

BOARD OF SUPERVISORS

FEBRUARY 8, 2005

The Lassen County Board of Supervisors convenes in Regular Session on Tuesday, February 8, 2005, at 9:30 a.m. Present: Supervisors Robert Pyle, Jim Chapman, Lloyd Keefer, Brian Dahle, and Jack Hanson; County Counsel John Ketelsen, Assistant to the CAO Julie Morgan, and County Clerk Theresa Nagel. County Administrative Officer (CAO) Bill Bixby is absent. Following the flag salute, the invocation is offered by Supervisor Keefer.

ANNOUNCEMENT OF ITEMS DISCUSSED IN CLOSED SESSION

Chairman Keefer announces that no closed session was held.

AGENDA APPROVAL, ADDITIONS AND/OR DELETIONS

County Clerk Nagel received a request to pull Item G-13, HVAC for Animal Shelter. Adjournment in memory: Supervisor Hanson requests - Jim Kelly. Supervisor Chapman requests - Don Carver, Eileen Valentine, Bob McGill, and Jack Jenkins.

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

PUBLIC COMMENT

1. Julie Morgan introduces new Public Defender David Marcus. Mr. Marcus expresses his pleasure at living here.
2. Modoc County Supervisor Cantrell is here to ask why Likely Fire District has not heard from either Chip Jackson or Mr. Posten regarding a mutual aid agreement.
3. Likely Fire Chief Dwayne Matthews states they are still responding to the Madeline Plains area for medical emergencies. They just need a mutual aid agreement to acknowledge they are responding and have the Board of Supervisor's blessing. He also has offered to start a First Responder Unit in Madeline Plains. Supervisor Hanson will take responsibility to get responses to Likely Fire District.
4. Poet Laureate Violet Stout reads a poem entitled "Baby" to honor County Clerk Theresa Nagel's new grandson, Justus Fredric Nagel. She reads a poem entitled "God's Bouquet" for the family of Ulisses Rodriguez, seven year old boy from Big Valley who lost his life recently. She also reads a Valentine poem.

UNAGENDIZED BOARD REPORTS

1. Supervisor Dahle reports on the RCRC meeting and attempts that will be made to reinstate the County Schools Coalition Funds; discussions of unfunded mandates; discussions of air quality standards and water quality issues.
2. Supervisor Hanson states there are still ongoing issues with stray cattle and BRAC; notes that Senator Cox will be here on Saturday.
3. Supervisor Pyle reports on the CSAC meeting and discussions relating to pension reforms. Chairman Keefer requests a future agenda item for information on Lassen County pension numbers.
4. Supervisor Chapman reports on several meetings he attended; he will be providing a Study on Recreation/Tourism Affects on Local Economy to the Community Development Department; attended the City Council meeting to present a check for school speed signs and discusses the City agreement with Lassen College relating to natural gas service; comments on budget issues and the need to have a "fixed budget" as was promised by the CAO when the budget was adopted; attended the Prison's Citizen Advisory Council meeting and received commitment from Warden Prosper and Warden Reynolds to help with the prison prosecution reimbursement problems.
5. Supervisor Keefer expresses his problems with the budget; he thanks Julie Morgan and Karen Fouch for putting budget information together; discusses a letter received from Kurt Bonham relating to the budget and county audit; wants a study session on A87 costs (Julie Morgan responds this is scheduled for February 22nd); discusses schools coalition legislation; reports he attended the Chamber of Commerce dinner and Lassen County Fire Safe Council meeting.

TITLE III FUND PROPOSAL

Tom Esgate presents a request for commitment from Title III Funds, over three years, for a 20% "challenge" match to a Biomass Research and Development Initiative Grant, (up to \$2,000,000), for fire planning and environmental issues that go along with it.

Supervisor Dahle recognizes the Title III funds are an offset to our PILT Funds, but what he likes is if the grant is obtained the project would put local people to work on the ground - not in planning something that may never happen.

Supervisor Keefer sees this as a policy decision on designating funds to Title III versus Title II, and what amount of funding will go to other Title III requestors (i.e. Superintendent of Schools - Youth Camp; Lassen Land & Trails Trust - Children's Camp).

Supervisor Dahle notes that Honey Lake Power is running at a third of their potential due to lack of biomass material and he sees this project as a benefit to power production for

the three biomass power plants in the county.

It is moved by Supervisor Dahle, seconded by Supervisor Chapman and carried to approve the challenge match funding to a Biomass Research and Development Initiative Grant, in the amount of \$400,000, over a period of four years.

Supervisor Dahle along with Supervisor Keefer will work with Mr. Esgate on this grant application.

Ms. Cantrell points out the President wants to end all RC&D's that are twenty years old and she notes this would be a great loss. She would like help in fighting this proposal.

LASSEN COUNTY FAIR

Interim Fair Manager Jim Jeskey presents some thoughts on the Lassen County Fair. Need for clarification of the governing structure - who is the Fair Manager's boss? He suggests the Fair Manager either report to the CAO or form a Fair Committee consisting of two Board of Supervisor members, that would be available on a regular basis to consult with the new Fair Manager. Need for a joint Board of Supervisors and Fair Advisory Board meeting - he provides some suggested agenda items. In regard to fair financing, all aspects need to be examined as any business would do for financial viability.

In a memo from CAO Bixby it is suggested the Fair Manager not be placed under the direction of the CAO, but notes the position of CAO is a resource for all appointed and elected department heads to consult with. He is always available and it is up to the department head how much this resource is used. In regard to joint meetings, it is suggested these be held twice a year - as soon as possible after the fair and some time in January or February. The agendas should be prepared by the fair manager with the ability to place items on the agenda by the Fair Advisory Board, Board of Supervisors and Fair Manager. As soon as possible following each joint meeting the board of supervisors should meet in closed session for a performance appraisal of the fair manager.

Supervisor Dahle likes the idea of a two supervisor committee.

It is recommended the first joint meeting be held at Jensen Hall on February 22, 2005 at 6:30 p.m., if that works for the advisory board. Supervisor Keefer wants to add discussion of the roles and responsibilities of the Fair Advisory Board, Fair Manager and the Board of Supervisors.

CONSENT CALENDAR

Requests for items to be removed from the consent calendar: Supervisor Chapman -

Item G-1, minutes; Item G-7, range change for Chief Probation Officer; Item G-11, Ordinance 563. Supervisor Hanson - Item G-8, letter transmitting donation. Supervisor Dahle - Item G-6, Assistant Sheriff/Commander appointment. Supervisor Keefer - Item G-10, special attorney contract.

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

COUNTY CLERK/COUNTY COUNSEL ITEM

Adopt Resolution No. 05-003, amending the County of Lassen Conflict of Interest Code.

LOCAL AGENCY FORMATION COMMISSION

Approve new Conflict of Interest Code for Local Agency Formation Commission (LAFCO), which has been reviewed by County Counsel.

NORTHWEST LASSEN FIRE PROTECTION DISTRICT

Approve new Conflict of Interest Code for Northwest Lassen Fire Protection District, which has been reviewed by County Counsel.

ADMINISTRATIVE SERVICES ITEM

Approve moving expenses, in an amount not to exceed \$4,000, for Mr. David G. Marcus, Public Defender.

COUNTY COUNSEL ITEM

Renew the Board's declaration of a local emergency with respect to the availability of medical response units for ambulance service within the County of Lassen, justifying an exemption from the operation of Lassen County Code Chapter 11.15 for an additional thirty (30) days pursuant to Lassen County Code Section 11.15.070.

HEALTH & SOCIAL SERVICES ITEM

Approve Bioterrorism Agreement with the California Department of Health Services for the period of July 1, 2003 through June 30, 2004 for funding in the amount of \$152,626; and authorize the County Administrative Officer to execute the agreement documents.

SHERIFF ITEM

Approve travel authorization request for Correctional Officers Timothy Heffley and Jeff Reed to attend the mandatory Standards & Training for Corrections (STC) Core Training in Sacramento February 27 - March 30, 2005, at the estimated cost of \$6,661.60.

MISCELLANEOUS CORRESPONDENCE ITEMS

Receive and file the following correspondence:

- a. Lassen County Technical Advisory Committee special meeting agenda for January 25, 2005.
- b. Lassen County Alcohol & Drug Advisory Board meeting agenda for February 15, 2005.
- c. Lassen County Planning Commission meeting agenda for February 2, 2005.
- d. Lassen County In-Home Supportive Services Advisory Board meeting agenda for February 16, 2005, and unapproved minutes of December 9, 2004.

BOARD OF SUPERVISOR'S MINUTES

It is moved by Supervisor Dahle, seconded by Supervisor Pyle, and carried, with Supervisor Chapman abstaining, to approve Minutes of January 25, 2005.

ADMINISTRATIVE SERVICES - PERSONNEL DIVISION

Sheriff Department:

Supervisor Dahle asks questions regarding the appointment of Lieutenant John Mineau at the "E" Step, Range 25, in the position of Assistant Sheriff/Commander with credit for 550 hours of sick leave; a six (6) month probationary period; and credit for prior service for leave accrual and pay incentives.

Sheriff Steve Warren and Personnel Director Ron Vossler respond to the questions.

It is moved by Supervisor Chapman, seconded by Supervisor Dahle and carried to approve appointment of Lieutenant John Mineau at the "E" Step, Range 25, in the position of Assistant Sheriff/Commander with credit for 550 hours of sick leave; a six (6) month probationary period; and credit for prior service for leave accrual and pay incentives.

Probation Department:

Supervisor Chapman sets forth his reasons for choosing to vote NO on the request for a change in range from Range 30 to Range 33 on the Management Association salary schedule, for the Chief Probation Officer. He feels since the Superior Court Judge actually appoints this position and evaluates the position, the courts should participate in funding the position.

Supervisor Pyle feels this is a budget associated matter and he will not support it until a

budget review is prepared.

Personnel Director Ron Vossler provides information on what data he gathered to develop this recommendation. Acting Chief Probation Officer Ron Jarrell states this is an important position and having a qualified administrator, regardless of who pays the wages, is vitally important. He feels the salary is fair for the responsibility of the position.

Supervisor Chapman suggests a letter be sent to the Superior Court requesting suggestions/help in financing the position (i.e. county pays the first 30 ranges and court pays the remaining 3 ranges)

Chairman Keefer states he will meet with the judge to discuss this.

BOARD OF SUPERVISORS

It is moved by Supervisor Hanson, seconded by Supervisor Dahle and carried to approve, and authorize Chairman to sign, a letter in response to correspondence from Center for Urban Watershed Renewal Honey Lake LLC transmitting a \$95,000 donation and requesting a letter from the County indicating acceptance and approval of the donation.

COUNTY COUNSEL

It is moved by Supervisor Dahle, seconded by Supervisor Hanson and carried to approve, and authorize the Chairman to sign, a contract with Attorney Richard Hyde for assistance with developing a Development Agreement between the Redevelopment Commission and Scenic Mountain Development LLC.

ORDINANCE 563

It is moved by Supervisor Chapman, seconded by Supervisor Pyle and carried unanimously, on a roll call vote, to introduce, by title only, Ordinance No. 563, regulating parking upon Lassen County roads during snow conditions.

COMMUNITY DEVELOPMENT COMMISSION

The Community Development Commission convenes.

Assistant Community Development Director Bertotti provides information on the Preliminary Plan for the Proposed Westwood Redevelopment Project and amendment to the Preliminary Plan for the Sierra Army Depot Redevelopment Project.

Supervisor Chapman states the public needs to be involved in the process, and we need to be proactive in getting ideas from the public. Also we need to go to the communities

with meetings.

County Counsel John Ketelsen informs the board that under the redevelopment act a community advisory committee can be set up.

Westwood Redevelopment Project:

It is moved by Supervisor Pyle, seconded by Supervisor Dahle and carried to: adopt Resolution No. 05-002 CDC, accepting the Preliminary Plan for the Westwood Redevelopment Project, authorizing and directing staff to prepare a redevelopment plan; authorize and direct staff to make such transmittals and notices as may be required pursuant to the law in preparation of the redevelopment plan; and express the Board's desire to see early informational meetings held.

(Supervisor Pyle absent 11:55 - 11:56 a.m.)

Sierra Army Depot Redevelopment Project:

Discussion is held on what lands are included in the redevelopment area. In response to a question from the public, it is noted that EIRs are required for both redevelopment projects. Supervisor Hanson points out a typo in the plan referring to "west" and it should read "east".

It is moved by Supervisor Hanson, seconded by Supervisor Pyle and carried to adopt Resolution No. 05-001 CDC (with typo corrected), accepting the Amendment to the Preliminary Plan for the Sierra Army Depot Redevelopment Project, authorizing and directing staff to prepare an amendment to the redevelopment plan; authorize and direct staff to make such transmittals and notices as may be required pursuant to the law in preparation of the redevelopment plan; and express the Board's desire to see early informational meetings held.

The Board of Supervisors reconvenes.

LASSEN COUNTY PLANNING COMMISSION

It is moved by Supervisor Pyle, seconded by Supervisor Chapman and carried to appoint Toni Poulsen to fill a vacancy on the Lassen County Planning Commission for District One.

LASSEN COUNTY WATERWORKS DISTRICT

It is moved by Supervisor Dahle, seconded by Supervisor Pyle and carried to reappoint Dan Alcorn and James Engler each for a four year term to the Lassen County Waterworks District.

AGRICULTURAL COMMISSIONER

Agricultural Commissioner Ken Smith presents a report on the compilation of Lassen crop report data from 1899 to present.

It is moved by Supervisor Dahle, seconded by Supervisor Pyle and carried to authorize formally presenting a copy of this historical record to: Lassen Historical Museum and Lassen College Library; and authorize the Ag Commissioner to present a copy to the Susanville Library District at one of their Board Meetings.

HEALTH & SOCIAL SERVICES - MENTAL HEALTH DIVISION

Deputy CAO for Health and Social Services Kevin Mannel introduces Consultant Dewey Dempsey who is working with Health and Social Services on the requirements of the Mental Health Services Act.

Mr. Dempsey reviews the requirements of the Mental Health Services Act and reviews the process of producing a community program plan. It is hoped a budget will be complete by May 17, 2005, and be brought to the board on May 25th.

INFORMATION FOR THE BOARD

Chairman Keefer lists the items he wants follow-up reports on: budget review, snow plowing policy and fee waiver request from Lassen Land & Trails Trust.

PUBLIC WORKS DEPARTMENT

It is moved by Supervisor Chapman, seconded by Supervisor Pyle and carried to approve the 2005 Fee Schedule for the Susanville Veteran's Memorial Building.

COUNTY ADMINISTRATIVE OFFICE

It is moved by Supervisor Pyle, seconded by Supervisor Dahle and carried on a roll call vote, with Supervisor Chapman voting NO, to adopt, by title only, Ordinance No. 562, amending Chapter 2.06 of the Lassen County code relating to salary, benefits and labor relation duties of the County Administrative Officer and compensation of the County Counsel.

CORRESPONDENCE

Correspondence is received and filed from U. S. Department of the Interior Fish and Wildlife Service Field Supervisor Wayne White regarding 22 threatened and endangered species that occur in the same California valley and foothill areas. Public comment periods are now open for two proposals, others will open later this spring.

A letter from Adelpia announcing service rate increases effective with the March billing statement, is received and filed.

ADJOURNMENT IN MEMORY

There being no further business, the meeting is adjourned at 12:25 p.m. in memory of Jim Kelly, longtime Lassen County resident; Don Carver, longtime community member; Eileen Valentine, community member; Jack Jenkins, former member Board of Supervisors; Bob McGill, former resident.

SUPERVISORS
ATTEST:

CHAIRMAN OF THE BOARD OF

THERESA NAGEL, CLERK OF THE BOARD