

BOARD OF SUPERVISORS

JANUARY 13, 2004

The Lassen County Board of Supervisors convenes in Regular Session on Tuesday, January 13, 2004, at 9:33 a.m. Present: Supervisors Robert Pyle, Jim Chapman, Lloyd Keefer, Brian Dahle, and Jack Hanson; County Counsel John Ketelsen, County Administrative Officer (CAO) Andy Whiteman and County Clerk Theresa Nagel. Following the flag salute, the invocation is offered by Supervisor Chapman.

BOARD ORGANIZATION - ELECTION OF OFFICERS

County Clerk Theresa Nagel calls for nominations for 2004 Chairman of the Board of Supervisors. It is moved by Supervisor Dahle and seconded by Supervisor Keefer to nominate Supervisor Hanson and to close the nominations and call for a unanimous vote. County Clerk Nagel calls for the vote and it is carried unanimously to elect Supervisor Hanson as 2004 Chairman of the Board of Supervisors.

County Clerk Theresa Nagel calls for nominations for 2004 Vice-Chairman of the Board of Supervisors. It is moved by Supervisor Chapman and seconded by Supervisor Hanson to nominate Supervisor Keefer and to close the nominations and call for a unanimous vote. County Clerk Nagel calls for the vote and it is carried unanimously to elect Supervisor Keefer as 2004 Vice-Chairman of the Board of Supervisors.

Chairman Hanson receives the gavel and assumes chairmanship of the meeting.

He thanks the board members for their support.

ANNOUNCEMENT OF ITEMS DISCUSSED IN CLOSED SESSION

Chairman Hanson announces that no closed session was held.

AGENDA APPROVAL, ADDITIONS AND/OR DELETIONS

It is moved by Supervisor Keefer, seconded by Supervisor Dahle and carried to approve the agenda as posted.

PUBLIC COMMENT

1. Poet Laureate Violet Stout reads a "New Year's Poem for 2004" that ends with "This Board of Supervisors is the Best we've ever had". She reads another poem entitled "A Vow Forever" in recognition of the upcoming marriage of local radio

news anchor Mike Smith and Judith Oliver.

2. Georgia Templeton congratulates Supervisor Hanson on his chairmanship of the Board of Supervisors and agrees with the section of Violet's poem relating to this Board being the best and also most handsome.

UNAGENDIZED BOARD REPORTS

1. Supervisor Dahle announces the grand opening for the Bieber Family Resource Center was very well attended and successful. He thanks all the people that attended. He also announces that he is working with the school district on a land trade adjacent to the center.

2. Supervisor Keefer announces the RAC meeting was held last week to finalize the project recommendations to the Forest Supervisor. Three more projects received recommendations: Gallatin Marina Improvements, a fencing project around Bieber Springs submitted by Bill Buckman; and Lassen County Fire Safe Council for fuel break construction west of town. He provides information on the Forest Service plans for privatization of certain functions.

3. Supervisor Chapman reports on the PSA II meeting held via conference call - he was elected chairman for 2004. He also reports on the Families and Childrens Committee meeting and notes the new director for the Herlong Family Resource Center was present. He attended and discusses the Bieber Family Resource Center opening; reports on the Transportation Commission meeting; discusses the State Budget issues noting the additional funding the State will take from County property taxes amounts to \$396,000.

4. Supervisor Chapman designates \$1,000 of his discretionary funds be paid to the Susanville Fire Department for their Fire Prevention and Education Program.

5. Supervisor Dahle shows a plaque with the County seal that will be displayed at the RCRC offices along with other county's seals. He will pay for the plaque from his discretionary funds.

6. Supervisor Hanson attended the Washoe County Water Committee meeting and reports on the Dry Valley Water Project; discusses a problem with stray cattle in the Wendel/Amedee area - he is working with Cattleman's Assn. and Farm Bureau to resolve the problem; discusses the valuable resource the family resource centers are providing and recognizes Copeland Lumber for their donation of supplies; announces a town hall meeting to be held in Herlong on January 21st with county staff present to discuss various issues; reports that he met with Sierra Army Depot folks to discuss how the County can help with SIAD's desire to extend the airfield; announces a North CalNeva Resource meeting this afternoon; and reports on the LAFCO meeting.

7. Supervisor Chapman notes a rumor is circulating that the California Correctional Center may be shutdown due to the budget crisis and as far as he knows it is an unfounded rumor.

ALCOHOL AND DRUG ADVISORY BOARD

It is moved by Supervisor Pyle, seconded by Supervisor Dahle and carried to accept the letter from Sidney Bazett submitting resignation from the Alcohol and Drug Advisory Board.

ASSESSMENT APPEALS BOARD

It is moved by Supervisor Keefer, seconded by Supervisor Pyle and carried to reappoint Jean Loosemore to the Assessment Appeals Board for the expired term of office.

LASSEN COUNTY FAIR ADVISORY BOARD

Supervisor Dahle requests the appointment of Lassen County Fair Advisory Board members from District 4 be continued until further notice.

PSA 2 - AREA AGENCY ON AGING

It is moved by Supervisor Chapman, seconded by Supervisor Dahle and carried to appoint Susanne Scofield Rossi to fill a vacancy as Lassen County representative on the Advisory Council.

CONSENT CALENDAR

Supervisor Hanson requests that Item G-6 and G-7, prison trials costs reports, be removed for separate consideration.

It is moved by Supervisor Pyle, seconded by Supervisor Keefer and carried to take the noted action on the following Consent Calendar items:

COUNTY CLERK ITEM

Approve minutes of December 23, 2003.

COUNTY CLERK/RECORDER - ELECTIONS DIVISION ITEM

Adopt Resolution No. 04-002, authorizing and directing the County Clerk to hold and conduct all elections requested of her office during 2004; determining fees for certain services; determining compensation for persons working at the polls, in central counting, as troubleshooters, and on the canvass board.

COUNTY CLERK - PROPOSITION 65 REPORT ITEM

Receive and file report #03-10, filed by Lt. P. Davis Quincy Commander CHP, on December 23, 2003 - NOTIFICATION OF HAZARDOUS MATERIALS RELEASE: On December 10, 2003, a head-on collision occurred on US-395 about 4.0 miles North of SR-70, involving a truck tractor that resulted in

approximately 180 total gallons of diesel fuel being spilled onto the shoulders. CalTrans assumed responsibility for the clean-up of the fuel.

COUNTY CLERK/COUNTY COUNSEL ITEM

Adopt Resolution No. 04-003, amending the County of Lassen Conflict of Interest Code.

DISTRICT ATTORNEY ITEM

Approve contract for special attorney services with Dan Howe for the Prison Prosecution Program, to cover the period of January 14, 2004 through December 31, 2005.

TREASURER ITEM

Receive and file Treasurer's Fund Balance Report for November, 2003.

MISCELLANEOUS CORRESPONDENCE ITEMS

Receive and file the following correspondence:

- a. Lassen County Planning Commission meeting agenda for January 7, 2004.
- b. Lassen County Mental Health Advisory Board meeting agenda for January 13, 2004, and minutes of December 9, 2003.
- c. Local Agency Formation Commission of Lassen County meeting agenda for January 12, 2004; correspondence dated December 8, 2003 to LAFCO Board of Commissioners from Kan We Help (KWH) Executive Committee Member Eileen Spencer and reply to same from LAFCO Executive Officer John Benoit dated December 12, 2003; minutes of December 8, 2003 meeting.
- d. Lassen County Fair Advisory Board meeting agenda for January 13, 2004.
- e. Lassen Transit Service Agency meeting agenda for January 12, 2004.
- f. Lassen County Transportation Commission meeting agenda for January 12, 2004.

PRISON TRIALS COST REIMBURSEMENT PROGRAM

Supervisor Hanson asks if the CAO has any indication of when funds will be received from the State for prison prosecutions. CAO Whiteman responds the State has indicated that no further funds will be received this year. The \$230,000 now in the fund will have to last until next fall. He notes the District Attorney would like to discuss this matter with the Board of Supervisors. Discussion is held on what the lack of funding means to the prosecution of prisoners for crimes committed at the State prisons.

It is moved by Supervisor Chapman, seconded by Supervisor Keefer

and carried to receive and file Recap of CCC Prison Trials Cost Reimbursement Billing for the month of December, 2003; and High Desert State Prison Trials Cost Reimbursement Billing for the month of December, 2003.

ADMINISTRATIVE SERVICES

CAO Whiteman introduces Behavioral and Public Health Services Director Kevin Mannel; Community Social Services Director Melody Brawley; and Family and Child Protective Services Director Debbie Henson. Each of the directors briefly address the Board on their activities since assuming their positions.

Recess 10:28 - 10:33 a.m.

PUBLIC HEARING - COMMUNITY DEVELOPMENT BLOCK GRANT

The public hearing is opened at 10:33 a.m. to solicit comments regarding submittal of a grant application for up to \$500,000 to be funded by the State Department of Housing and Community Development (HCD) through the Community Development Block Grant Program, to be used to pay for Target Income Group (TIG) households to connect to a wastewater treatment system in the Spalding Community.

Development Specialist Cynthia Celaya presents the staff report. No one speaks in opposition to or in favor of the grant application and the hearing is closed at 10:36 a.m.

It is moved by Supervisor Pyle, seconded by Supervisor Dahle and carried to adopt Resolution No. 04-001, making an application and authorizing the execution of a grant agreement and any amendment thereto.

AGRICULTURE COMMISSIONER

Pest Abatement District:

Agriculture Commissioner Ken Smith presents a report on the formation of a Pest Abatement District in Honey Lake Valley and the need to appoint a formation committee to work with the Agriculture Commissioner and report back periodically to the Board. He presents a list of individuals who have expressed interest. Supervisor Pyle would like to have Mike Trask included and Supervisor Hanson has received a request from Helen Williams to be included.

It is moved by Supervisor Pyle, seconded by Supervisor Dahle and carried to appoint Ceci Dale-Cesmat, Darrell Wood, Bob Anton, Charles Redwine, Jack Haslem, Jeff Hemphill, Charles Cook, Dennis Wood, Thomas Weimar, Curtis Moran, Tim Garrod, Dan Matheson, Rob

Wilson, Ron Blickenstaff, Todd Swickard, Jay Dow Fred Wemple, Mike Trask, Helen Williams, County Counsel John Ketelsen and County Clerk Theresa Nagel, to the Pest Abatement District formation committee.

Mormon Cricket Invasion:

Agriculture Commissioner Ken Smith presents a report on the Mormon Cricket invasion in Lassen County in 2003 and the potential infestation in 2004. Craig Hemphill provides a power point presentation showing where the crickets were located in 2003 (as far north as Herlong) and information on the treatment used and locations of treatment.

USDA representative Dan Hammond presents information on what they do to suppress the crickets on public lands.

ADMINISTRATIVE SERVICES - PERSONNEL DIVISION

County Policies:

Personnel Director Lynne Margolies presents, for consideration, changes to the following Lassen County policies: 03-P06 County Paid Time Off and Paid or Unpaid Leave; 03-P07 Fitness for Duty Examinations, Medical Transfer, Demotion or Termination; 03-P08 Alternative Work Schedules; 03-P09 Job Sharing; 03-P10 Paid Leave During an Emergency; 03-P11 Background Investigations; 03-P12 Purchasing; 7-1993.1 Tobacco Smoke Free Work Site (Revision); and, 02-P07.1 Training and Tuition Reimbursement (Revision).

She notes a section needs to be added to the jury duty and witness leave section relating to criminal jury duty. Supervisor Chapman states any changes to the policies submitted today should come back for adoption to afford individuals the opportunity to comment if they so desire. Supervisor Keefer and Supervisor Chapman makes suggestions for changes to the Administrative Leave section, with the suggestion this section be discussed in a more in-depth fashion prior to adoption. Supervisor Keefer wants to be sure there is consistency throughout the County in the administration of the Fitness for Duty and Alternative Work Schedules policies. Supervisor Dahle wants to review the law in regard to some of these policies prior to taking action.

Chairman Hanson directs staff to arrange for a study session in the near future on this matter and to continue the resolution adopting these policies as well.

Salary Adjustments:

Personnel Director Lynne Margolies presents information on recommended salary adjustments.

County Clerk Theresa Nagel points out an error in the organizational chart for the County Clerk-Recorder - the Assistant is shown as supervising only the elections clerk and should be shown under the County Clerk and above all other employees. Ms. Margolies and the CAO indicate this correction will be made.

It is moved by Supervisor Dahle, seconded by Supervisor Pyle and carried unanimously, on a roll call vote, to approve the following salary adjustments: 1) Assistant Treasurer/Tax Collector - change from Range MM 24 to MM 26 (EXEMPT); 2) Assistant County Clerk - change from Range CN 24 to MM 26 (EXEMPT); 3) make Senior Appraiser a flexibly staffed class for Appraisers with 4 years experience as a California assessor and full knowledge of all aspects of appraising - Range 23; 4) make Senior Auditor-Appraiser a flexibly staffed class for Auditor-Appraiser with 4 years experience and full knowledge of all aspects of auditing-appraising - Range 24; 5) make Senior Planner a flexibly staffed class for Planners with 4 years experience as a government planner and full knowledge of all aspects of planning, or highly specialized knowledge of one field - Range 24.

COMMUNITY DEVELOPMENT DEPARTMENT - ECONOMIC DEVELOPMENT HOUSING
It is moved by Supervisor Pyle, seconded by Supervisor Keefer and carried to accept the \$5500 grant from the Clinton Walker Foundation to assist in landscaping efforts at the Lassen County Visitor Center in Westwood; and authorize the Chairman to sign an acknowledgement letter to the Clinton Walker Foundation.

COMMUNITY DEVELOPMENT DEPARTMENT - PLANNING DIVISION
Community Development Director Robert Sorvaag presents draft scoping comments on the North Valleys Water Projects Environmental Impact Statement (EIS) for the Carson City Field Office of the Bureau of Land Management. The project consists of two separate water supply and transmission projects from Fish Springs Ranch LLC and Intermountain Water Supply LRD (Dry Valley), to construct and operate water wells and pipelines in Washoe County, Nevada that are proposed to transmit groundwater from the Honey Lake Basin to the Stead/Silver Lake/Lemmon Valley areas north of Reno.

It is moved by Supervisor Chapman, seconded by Supervisor Dahle and carried to authorize the Chairman to sign a letter containing EIS scoping comments to Bureau of Land Management.

Chairman Hanson compliments the Community Development Department

for their work on this.

TREASURER/TAX COLLECTOR

It is moved by Supervisor Chapman, seconded by Supervisor Pyle and carried to approve the license and service agreement with SymPro, Inc., a California Corporation, for the purchase of the SymPro Treasury Management Software at a cost of \$5,940 per year; and authorize the Treasurer/Tax Collector to sign the agreement.

BOARD OF SUPERVISORS

Assistant to the CAO Chris Beard and Public Works Director Larry Millar presents a request for Budget Appropriations relating to the Westwood Community

Building Public Benefits Energy Grant. Supervisor Pyle notes the Westwood Chamber of Commerce will be providing \$1,000 towards the hard match owed and a bill needs to be sent to them.

It is moved by Supervisor Pyle, seconded by Supervisor Dahle and carried unanimously, on a roll call vote, to: 1) accept the energy grant from LMUD in the amount of \$6,597; 2) provide hard matching funds in the amount of \$3,500; 3) increase Expenditure Appropriation 150-1501-3006100 by \$13,250; and 4) increase Revenue Appropriation 150-1501-20-1120 by \$7,597.

BOARD OF SUPERVISORS - COMMITTEE APPOINTMENTS

Discussion is held on the committee appointments for 2004 with the following agreed upon:

- 1) LASSEN COUNTY POET LAUREATE - Violet Stout;
- 2) CAL NEVA RC&D - Supervisor Hanson with Supervisor Keefer as alternate;
- 3) CSAC - Supervisor Chapman with Supervisor Keefer as alternate;
- 4) CSAC EXCESS INSURANCE AUTHORITY - Personnel Director Lynne Margolies with Supervisor Chapman as alternate;
- 5) LAFCO - Supervisor Hanson and Supervisor Keefer with Supervisor Chapman as alternate (announced the appointments of: Kurt Bonham - public member with Dave Reger as public alternate);
- 6) LAND CONSERVATION COMMITTEE - Assessor Ken Bunch, Extension Officer David Lile, Supervisor Bob Pyle, Agricultural Commissioner Ken Smith and Community Development Director Robert Sorvaag;
- 7) LASSEN COUNTY ECONOMIC DEVELOPMENT COORDINATING COUNCIL - Supervisor Keefer;
- 8) NORTEC - Supervisor Chapman, with Supervisor Pyle as alternate;
- 9) NORTEC WORKFORCE INVESTMENT BOARD - Ken Theobald, Sophie

Wages, Connie Bergin;

10) NORTHEAST AIR PLATEAU BASIN Vacant;

11) PSA II EXECUTIVE BOARD - Supervisor Chapman and Kay White with Supervisor Hanson as alternate along with county representatives - Joleen Anderson, Jack Kessler, George Oakley, Diane Grose and Susanne Scofield Rossi.

12) RCRC BOARD OF DIRECTORS - Supervisor Dahle, with Supervisor Keefer as alternate;

13) RCRC RURAL HOME MORTGAGE FINANCE AUTHORITY (CRHMFA) - Supervisor Dahle, with Joe Bertotti as alternate;

14) RCRC ENVIRONMENTAL SERVICES JOINT POWERS AUTHORITY (ESJPA) - Supervisor Dahle, with Supervisor Keefer as alternate;

15) RCRC GOVERNMENT FINANCE AUTHORITY (LGFA) - Supervisor Dahle with Supervisor Keefer as alternate;

16) RCRC JUVENILE WARD AUTHORITY - Supervisor Dahle, with Supervisor Keefer as alternate;

17) SMALL COUNTIES ADVISORY COMMITTEE (SCAC)/SCAC ADVISORY COMMITTEE ON CMSP Director of Health and Human Services, and Supervisor Hanson;

18) TRINDEL INSURANCE FUND - Personnel Director Lynne Margolies, with Cheryl Brewster as alternate;

19) EAST LASSEN DEER HERD TASK FORCE Supervisor Hanson;

20) EAGLE LAKE INTERAGENCY BOARD - Supervisor Pyle, with Supervisor Dahle as alternate;

21) ABANDONED VEHICLE ABATEMENT APPEALS BOARD - Inactive;

22) ABATEMENT OF DANGEROUS BUILDING APPEALS BOARD - Inactive;

23) AIRPORT LAND USE COMMISSION Supervisor Hanson and Supervisor Pyle;

24) BIG VALLEY PEST ABATEMENT DISTRICT - Michael Babcock, Charles Kramer, Robert Nelson, Dr. Tom Vestal, Roger Cruikshank;

25) CONSERVATION ELEMENT ADVISORY COMMITTEE - Inactive;

26) DOYLE PARKS COMMITTEE - Loney Sharp, June Wood, Pauline Danner, Lottie Main, Rick Giese, Veda Knight, Mary Dixon, Kathleen Giese, Lee Danner;

27) LASSEN-PLUMAS-SIERRA COMMUNITY ACTION AGENCY - Public members -Jim Chapman and Joe Bertotti; Community Members: Peggy Crosby, Robert Grant; Low Income: Rose Mecham; vacancy.

28) LASSEN REGIONAL SOLID WASTE MANAGEMENT AUTHORITY - Supervisor Keefer and Supervisor Hanson, with Supervisor Pyle as alternate;

29) LAW LIBRARY BOARD OF TRUSTEES - Rhea Giannotti, Supervisor Jack Hanson, Michele Verderosa;

30) LONG VALLEY GROUNDWATER MANAGEMENT DISTRICT Supervisor Pyle and Supervisor Hanson; Resident of district - Paul Herman and Leonard Thigpin;

31) MENTAL HEALTH BOARD - Supervisor Hanson;

32) TRANSPORTATION COMMISSION Supervisor Chapman, Supervisor

Dahle and Supervisor Keefer, Supervisor Pyle and Supervisor Hanson as alternates;

33) TREASURY OVERSIGHT COMMITTEE - Supervisor Chapman; public finance representative - Irene Doyle; public - vacancy; Superintendent of Schools Robert Owens;

34) VETERANS MEMORIAL BUILDING TASK FORCE - Jim Chapman, Larry Rogers, George Oakley, Rob Hill, Hugh Green, Greg Crowe, Richard DeVose, Dennis Sutton, Tracy Totten, Julie Newton;

35) LASSEN COUNTY CHILDRENS AND FAMILIES COMMISSION - Supervisor Chapman; Supervisor Dahle as alternate; reappointment for Terms expiring 12/31/03: Bobbie Malone, Mae Sherman, Sheral Thorlaksson, Brenda Poteete

36) LASSEN-MODOC FLOOD CONTROL AND WATER CONSERVATION DISTRICT ADVISORY BOARD ZONE 2 & ZONE 2-A - Dale Albaugh, Roger Cruikshank, Peter Gerig, Jim Halpenny, Charles Kramer;

37) LASSEN COUNTY AIR POLLUTION CONTROL GOVERNING BOARD - Supervisor Pyle, Supervisor Chapman and Supervisor Keefer;

38) LASSEN TRANSIT SERVICE AGENCY - Supervisor Chapman, Supervisor Dahle and Supervisor Keefer, Supervisor Pyle and Supervisor Hanson as alternates;

39) BUILDING APPEALS BOARD - no members;

40) HISTORIC BUILDING REVIEW COMMITTEE - Janet Corey, Irene Doyle, Scott D. McMillan.

It is moved by Supervisor Dahle, seconded by Supervisor Chapman and carried to ratify the Chairman's appointments for 2004.

INFORMATION FOR THE BOARD

CAO Whiteman states he has held discussions with Newell Sorenson regarding a joint meeting with the City Council to discuss the changes to economic conditions in regard to the loss of jobs with the Mill closure. Chairman Hanson directs the CAO to make arrangements for a meeting sometime in February.

CORRESPONDENCE

A letter from California Department of Fish and Game, Wildlife Programs Branch Chief John Carlson, Jr. informing of their intent to recommend proposals for the 2004-2005 deer hunts at a Fish and Game Commission meeting on February 6, 2004: (J-19 Zone e X-7a Junior Either-Sex Deer Hunt), is received and filed.

Noon recess 12:05 - 1:34 p.m.

COUNTY ADMINISTRATIVE OFFICE

Tax Recoupment:

CAO Whiteman reviews the history of the Property Tax Recoupment

relating to the change of zoning for Dyer Mountain. He and other staff members held a phone discussion with Dyer Mountain representative Briar Tazuk relating to the agreement to defer the recoupment fees in-lieu of the agreement to accept monthly interest payments at 10%. Tax Collector Richard Egan provides information on the history of payments and the need for the County to consider securing this debt possibly through recording a lien. Supervisor Pyle says if a lien is recorded against Roseburg Lumber it could kill the project, and he is concerned because if the project goes through it could create several hundred jobs. He notes that Dyer Mountain has already spent over \$200,000 on the EIR which he feels shows that they feel good about the feasibility of the project. In response to a question from Supervisor Pyle, County Counsel John Ketelsen states that a loan could be made from economic development to pay the recoupment fee. Supervisor Pyle asks do we as a county want to do things to attract development or not - such as other successful counties have done? Further in-depth discussion is held.

Chairman Hanson refers this matter back to staff and Supervisor Pyle for further discussions with Briar Tazuk regarding security, payment of back interest and making Roseburg Lumber aware of the discussions.

ADJOURNMENT IN MEMORY

There being no further business, the meeting is adjourned at 2:20 p.m. in memory of Jim Martin, a former long-time employee of the Lassen County Assessor's Office, and former fire chief for Susan River Fire District.

SUPERVISORS

CHAIRMAN OF THE BOARD OF

ATTEST:

THERESA NAGEL, CLERK OF THE BOARD