

**UNAPPROVED MINUTES**  
**BOARD OF SUPERVISORS**  
**JUNE 17, 2008**

The Lassen County Board of Supervisors convenes in Regular Session at 9:14 a.m. Chairman Hanson asks for public comment and no comments are received. Deputy Clerk of the Board Susan Osgood announces the Closed Session items and the Board recesses to Closed Session at 9:14 a.m. to discuss: Claims: Claim of Peter J. Healy presented May 19, 2008.

Present in the Closed Session are Supervisors Jack Hanson, Bob Pyle, Jim Chapman, Lloyd Keefer and Brian Dahle; County Counsel Craig Settlemyre, County Administrative Officer John Ketelsen, Personnel Director/Risk Manager Ron Vossler and Deputy Clerk of the Board Susan Osgood. Closed Session is recessed at 9:23 a.m.

The Lassen County Board of Supervisors reconvenes in Regular Session on Tuesday, June 17, 2008, at 9:30 a.m. Present are Supervisors Jack Hanson, Robert Pyle, Jim Chapman, Lloyd Keefer and Brian Dahle; County Counsel Craig Settlemyre, County Administrative Officer John Ketelsen, Personnel Director/Risk Manager Ron Vossler and Deputy Clerk of the Board Osgood. Following the flag salute, the invocation is offered by Chairman Hanson.

**ANNOUNCEMENT OF ITEMS DISCUSSED IN CLOSED SESSION**

The Deputy Clerk of the Board announces the Closed Session dealt with discussion on Claims: Claim of Peter J. Healy presented May 19, 2008 – The Board directed that notice of insufficient claim be given.

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

Supervisor Keefer requests that agenda item G5 be pulled for discussion. Supervisor Chapman requests the meeting be adjourned in memory of Ruth Walker. Supervisor Dahle requests the meeting also be adjourned in memory of Leanna Hawkins.

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

**PUBLIC COMMENT**

1. Office of Emergency Services Chief Chip Jackson reports on the continued drought in Lassen County. He reminds everyone that July 28 is the last date to file claims under current drought designation. Other assistance may be forthcoming through state and federal assistance. Chairman Hanson requests Lassen County Times reporter Barbara France speak with Mr. Jackson for an article in the newspaper.

## UNAGENDIZED BOARD REPORTS

1. Supervisor Pyle reports on the fire at his home this week. Commends Lassen County emergency medical and public safety services people who responded from Janesville, Susanville, Susan River, CalFire and also thanks two Sheriffs deputies and Chip Jackson who also came out.
2. Supervisor Dahle donates \$500 of his discretionary funds to the Friday Swim at the Big Valley Pool and the remainder of his funds (\$542.70) to the Bieber Clean Up Committee.
3. Supervisor Dahle reports he will be attending a Regional Council of Rural Counties (RCRC) meeting this week in Crescent City.
4. Supervisor Keefer attended a short Air Board meeting last week. They did not conduct any business and the meeting was rescheduled until June 18 at 1:00 p.m. There were some issues with the construction of the agenda and potential conflict of the Brown Act. States he appreciates CAO Ketelsen and County Counsel Settlemire's efforts to assist with that issue.
5. Supervisor Keefer reports that Janesville Park has grass on the ballfield thanks to Public Works efforts; organized sports activities should be scheduled after July 1. Staff also completed the new equestrian arena with significant donations by the Janesville Feed Store. Two Eagle Scout projects were recently completed: the horse shoe pits were revamped and two additional benches for the playground areas were completed. Supervisor Keefer contributed money for materials from his park trust account.
6. Supervisor Chapman states he was glad of the outcome on the fire at the Pyle's house. States Mr. Pyle's testimonial on the radio about the importance of smoke detectors and changing batteries is an important message to get out to the community as well as promoting escape ladders on multi story buildings.
7. Supervisor Chapman comments on Air Board issues and changes at the State level with the implementation of AB 32. Feels the way things have been done in the past number of years is changing. States there are only 3 or 4 counties that still have one person as both Ag Commissioner and Air Pollution Control Officer. Feels the Board needs to assess how things are changing; states he is not sure he is comfortable remaining as a Board member and asks CAO Ketelsen and County Counsel Settlemire to attend the next meeting.
8. Supervisor Chapman reports that while he was not in attendance for the entire manufactured home ordinance discussion last week, he has heard reports and is concerned by the staff recommendation. He understands that a correction to the ordinance adopted last month would need to go back to the Planning Commission and the process would start over before coming back to the Board of Supervisors. He questions why that would be the process when a few weeks ago changes to the ordinance regarding roof pitch were handled differently. Feels this would create unfairness to a group of people who may need help. County Counsel Settlemire responds that the action taken was part of a number of different clean up ordinances that included both roof pitch and mobile home age. That did go through the process where it was introduced and adopted at two different meetings after coming to this board from the Planning Commission with a recommendation. The ordinance became final after it was passed and any changes would need to go

back through the same process with appropriate notices. The subject of roof pitch will come back through the Planning Commission process but in the meantime a request could be submitted for approval through the architectural review process. Supervisor Chapman states the public may have a perception of inconsistency in the manner this business was conducted. Chairman Hanson states that both issues will be brought back through the process for review.

#### RECOGNITION COMMITTEE - PRESENTATION

Chairman Hanson makes the following presentations for years of service:

Ten years: a note pad holder to Jolene Pangallo (H&SS, LassenWORKS) - not present and Lacy Furrer (H&SS).

Sheriff Warren requests that the twenty-five year service award for Keith Barnum be postponed and combined with his upcoming retirement presentation.

#### UNAGENDIZED BOARD REPORTS – Continued

9. Supervisor Hanson appreciates Supervisor Chapman's discussion regarding the mobile home ordinance and thinks the process could have been better. States it was published in the paper and states if he were in the business, he would read the legal notices. Reports that when the Board was advised of problems, they immediately agreed to review.

10. Supervisor Hanson looks forward to the Air Board tomorrow meeting. States the County should have some flexibility to set their own standards and feels there is potential for the Air Board to become significant in land use decisions. He will be observant of regulations and standards that the County puts in.

11. Supervisor Hanson reports on budget meeting held June 10; states Assistant to the CAO Julie Morgan and Department heads are doing a good job. Another meeting will be held June 24.

12. Supervisor Hanson and Public Works Director Larry Millar attended a Seniors lunch June 11 in South County. Mr. Millar did an excellent job; they are trying to spend some park bond money in that area.

13. Supervisor Hanson donates the remainder of his discretionary funds (\$350) to the Fort Sage Family Resource Center in support of the clean up project in the Herlong area.

#### CONSENT CALENDAR

Supervisor Keefer requests agenda item G5 Public Works Bid Award be removed for discussion.

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 - REGISTRAR OF VOTERS ITEM - ELECTIONS DIVISION

Receive and file the Certified Statement of Results for the June 3, 2008 Direct Primary Election as per Section 15372 of the California Elections Code; and 2) Declare the results as per Elections Code Section 15400.

#### HEALTH & SOCIAL SERVICES ITEMS

##### ENVIRONMENTAL HEALTH

Appoint Brian Dahle (Lassen County Board of Supervisors), Mike Engman, and Jim Perez (Plumas County Environmental Health) to the Lassen County Independent Hearing Panel for Local Solid Waste Enforcement.

##### FAMILY AND CHILDREN PROTECTIVE SERVICES

Approve agreement with Edwin Jenesky, Ph.D. to provide psychological evaluation services for children under the jurisdiction of Lassen County Family and Children Protective Services, and authorize the County Administrative Officer to execute the agreement documentation on their behalf.

##### PROBATION DEPARTMENT ITEM - AGREEMENT

Approve agreement with ISD Corporation for the maintenance and support of the Probation CASE database system, and authorize the Chief Probation Officer to sign and date the agreement. This is for maintenance of Level 1 (High) and Level 2/Level 3 (Medium) support calls. This agreement does not include any new modifications. The agreement amount is \$11,553 per year or the period of July 1, 2008 through June 30, 2009.

##### SHERIFF'S DEPARTMENT ITEM - SERVICE DOG

Approve request to authorize the Sheriff to surplus the Police Service Dog identified as Zeke Houghton and to allow the first option of disposition to be a transfer of ownership to former Deputy Sheriff Shaun Gualco.

##### AGRICULTURAL COMMISSIONER ITEM - PETROLEUM AND WEIGHMASTER

Approve FY 2008/2009 contract with California Department of Food and Agriculture for Petroleum inspection in the amount of \$750 and Weighmaster in the amount of \$1,500; and authorize the Chairman to sign.

##### MISCELLANEOUS CORRESPONDENCE ITEMS

Receive and file the following correspondence:

- a. Technical Advisory Committee meeting amended agenda for June 11, 2008.
- b. Mental Health Advisory Board meeting agenda for June 10, 2008.
- c. Alcohol and Drug Advisory Board meeting agenda for June 16, 2008.

##### PUBLIC WORKS DEPARTMENT - BID AWARD

Supervisor Keefer pulled the item because it incorrectly states State Route 139, but should read State Route 395. This is a project started seven years ago applying for the Safe Route to School grants.

It is moved by Supervisor Keefer and seconded by Supervisor Chapman and carried unanimously to: 1) Award the contract for "Johnstonville School Signs in and near Johnstonville at **SR 395** near Johnstonville School" to Richard A. Heaps Electrical Contractor, Inc., the lowest bidder meeting the specifications, in the amount of \$65,531. 2) Authorize the Director of Public Works to sign the Agreement once it has been approved by County Counsel. 3) Authorize the Director of Public Works to authorize Change Orders up to an amount "not-to-exceed" \$10,000.

(Supervisor Chapman is absent 10:18 – 10:19 a.m.)

#### ADMINISTRATIVE SERVICES – RESOLUTION

Personnel Director/Risk Manager Vossler presents information on the proposed resolution that is required by the State of California to get their approval for Lassen County to self insure the primary workers compensation coverage. The County would self insure the first \$125,000 of any accident that is accepted as one that is being work related. The reason for this action is because the insurance carrier is charging more each year for premiums than what is being paid in benefits.

It is moved by Supervisor Keefer, seconded by Supervisor Dahle and carried to adopt Resolution #08-032 authorizing Application to the Director of Industrial Relations, State of California, for a Certificate of Consent to Self Insure Workers Compensation Liabilities and authorize the County Administrative Officer to sign the Application for a Public Entity Certificate of Consent to Self Insure.

#### COUNTY COUNSEL - FORMATION OF COMMUNITY SERVICE AREA FOR RECREATION FACILITIES AND SERVICES (POOL)

County Counsel Settlemire presents information regarding the draft resolution of application to Local Agency Formation Commission (LAFCo) requesting proceedings to form a County Service Area for recreation. Supervisor Chapman requested that staff pursue the idea of forming a County Service Area for the purposes of recreation facilities and services, primarily in conjunction with a community pool. As discussed, there is a requirement that the formation of a CSA be initiated by the Board of Supervisors to go through the LAFCo process for approval by adopting a resolution to make application to LAFCo for LAFCo to conduct the proceedings. A draft resolution is part of the agenda packet but there is additional detail that needs to be added to it. The resolution could not be adopted today as LAFCo needs a 20 day notice. July 15 would be the earliest the resolution could be adopted if all the necessary information was completed. A major concern is that LAFCo's policies do not favor the formation of a district or a local agency, such as a CSA, unless there is some identified funding source. A service plan describing the services to be provided (such as the range and level of service) and information on when services would expect to be delivered to identified territory is also required. Suggested funding sources could be special tax, sales tax or parcel tax.

Supervisor Chapman appreciates County Counsel's effort and presents his ideas to the rest of the Board. He feels that in order to convince 2/3 of the voters to support a special assessment, it needs to state it is for a community pool, not an aquatic or recreation center and the scope would be to build, operate and maintain a community pool along the lines of the old Roosevelt pool. It is possible that something like a recreation center could be created at a later time. States the boundary would be the High School District boundary and it should be called the Honey Lake Valley Community Pool. The County is not an entity that is well suited for building and operating of a pool but could be a facilitator. Would expect another entity to build the pool but the County would have funds to maintain and operate it. Further extensive discussion is held. Supervisor Keefer would like a disclaimer in the initiative that would clarify that the pool will be built only when certain things happen, so the public is not expecting the County to build it. Supervisor Chapman compares the proposed CSA to Honey Lake TV CSA in that they have a mechanism to get the money but they do not do the work themselves. County Counsel Settlemire comments on the logistics of this matter being put on the November ballot; a lot of details would need to be worked out to meet appropriate deadlines. Supervisor Chapman requests that work be done on a parallel track for both the ballot and what needs to go to LAFCo; also would like to request a resolution of support from the City of Susanville. County Counsel will work on these matters. Chairman Hanson requests an update at the next Board meeting.

#### COUNTY ADMINISTRATIVE OFFICE - TIME WARNER CABLE

It is moved by Supervisor Dahle, seconded by Supervisor Chapman and carried unanimously to approve the response to letter from cable franchisee Time Warner Cable concerning the elimination of KHSL Channel 12, the CBS network out of Chico, and authorize the Chairman to sign.

#### ADJOURNMENT IN MEMORY

There being no further business, the meeting is adjourned at 11:14 a.m. in memory of Ruth Walker and Leanna Hawkins.

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CHAIRMAN OF THE BOARD OF SUPERVISORS

ATTEST:

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SUSAN OSGOOD, DEPUTY CLERK OF THE BOARD