

## BOARD OF SUPERVISORS

JANUARY 18, 2005

The Lassen County Board of Supervisors convene in Regular Session at 9:09 a.m. Chairman Keefer asks for public comment and no comments are received. County Clerk Nagel announces the Closed Session items and the Board recesses to Closed Session at 9:10 a.m. to discuss: Public Employee Employment, pursuant to Subdivision (b) of Government Code Section 54954.5: Fair Manager.

Present in the Closed Session are Supervisors Robert Pyle, Jim Chapman, Lloyd Keefer, and Brian Dahle; Personnel Director Ron Vossler, County Counsel John Ketelsen, and County Clerk Theresa Nagel. Supervisor Hanson and CAO Bixby are absent. Closed Session is recessed at 9:42 a.m.

The Lassen County Board of Supervisors reconvenes in Regular Session on Tuesday, January 18, 2005, at 9:46 a.m. Present: Supervisors Robert Pyle, Jim Chapman, Lloyd Keefer, Brian Dahle; County Counsel John Ketelsen, County Administrative Officer (CAO) Bill Bixby and County Clerk Theresa Nagel. Supervisor Hanson is absent. Following the flag salute, the invocation is offered by Supervisor Pyle.

### ANNOUNCEMENT OF ITEMS DISCUSSED IN CLOSED SESSION

The County Clerk announces the Closed Session dealt with discussion on: Public Employee Employment, pursuant to Subdivision (b) of Government Code Section 54954.5: Fair Manager - closed session is recessed until the end of the meeting and an announcement will be made following the conclusion of the closed session.

### AGENDA APPROVAL, ADDITIONS AND/OR DELETIONS

Supervisor Keefer requests the meeting be adjourned in memory of John Seley.

It is moved by Supervisor Dahle, seconded by Supervisor Pyle and carried to approve the agenda with the noted change.

### PUBLIC COMMENT

Chairman Keefer asks for public comment and no comments are received.

### UNAGENDIZED BOARD REPORTS

1. Supervisor Dahle attended the RAC meeting last week and he announces that

Tom Esgate and RCD have a project they are seeking Title II funding for, also Tom Esgate will be at the February 8th Board meeting to request Title III funding.

2. Supervisor Pyle reports on a CalTrans meeting he attended.
3. Supervisor Chapman reports on a conference call relating to PSA II funding issues; reports on a BLM Regional RAC meeting he attended, at which juniper problems were extensively discussed; discusses information he received from Winnemucca BLM relating to plans to build a 1450 mega watt coal fired power plant, ten miles outside of Gerlach, Nevada that would have a large use of water (16,000 acre feet).
4. Supervisor Keefer reports that he met with the Lassen National Forest Supervisor to discuss the RAC project recommendations - one concern the Supervisor had is the monitoring of projects and all projects will have to provide a monitoring plan prior to funding; reports that he and Plumas County Supervisor Dennison were on Mike Smith's radio program Monday discussing the upcoming challenges to each county.

## PROCLAMATION

It is moved by Supervisor Chapman, seconded by Supervisor Dahle and carried to adopt a Proclamation honoring Spencer Templeton on his retirement from Lassen County.

## RECOGNITION COMMITTEE - PRESENTATION

Chairman Keefer makes the following presentations for years of service:

Retirement: proclamation and plaque to Spencer Templeton, Health and Social Services, Drug & Alcohol Division.

Fifteen years: a two pen desk set to Regina Mineau - Sheriff's Department.

## CONSENT CALENDAR

Supervisor Dahle requests Item G-7, parcel map, be pulled for separate consideration. Supervisor Chapman requests that Item G-2, Y-Rating, be pulled for separate consideration.

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

## COUNTY CLERK ITEM

Approve Minutes of January 11, 2005.

## AUDITOR & TREASURER DEPARTMENTS ITEM

Receive and file Treasurer's Fund Balance Report and Auditor's verification for the

month of December, 2004.

### COUNTY COUNSEL ITEMS

Reject claim of Bernadette Chavez, in its entirety, and direct County Clerk to send Notice of Rejection.

Reject claim of George Owens, in its entirety, and direct County Clerk to send Notice of Rejection.

Approve amendment to contract with Attorney Traci Witry for assistance with Children and Family Services cases and authorize Chairman to sign.

### TREASURER/TAX COLLECTOR ITEM

Receive and file Treasurer's Investment Report for December, 2004.

### PRISON TRIALS COST REIMBURSEMENT PROGRAM ITEM

Receive and file Recap of CCC Prison and High Desert State Prison Trials Cost Reimbursement Billing for December, 2004 and for fiscal year 2003/2004.

### MISCELLANEOUS CORRESPONDENCE ITEMS

Receive and file the following correspondence:

a. Lassen County Air Pollution Control District Governing Board agenda meeting for January 18, 2005, and minutes of October 19, 2004.

### PUBLIC WORKS DEPARTMENT

It is moved by Supervisor Pyle, seconded by Supervisor Chapman and carried, with Supervisor Dahle abstaining, to adopt Resolution No. 04-002, to approve Parcel Map Waiver #2004-31, Cruikshank.

### ADMINISTRATIVE SERVICES

It is moved by Supervisor Dahle, seconded by Supervisor Pyle and carried, with Supervisor Chapman voting NO, to approve Y-Rating for James C. Jackson, Mental Health Manager, in the position of Mental Health Therapist Supervisor, in the Mental Health Department, Health and Social Services Agency, (Range 28 Step E) at \$33.4753 per hour.

### AGRICULTURAL COMMISSIONER/ROAD DEPARTMENT

Public Works Director Larry Millar presents a report on weed spraying along county roadways stating it can only take place on the prescriptive right-of-ways.

Supervisor Dahle states this causes a problem for landowners because it leaves a strip of unsprayed land adjacent to private land that belongs to the county and cannot be sprayed by the landowner. Supervisor Keefer feels we need coordination between the Road Department and Agriculture (Ag) Department to get weeds sprayed to the fence line.

CAO Bixby clarifies the Road Department's responsibility is for clearing weeds from the road shoulders for safety purposes. Larry Millar indicates another issue is the proper use of road funds.

Supervisor Chapman suggests the Road Department enter into an agreement with the Ag Department to spray along roadways rather than having two agencies do spraying. Supervisor Keefer states that he and Supervisor Hanson are concerned over isolated areas of whitetop infestation that need to be controlled, especially where landowners are trying to control weeds on their property.

Ag Commissioner Ken Smith provides a map of county roads where the Ag Department has been treating weeds. He notes that a lot of the funding is tied to eradication of "A" rated weeds.

Supervisor Pyle states that Shelly Milkweed and Puncture Vine need to be added to the list of weeds to be sprayed. Supervisor Dahle asks if there is something that can be done to allow landowners to spray across their fences. County Counsel John Ketelsen responds "who is injured by spraying on public right-of-ways to protect against infestation on private property?"

Ken Smith states he has applied for a grant to hire a person to perform surveys of the county for weeds. He asks if the Board would like he and Larry Millar to put together a joint spraying program. Supervisor Keefer responds we need a program with a lead agency to treat the entire road corridor.

A proposal will be brought back to a future meeting.

## PRISON TRIALS COST REIMBURSEMENT PROGRAM

Supervisor Chapman notes the reports show the county has only received reimbursement through May, 2004 and what this tells him (with no further funding in the budget) the county will be a year behind in reimbursements from the State. He states we need to contact Rick Keene's office and Dave Cox for special legislation. He asks for a report with discussion placed on the February 8th or 15th agenda.

## PUBLIC WORKS DEPARTMENT

Public Works Director Larry Millar presents for discussion recommendations for removal of certain roads from the County Maintained System. He also notes a letter was received from residents along Harrington Road requesting the abandonment of the road. Abandonment will require holding a public hearing.

It is moved by Supervisor Dahle, seconded by Supervisor Pyle and carried to authorize the Road Department to begin proceedings for the removal of the following roads and/or portions of roads from the County Maintained System: County Roads: Corral Road (202); Bert Road (365); East Hunt Road (411); Andrews Road (414); Blue Lake Road (509); Patterson Sawmill Road (511); Dixie Valley Road (533); Hayden Hill Road (534); Nelson Reservoir Road (542); Dry Creek Campground (543); Juniper Lake Road (108); Harrington Road (325); and portions of: Kauffenberg Road (402); Four Corners Road (416); Schott Road (435); Horn Road (503); Spooner Road (524).

Recess 11:02 - 11:08 a.m.

#### UNITED STATES FOREST SERVICE

Community Liaison Heidi Perry distributes and discusses the 2005 Resource Advisory Committee (RAC) project recommendations. All projects will be required to have detailed Monitoring Plans completed prior to award of funding.

She also distributes and discusses an Overview of 2003 and 2004 RAC Proposals - \$3 million was generated through partnerships with Lassen, Modoc & Shasta RAC, National Fire Plan and State/Private Forestry Program.

#### INFORMATION FOR THE BOARD

CAO Bixby reports they are working on the Ambulance RFP and hopefully it will get out early next week and the awarding of a contract will occur in early July.

#### COUNTY ADMINISTRATIVE OFFICE

CAO Bixby presents an overview of the governor's proposed budget which proposes a \$6.4 billion increase at the state level but will have serious impacts on local budgets, especially the rural counties.

Proposition 42, passed in 2002, provided funds for roads and other transportation projects. The governor is proposing to continue to "borrow" these funds which is estimated to be an \$800,000 loss for the county (funds are used for general road maintenance). Cancellation of rural law enforcement grants of \$500,000 to the Sheriff's Department. Shift supervision of youthful offender parolees to the counties - impact unknown at this time. Juvenile Justice Grant to probation would be eliminated and amounts to \$90,000 - \$100,000. Unknown amount of property tax administration grants

would be lost. Continued state "borrowing" from the counties expected to continue into the following fiscal year (\$300,000 from general fund). The governor stated that given the state's focus on bringing order to its own fiscal affairs, in the future, local governments must look to their own resources and financial management to solve local problems and meet local priorities.

Auditor Karen Fouch provides further information on what impacts the county will see.

Deputy CAO for Health and Social Services Kevin Mannel provides an overview of the high points of the impacts to their programs.

**CLOSED SESSION CONT.**

The Board reconvenes in closed session at 11:56 a.m. Present are Supervisors Robert Pyle, Jim Chapman, Lloyd Keefer, and Brian Dahle; Personnel Director Ron Vossler, County Counsel John Ketelsen, County Administrative Officer Bill Bixby, and County Clerk Theresa Nagel. Supervisor Hanson is absent. Closed Session is recessed at 12:01 p.m.

The Lassen County Board of Supervisors reconvenes in Regular Session at 12:02 p.m.

**ANNOUNCEMENT OF ITEMS DISCUSSED IN CLOSED SESSION**

The County Clerk announces the Closed Session dealt with discussion on: Public Employee Employment, pursuant to Subdivision (b) of Government Code Section 54954.5: Fair Manager - the Board appointed James Wolcott to the position of Fair Manager subject to a background check.

**ADJOURNMENT IN MEMORY**

There being no further business, the meeting is adjourned at 12:03 p.m. in memory of John Seley, longtime Lassen County resident.

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CHAIRMAN OF THE BOARD OF SUPERVISORS  
ATTEST:

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THERESA NAGEL, CLERK OF THE BOARD