Signal Corp Attach](#)

- 6 AGREEMENT  
SUBJECT: Agreement between the Lassen County Transportation Commission (LCTC) and Lassen County for funding allocation.  
FISCAL IMPACT: To be determined.  
ACTION REQUESTED: 1) Approve the Agreement between Lassen County and LCTC 2) Authorize the Chairman to sign.

Attachments: [PW LCTC Attach](#)

#### SHERIFF'S DEPARTMENT

- 7 TRAVEL AUTHORIZATION  
SUBJECT: Travel authorization for two (2) Deputy Sheriff Recruits to attend Butte College Basic Law Enforcement Academy December 30, 2019 - June 5, 2020, in Chico.  
FISCAL IMPACT: \$23,880 From Public Safety Fund/Budget Unit No. 130-0522.  
ACTION REQUESTED: 1) Approve.

Attachments: [SO Police Academy 12 10 19 Attach](#)

#### TREASURER/TAX COLLECTOR

- 8** TAX SALE  
SUBJECT: Resolution approving the sale of Tax Defaulted property at public auction May 8, 2020 - May 11, 2020.  
FISCAL IMPACT: No fiscal impact.  
ACTION REQUESTED: Adopt Resolution.

Attachments: [Tax Coll Agd Req](#)

#### MISCELLANEOUS CORRESPONDENCE ITEMS

- 9** ACTION REQUESTED: Receive and file the following correspondence:
- a) Lassen-Plumas-Sierra Community Action Agency Regular Board of Directors Meeting for December 5, 2019.
  - b) Lassen County Architectural Review Committee Meeting Agenda for November 20, 2019.
  - c) Planning and Service Area Agency on Aging Advisory (PSA2 AAA) Executive Board Meeting Agenda, November 18, 2019.
  - d) Susanville City Council Meeting Agenda for November 20, 2019.
  - e) Lassen County Department of Planning and Building Services Monthly Schedule of Meetings and Application Deadlines - 2020.
  - f) Lassen County Technical Advisory Committee Meeting Agenda for December 5, 2019.
  - g) Susanville City Council Meeting Agenda for December 4, 2019.
  - h) Lassen County Planning Commission Meeting Agenda for December 3, 2019.
  - i) Lassen County Behavioral Health Advisory Board meeting agenda for December 9, 2019.
  - j) Central Valley Regional Water Quality Control Board Public Meeting Notice and Agenda for December 5, 2019, and December 6, 2019.

Attachments: [MISC CORR](#)

## H. DEPARTMENT REPORTS

### PLANNING AND BUILDING SERVICES

- 1** PLANNING DEPARTMENT FEES  
SUBJECT: Second reading of ordinance. Proposed ordinance repeals and replaces Lassen County Code section 3.18.020 (Planning Department fees), adds section 3.18.130 (Surveyor fees) and repeals and replaces section 3.18.100 (Waiver or Refund of Fees).  
FISCAL IMPACT: Increase in revenues to General Fund 100.  
ACTION REQUESTED: 1) Adopt Ordinance; and/or 2) provide direction to staff.

Attachments: [PB PlngFeesAdoptOrd12-10-19](#)

- 2 PLANNING AND BUILDING SERVICES  
SUBJECT: Second reading of Ordinance. Proposed Ordinance amendment would add section 12.25.045 to the Lassen County Code to provide a "Due process Hearing" to consider confirmation of orders issued by the Lassen County Building Official concerning the repair or abatement of buildings determined to be dangerous in accordance with Chapter 12.25 (Uniform Code For The Abatement Of Dangerous Buildings) of Lassen County Code before a hearing officer instead of the Board of Supervisors as would otherwise be required.  
FISCAL IMPACT: No increased cost to the General Fund; hearings would be conducted before the designated hearing officer versus being conducted before the Board of Supervisors.  
ACTION REQUESTED: 1) Adopt Ordinance; and/or 2) provide direction to staff.

Attachments: [PB AdoptOrdDueProcess12-10-19\\_pkt](#)

#### COUNTY ADMINISTRATIVE OFFICE

- 3 SOLID WASTE  
SUBJECT: Adoption of a resolution deleting a 1.0 FTE Deputy Director of Public Works (Solid Waste) and adding and authorizing a 1.0 FTE Assistant Director of Public Works as an allocated position in Fund/Budget Unit No 585-241 Solid Waste to be funded in Fiscal Year 2019-2020 Final Budget.  
FISCAL IMPACT: None. Pursuant to Joint Exercise of Powers Agreement establishing the Authority, all County costs and charges against the Authority are recoverable through A-87 or as approved by the Authority.  
ACTION REQUESTED: Adopt Resolution.

Attachments: [191210 Assistant Public Works Director](#)

- 4 SUBJECT: INFORMATION FOR THE BOARD OF SUPERVISORS

#### I. CORRESPONDENCE

- 1 ESTILL RANCHES LLC GROUNDWATER EXPORTATION UPDATE  
SUBJECT: Update the Board of Supervisors on the 2019 Estill Ranches LLC groundwater exportation activity (Groundwater Exportation Permit #2017-001).  
FISCAL IMPACT: None.  
ACTION REQUESTED: Receive report.

Attachments: [PB Estill Update 12-10-19 packet](#)

#### J. AGENDA ADDENDUM

##### 2019 PROPOSED MEETINGS:

**December 17, 2019 – 9:00 a.m. – Board Meeting**

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

**ADJOURNMENT**