

## BOARD OF SUPERVISORS

SEPTEMBER 20, 2005

The Lassen County Board of Supervisors convene in Regular Session at 9:04 a.m. Chairman Keefer asks for public comment and no comments are received. County Clerk Nagel announces the Closed Session item and the Board recesses to Closed Session at 9:05 a.m. for a conference with Legal Counsel: Existing litigation pursuant to Subdivision (a) of Government Code Section 54956.9: Deborah Henson v. Lassen County California et al; Case No. 05-CIVIL-1099.

Present in the Closed Session are Supervisors Robert Pyle, Jim Chapman, Lloyd Keefer, and Jack Hanson; County Counsel Craig Settlemire, County Administrative Officer John Ketelsen, Human Resources Director Ron Vossler and County Clerk Theresa Nagel. Supervisor Dahle enters at 9:14 a.m. Closed Session is recessed at 9:53 a.m.

The Lassen County Board of Supervisors reconvenes in Regular Session on Tuesday, September 20, 2005, at 9:57 a.m. Present: Supervisors Robert Pyle, Jim Chapman, Lloyd Keefer, Brian Dahle, and Jack Hanson; County Counsel Craig Settlemire, County Administrative Officer (CAO) John Ketelsen and County Clerk Theresa Nagel. Following the flag salute, the invocation is offered by Supervisor Keefer.

**ANNOUNCEMENT OF ITEMS DISCUSSED IN CLOSED SESSION**

The County Clerk announces the Closed Session dealt with a conference with Legal Counsel: Existing litigation pursuant to Subdivision (a) of Government Code Section 54956.9: Deborah Henson v. Lassen County California et al; Case No. 05-CIVIL-1099 - no reportable action taken.

**AGENDA APPROVAL, ADDITIONS AND/OR DELETIONS**

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

**PUBLIC COMMENT**

1. Sheriff Steve Warren reports the Biennial Inspection of the Lassen County Adult Detention Facility by the Corrections Standards Authority produced a 100% compliance rating for Procedural and Operational inspection; 98.5% compliance rating for Physical Plant inspection; and the Lassen Community Correctional Facility (CCF) received a rating of 96% - highest rating for a CCF in the State of California.

2. Emergency Services Chief Chip Jackson reports the Lassen Operation Area has not been tasked by the State with any Hurricane Katrina missions.
3. Poet Laureate Violet Stout reads a poem entitled "The Fringe of Martial Law".

## CONSENT CALENDAR

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

## COUNTY CLERK ITEM

Approve Minutes of September 13, 2005.

## PUBLIC WORKS DEPARTMENT ITEMS

1) Reject all bids received during the July 14, 2005 bid opening for the Big Valley Pool House Construction Project; 2) authorize the Public Works Department to revise construction plans and specifications to scope down the project to within budget; 3) authorize the Public Works Department to proceed with re-bidding procedures upon completion of revised construction documents.

Adopt Resolution No. 05-049, approving the execution of Program Supplement No. 0A93 Rev. 000 for the Safety Improvement Project on SR 395 near Johnstonville Elementary School; and authorize the Chairman to sign agreement.

Award bid to Turner Drilling and Pump, Susanville, the lowest bidder meeting specifications, in the amount of \$20,800 for the construction of a well at the Janesville Park.

## SHERIFF'S DEPARTMENT ITEM

Approve the abolishment of one Correctional Officer, Range 15, and the establishment of a Community Services Officer (Civil), Range 15, in the CCF/ADF Division of the Sheriff's Department.

## PRISON TRIAL COSTS REIMBURSEMENT PROGRAM ITEMS

Receive and file Recap of CCC Prison and High Desert State Prison Trials Cost Reimbursement Billing for August, 2005.

## MISCELLANEOUS CORRESPONDENCE ITEMS

Receive and file the following correspondence:

- a. Lassen County Alcohol and Drug Advisory Board meeting agenda for September

- 6, 2005, special meeting minutes of August 16, 2005, and minutes of August 3, 2005.
- b. Lassen County Planning Commission meeting agenda for September 7, 2005.
  - c. Local Agency Formation Commission (LAFCO) of Lassen County notice of meeting cancellation for September 12, 2005.
  - d. Lassen Transit Service Agency meeting agenda for September 12, 2005.
  - e. Lassen County Transportation Commission meeting agenda for September 12, 2005.
  - f. Lassen County Technical Advisory Committee meeting agenda for September 14, 2005.
  - g. Lassen County Mental Health Advisory Board meeting agenda for September 27, 2005, and minutes of August 9, 2005.
    - h. Lassen County Fair Advisory Board meeting agenda for September 13, 2005, and minutes of August 9, 2005.
    - i. Lassen County Air Pollution Control District Governing Board meeting agenda for September 20, 2005, and minutes of August 24, 2005.

## LOCAL REUSE AUTHORITY

(Convene as the Local Reuse Authority)

Community Development Director Robert Sorvaag provides information on a West Patton Village Community Services District request for funds to prepare a Fire Facility Impact Fee Study. He recommends a loan be made from Local Reuse Authority Funds and notes repayment could come from fire facility fees once they are collected for the fire district.

Supervisor Keefer notes other districts have paid for this type of study, but in this case the county has an interest in the formation of the fire district, so this is not setting a precedence.

Discussions are held in regard to how the loan would be paid back if the district is not formed.

Arnold Young reads a statement regarding the LRA need for this district and also points out other funding that will be needed.

It is moved by Supervisor Dahle, seconded by Supervisor Hanson and carried to approve a loan of funds to West Patton Village Community Services District as necessary to hire a consultant to prepare a Fire Facility Impact Fee Study, between \$10,000 - \$12,000, from Local Reuse Authority Funds, with an agreement for the provision of repayment and a time frame for repayment.

(Adjourn and reconvene as Board of Supervisors)

### ASSESSMENT APPEALS BOARD

It is moved by Supervisor Dahle, seconded by Supervisor Hanson and carried to reappoint Rod Colvin to fill a vacancy on the Assessment Appeals Board, created by the expiration of appointed term.

### TITLE III - FIRE SAFE COUNCIL FUNDING REQUEST

Lassen County Fire Safe Council Chairperson Dorine Beckman reviews the Title III request for funding from the Lassen County Fire Safe Council in the amount of \$73,000 to assist in administrative, organizational and education activities. She also provides information on projects they have undertaken and projects that are planned.

It is moved by Supervisor Chapman, seconded by Supervisor Dahle and carried to allocate \$73,000 of Title III funding as requested by the Lassen County Fire Safe Council to assist in administrative, organizational and education activities for the budget ending February, 2006.

### PUBLIC HEARING: COMMUNITY DEVELOPMENT DEPARTMENT - ECONOMIC DEVELOPMENT HOUSING

The public hearing is opened at 10:31 a.m. to solicit comments on revisions to the Lassen County Housing Rehabilitation Program Policies and Guidelines.

Community Development Director Robert Sorvaag presents the staff report. No one speaks in favor of or in opposition to the revisions and the hearing is closed at 10:32 a.m.

It is moved by Supervisor Pyle, seconded by Supervisor Hanson and carried to adopt revisions to the Lassen County Housing Rehabilitation Program Policies and Guidelines.

### BUILDING PERMIT EXEMPTION

Supervisor Keefer presents a request to reinstate the Building Permit fee exemption for special districts for fire protection facilities.

Susan River Fire District Director John Wilczynski provides further information and asks for a total exemption for fire districts or a percentage or sliding scale exemption. Also asks the Board to look at reimbursement of the \$7,125 in fees already paid by the district.

Supervisor Keefer does see a difference between a special district and an enterprise district.

County Counsel Craig Settlemire would like an opportunity to look into the distinction between enterprise and non-enterprise districts, specifically in regard to equal protection.

Further discussion is held between board members and staff. Chairman Keefer refers this to County Counsel for research and to be returned at a future date, also to look at the request for refund of fees already paid.

### EMERGENCY SERVICES

It is moved by Supervisor Pyle, seconded by Supervisor Hanson and carried to grant the request for Haz-Mat Vehicle Unit #6652 to be declared surplus and returned to the Westwood Community Services District.

### COMMUNITY DEVELOPMENT DEPARTMENT - ECONOMIC DEVELOPMENT/ HOUSING

It is moved by Supervisor Dahle, seconded by Supervisor Pyle and carried to approve donation of surplus Ford Ranger Unit No. 2306S to the West Patton Village Community Services District.

### COMMUNITY DEVELOPMENT DEPARTMENT - ECONOMIC DEVELOPMENT/ HOUSING

Assistant Community Development Director Bertotti provides information on the possible expansion of the Johnstonville Water System.

It is moved by Supervisor Dahle, seconded by Supervisor Hanson and carried to authorize Economic Development/Housing staff to conduct a survey to determine citizen interest in expanding the Johnstonville Water System.

### U.S. FOREST SERVICE

Ecosystem Management Officer Jeff Withroe states he is present to eliminate some nasty rumors contained in a recent news article relating to U.S. Forest Service funding of Quincy Library Group (QLG) projects for the Lassen National Forest (LNF). He states the (LNF) has been first or second in regard to output. The funding for the QLG work is not expected to be reduced and barring impacts from lawsuits he expects the output to not decrease. In fact, he expects output to increase and states the LNF expects to treat 18,000 - 22,000 acres next year.

Chairman Keefer suggests the QLG may need an update from the LNF since the news article seems to have originated from a QLG meeting.

## COMMUNITY DEVELOPMENT DEPARTMENT - PLANNING DIVISION

Community Development Director Robert Sorvaag states it does not appear the facility proposed by Christine Corona would benefit the county financially and he recommends the request for waiver of Initial Study and Use Permit application fees be denied.

(Supervisor Dahle 11:10 - 11:13 a.m.)

It is moved by Supervisor Hanson, seconded by Supervisor Pyle and carried to deny the request for waiver of application fees totaling \$1,182, pursuant to County Code Section 3.18.100 for File #2005-105, Initial Study and Use Permit, Christine Corona.

## GRAND JURY REPORT

Supervisor Chapman suggests wording changes to the Grand Jury Response letter: sections 2-A, B & C, show who (which department) agrees with the findings and who will be implementing; in the last response change reference #2,b to #2(b).

It is moved by Supervisor Chapman, seconded by Supervisor Dahle and carried to approve the response with the noted changes and authorize the Chairman to sign and forward the response to the Grand Jury.

## INFORMATION FOR THE BOARD

Discussion is held on what time to schedule the Study Session on open range with a decision to schedule it at 1:30 p.m. on September 27th.

## UNAGENDIZED BOARD REPORTS

1. Supervisor Chapman reports on his visit to the Northern California and Oregon coasts and his visit with Andy Whiteman; notes a Northern California travel book that he obtained contained nothing on Modoc or Lassen Counties; wishes Brian Dahle a Happy 40th Birthday.
2. Supervisor Pyle reads a letter from Fair Manager Jim Wolcott thanking the Board for the funding budgeted for the Fairgrounds improvements; announces the Westwood Family Resource Center will be holding a fundraiser for the Sgt. Skillen Family.
3. Supervisor Hanson reports on a meeting he, several staff members and SEMSA representatives attended in Herlong with Colonel Butler relating to emergency services - everyone is trying to stay ahead of the curve on needs prior to development in the area; reports on a meeting with developers in the South County relating to County Fire Ordinance requirements - included staff members; reports the Ft. Sage Family Resource Center will hold a ribbon cutting tomorrow; reports that staff, under the direction of

Robert Sorvaag, have been working on the Water Resource Management and Monitoring in relation to Fish Springs.

4. Supervisor Dahle reports the Big Valley Senior Nutrition Site has hired a new administrator, the cook stayed on and seniors are receiving meals and the van is being used - things seem to be smoothing out; reports the Junior Pheasant Hunt last Saturday had 40 kids - only 3 of which were local, sees this as a positive economic benefit; announces he will not attend RCRC this week and will be attending the Sierra Nevada Conference next week.

5. Supervisor Keefer notes the Ft. Sage Family Resource Center serves Milford and he will be attending the ribbon cutting.

There being no further business, the meeting is adjourned at 11:33 p.m.

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SUPERVISORS

CHAIRMAN OF THE BOARD OF

ATTEST:

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THERESA NAGEL, CLERK OF THE BOARD