



SUMMARY MINUTES
BOARD OF SUPERVISORS
707 NEVADA STREET, SUSANVILLE
AUGUST 26, 2008

9:06 A.M. CALL TO ORDER

PRESENT: Supervisors Jack Hanson, Bob Pyle, Jim Chapman, Lloyd Keefer and Brian Dahle; County Counsel Craig Settlemire, County Administrative Officer (CAO) John Ketelsen, Personnel Director/Risk Manager Ron Vossler and Deputy Clerk of the Board Susan Osgood.

PUBLIC COMMENT: None.

ANNOUNCEMENT OF CLOSED SESSION: 1) Conference with Legal Counsel: Existing litigation pursuant to Subdivision (a) of Government Code Section 54956.9: Friends of Lassen Forest v. County of Lassen, County of Lassen, County Board of Supervisors, and Does 1-15, Sierra Pacific Industries and Does 16-30, Lassen County Superior Court Case No. 47432.
2) Employee performance evaluation: County Counsel Craig Settlemire. Present - As listed above. Personnel Director/Risk Manager Vossler departs at 9:19 a.m. Closed Session ends at 9:54 a.m.

9:57 A.M. OPENING CEREMONIES: Following the flag salute, the invocation is offered by Chairman Hanson.

ANNOUNCEMENT OF ITEMS DISCUSSED IN CLOSED SESSION: Deputy Clerk of the Board Osgood reports the Closed Session dealt with 1) Conference with Legal Counsel: Existing litigation pursuant to Subdivision (a) of Government Code Section 54956.9: Friends of Lassen Forest v. County of Lassen, County of Lassen, County Board of Supervisors, and Does 1-15, Sierra Pacific Industries and Does 16-30, Lassen County Superior Court Case No. 47432 – **No reportable action taken.** 2) Employee performance evaluation: County Counsel Craig Settlemire – **The Board gave an evaluation of “outstanding”.**

AGENDA APPROVAL, ADDITIONS AND/OR DELETIONS

Supervisor Keefer requests the meeting be adjourned in memory of James Hoy Westlake.

ACTION: Approve agenda with noted changes.

MOVED BY: Dahle

SECONDED BY: Keefer

UNANIMOUS: Yes

PUBLIC COMMENT

1. Dave Schroeder presents information to the Board on problems he has had with the County regarding his proposed project. He spoke to the Board August 12 when his Parcel Map Phase Two No. 2006-066, was pulled from the agenda because necessary information was not complete. States he would like to go back to the Planning Department regarding his road as he was previously given misinformation by County staff. This will be discussed further under Agenda Item H3.
2. Poet Laureate Violet Stout states she was requested to write this poem and reads a poem entitled “K-SUE”.

PUBLIC WORKS DEPARTMENT - SURVEYOR DIVISION

Received report by Public Works Director Larry Millar regarding status of Parcel Map Phase Two No. 2006-066, David & Catherine Schroeder. States all conditions required have not yet been met; the road needs to be signed off and a road maintenance agreement is needed. Mr. Schroeder stated he would like to re-submit the application on his road as the information initially given him was incorrect. Supervisors Keefer and Chapman state they are concerned with a process that

allows a project to be brought to the Board when it is not finalized or ready. Mr. Millar states the Public Works and Community Development Departments are working on better communication in these matters. Assistant Community Development Director Joe Bertotti presents information on the procedure for Mr. Schroeder to bring the project back before the Technical Advisory Committee (TAC) and the Planning Commission. Further discussion is held by Board members. Supervisor Keefer would like to have a process where information is given to an applicant when the application process is begun, that clearly states what needs to be done to complete that project. Supervisor Hanson agrees that the process should have a customer friendly approach.

UNAGENDIZED BOARD REPORTS:

Supervisor Keefer: Attended the Air Board meeting with Supervisors Pyle and Hanson. The budget was deferred for a month and they are still working on the peer review.

Supervisor Dahle: 1) Attended the Regional Council of Rural Counties (RCRC) meeting. Presented copies of Sylvia Milligan's information regarding the Recreation Outdoors Coalition (ROC) on the designation of Lassen County roads in the Lassen National Forest for "mixed use" (presented August 19). 2) The budget and what is happening in Sacramento was discussed; they are having a tough time and states it will be worse next year.

ALCOHOL AND DRUG ADVISORY BOARD - VACANCY

ACTION: Appoint Denise D. Bosse' to the Alcohol and Drug Advisory Board.

MOVED BY: Keefer **SECONDED BY:** Dahle **UNANIMOUS:** Yes

ASSESSMENT APPEALS BOARD - APPOINTMENT

ACTION: Reappoint Rod Colvin as Appointee on the Assessment Appeals Board.

MOVED BY: Dahle **SECONDED BY:** Pyle **UNANIMOUS:** Yes

CONSENT CALENDAR

ACTION: Take the noted action on the following Consent Calendar items:

MOVED BY: Dahle **SECONDED BY:** Pyle **UNANIMOUS:** Yes

COUNTY CLERK ITEM - MINUTES

Approve Minutes of May 27, 2008.

ADMINISTRATIVE SERVICES ITEM - PERSONNEL REPORT

Receive and file Personnel Movement Report for July, 2008.

COMMUNITY DEVELOPMENT DEPARTMENT ITEM - ECONOMIC DEVELOPMENT / HOUSING

Approve Consent to Transfer real property from the Herlong Utilities, Inc., to the Herlong Public Utility District and authorize the CAO to sign.

PROBATION DEPARTMENT ITEMS

AGREEMENTS

Approve agreements between Lassen County, Plumas County and Modoc County for placements in Juvenile Hall and authorize the Chief Probation Officer to sign. The agreement with each county specifies a per diem rate of \$110 for each 24-hour day or portion thereof, payable to Lassen County in addition to any reimbursements for medical services, psychological services and education services.

CONTRACT

Approve Contract No. DJJ with California Department of the Corrections and Rehabilitation and authorize the Chief Probation Officer to sign. The contract is required to implement Sections 704 and 1731.6 of the Welfare and Institutions Code for case referrals to the Youth Authority from the

Juvenile or Criminal Courts for diagnostic and treatment services, and temporary detention. The rate for 2008/2009 Fiscal Year is \$6,690 per month.

MEMORANDUM OF UNDERSTANDING

Approve Memorandum of Understanding (MOU) between the Lassen County Office of Education and the Lassen County Probation Department for FY 2008/2009 Foster Youth Services (FYS) and authorize the Chief Probation Officer to sign.

MEMORANDUM OF UNDERSTANDING

Approve the Memorandum of Understanding (MOU) among Big Valley Joint Unified, Credence High School, Diamond Mountain Charter School, Fort Sage Unified, Janesville Union Elementary, Johnstonville Elementary, Lassen County Office of Education, Lassen High School Alternative Education, Long Valley Charter School, Richmond Elementary, Shaffer Elementary, Susanville School District, Westwood Charter School, Westwood Unified School District, and the Lassen County Probation Department for the FY 2008/2009 Truancy Reduction Program and authorize the Chief Probation Officer to sign.

PUBLIC WORKS DEPARTMENT ITEM - PUBLIC WORKS / ROADS

Authorize the Public Works Department to proceed with the repair of a 1977 Caterpillar 130-G Motor Grader (M-9) with the purchase of the engine and other related parts from Cashman Equipment Company, Sparks, NV, in the amount of \$19,566.37.

MISCELLANEOUS CORRESPONDENCE ITEMS

Receive and file the following correspondence:

- a. Susanville City Council, Susanville Community Development Agency, Susanville Municipal Energy Corporation meeting agenda for August 20, 2008.

COUNTY COUNSEL - TAX SHARING

Discussion is held on the tax sharing agreement with the City of Susanville (Ridenoure annexation). Supervisor Dahle suggests the Board of Supervisors Chairman, Jack Hanson, and Vice-Chairman, Lloyd Keefer, be appointed to negotiate with two City of Susanville appointees. Supervisor Keefer states that he and Supervisor Hanson are also the Board members on Local Agency Formation Commission (LAFCo), and does not feel that would be appropriate. CAO Ketelsen states that the County has never received a counter offer from the City that advises where they stand. Staff previously could not reach a compromise. County Counsel Settlemire states the County and City by mutual agreement may extend time for selection of a financial consultant and continue negotiations while selecting the consultant. Supervisor Chapman states that since there is such a small amount of money involved, he suggests approving the Ridenoure project and leave everything else until a later time when a master agreement can be worked out. Further discussion is held.

ACTION: Direct CAO Ketelsen to send a letter to the City of Susanville requesting they send a proposal to the Board of Supervisors.

MOVED BY: Dahle

SECONDED BY: Keefer

UNANIMOUS: Yes

PUBLIC WORKS DEPARTMENT - BUILDING

Deputy Public Works Director for Facilities Peter Heimbigner presents the Susanville Veterans Memorial Building User Application and Agreement for Board approval. Supervisor Keefer suggests that a handout be developed that could be distributed to those using the hall. The Board expresses appreciation to the task force volunteers and to Mr. Heimbigner and County Counsel.

ACTION: 1) Adopt the Application and Agreement for use of the Susanville Veterans Memorial Building and associated fee schedule and User Responsibilities document.

- 2) Approve in lieu of security/cleaning deposit fee a written letter of sponsorship from a veteran organization to serve as a guarantee to cover costs for any event damages sustained or incomplete post event cleaning.
- 3) Remove requirement for two uniformed police officers to be present during youth dance event.
- 4) Authorize Public Works Department to modify User Responsibilities not specifically addressed in Resolution 08-022, upon consensus of Task Force as needed from time to time.

MOVED BY: Chapman **SECONDED BY:** Dahle **UNANIMOUS:** Yes

INFORMATION FOR THE BOARD

CAO Ketelsen reports that with regard to the state budget, Rural Crimes money may come back and more cuts are expected for Health & Social Services. Summarizes by saying that Prop 1A and 42 are probably not on the table any more and that is a good thing. Governor Schwarzenegger did come out with an August revise but his ideas have not been vetted yet.

ADJOURNMENT IN MEMORY

There being no further business, the meeting is adjourned at 11:22 a.m. in memory of James Hoy Westlake.

Chairman of the Board of Supervisors

ATTEST:

Susan Osgood, Deputy Clerk of the Board

Desktop & S Drive: SUM MIN TEMPLATE