



SUMMARY MINUTES
BOARD OF SUPERVISORS
707 NEVADA STREET, SUSANVILLE
SEPTEMBER 9, 2008

9:05 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 and Deputy Clerk of the Board Susan Osgood.

PUBLIC COMMENT: None.

ANNOUNCEMENT OF CLOSED SESSION: Employee performance evaluation: County Administrative Officer John Ketelsen. Present – Supervisors as listed above and CAO John Ketelsen.

9:48 A.M. OPENING CEREMONIES: Following the flag salute, the invocation is offered by Chairman Hanson.

ANNOUNCEMENT OF ITEMS DISCUSSED IN CLOSED SESSION: Chairman Hanson reports that the Board of Supervisors gave CAO John Ketelsen an outstanding and excellent evaluation and express outstanding and enthusiastic support of his activities.

AGENDA APPROVAL, ADDITIONS AND/OR DELETIONS:

Supervisor Chapman requests the meeting be adjourned in memory of Audrey Stout.

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

PUBLIC COMMENT:

1. Director of Alcohol & Other Drug Programs Lyle Dornon introduces and commends Lassen County's Friday Night Live (FNL) Program Coordinator Bobbie Pangallo who updates the Board on the summer program held at Lassen Volcanic Park. Students and Mentors Greg and Holly give details on the program and report on its success. They present a proclamation of thanks to the Board of Supervisors for their support. Ms. Pangallo reports that FNL has expanded with 3 new high school sites and 2 new junior high sites. They will be holding "Herlong Rocks" concert on September 13, 2008 to bring awareness of issues to that area. Supervisor Chapman suggests that this program be nominated for California State Association of Counties (CSAC) recognition or awards.
2. Bonnie Jensen reports that Stan Bales (Bureau of Land Management, BLM) asked her to speak on her family's experience with Rails to Trails. Her family has lived on South Lassen Street near the entrance to the Bizz Johnson Trail as well as on the Bunnell Ranch (between Devil's Corral and Goumaz) and while they experienced some inconvenience at first with people blocking the driveway or trying to camp on their land, the issues were addressed. They have had a very positive experience and she lends her support to the new proposal.
3. Court Street resident Jim Goubert states living near the Bizz Johnson Trail has been a very positive experience over the last several years and they enjoy being neighbors of the trail.
4. Poet Laureate Violet Stout apologizes to the Board for any phone calls they may have received with regard to her poems. She reads her poem entitled "Treasure from the Heart". Supervisor Chapman states that Violet's poems are her opinion that she has a right to express. States she has done a tremendous job over the last 20 years and he will continue to support her. The Board is in agreement.

RECREATION OUTDOORS COALITION

Felix Flores speaks on behalf of Sylvia Milligan and, as a Lassen County resident, states he is also in support of the Off Highway Road Designation to National Forests and requests the Board support the coalition.

ACTION: Authorize the Chairman to sign the final version of letters of support to CHP Commissioner J. A. Farrow and Pacific Southwest Regional Forester Randy Moore regarding Off Highway Vehicle Road Designation in National Forests.

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

COUNTY ADMINISTRATIVE OFFICE - RAILROAD

CAO Ketelsen presents background information on a proposed agreement with Jim Dobbas Inc., who is under contract with Union Pacific Rail Road Inc. (UP) to remove the railroad tracks and bridge structures from Wendel to Susanville. Discussions previously were held with Lassen Municipal Utility District (LMUD) and an appraisal done, but LMUD is no longer interested in pursuing the acquisition. Lassen Land and Trails Trust (LLTT) recently expressed interest in acquiring the line but would need time to secure a grant, as they did with the Modoc line. CAO Ketelsen presents information to Board on possible risks involved. States staff recommends proceeding but wants the Board to be aware of risks and potential costs. Dobbas is willing to cooperate but is being pressured by UP who is being pressured by Caltrans to perform on its demolition contract to remove tracks in roadways.

Lassen Land and Trails Trust Executive Director Matt Sayles states LLTT is very interested in the acquisition of the Wendel line and has given him direction to move forward; they would work to secure grant money. Feels LLTT has proven they have the resources and capability to put the deal together. States they are dealing just with the bridges for now but it is necessary to make initial step toward protecting the corridor. If the bridges are let go then the corridor is lost. He understands concerns on management issues; cites the Bizz Johnson Trail is a successful example of how things can be maintained.

Ladybug Lane resident Jerry Douglass speaks in favor of acquisition of the Wendel line. He is a frequent user of trails, a member of LLTT Board of Directors and Vice President of the Susanville area Bicycle Association. Thinks it would be a mistake to not support acquisition; board should put off destruction and removal of bridges and give LLTT time to work on this as they did the Modoc line. Understands concerns of vandalism and litter on trails; feels majority of trail users are respectful of property along lines and corridors. Trails are a positive resource to communities.

Extensive discussion is held.

Supervisor Chapman: States there is a need to address the acquisition issue and long term management, particularly in connection with adjoining property owners. Should protect private property rights and also preserve the public interest. Feels BLM and LLTT have a good track record over last 20-25 years as far as managing potential conflicts. Thinks Lassen County plays a valuable role in protecting the trails and should give other interested parties time to work things out.

Supervisor Pyle: States he cannot support this at this time. He is not against it but has concerns on need to protect private property rights, wants to know who is going to maintain the trail, and thinks it is a risk to taxpayers at this point. Supervisor Dahle feels an opportunity should be given to LLTT to put something together for funding; feels if it becomes a trail motorized vehicles will be off it and it will be managed easier. Supervisor Keefer agrees with Supervisor Chapman but does have some concerns regarding private property.

Staff is directed to take care of the Caltrans issue and buy some time. CAO Ketelsen states he will try to find out from UP, Dobbas and County staff whether or not taking out the track in the County's

right of way without committing to the bridges at this point might work and give us the time needed. He will also meet with LLTT and bring the matter back to the Board.

BOARDS AND COMMISSIONS - ALCOHOL AND DRUG ADVISORY BOARD

ACTION: Appoint Brenda Hoffman to fill vacancy on the Alcohol and Drug Advisory Board.

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

CONSENT CALENDAR

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

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

COUNTY CLERK ITEMS

ELECTIONS

Appoint nominees to district boards that did not have sufficient nominees to be placed on the November 4, 2008 General Election ballot, as per Section 10515 of the Election Code.

PROPOSITION 65 REPORT

Receive and file Report #08-01 filed by CA Regional Water Quality Control Board Senior Engineering Geologist Richard Booth, PG, CHg, on August 23, 2008: On August 20, 2008 a representative of the Lahontan Water Board was informed that a liquid, apparently gasoline, was discovered floating on top of the water table in a monitoring well on a property near the intersection of Commercial Road and McGowan Lane southeast of Susanville (adjacent to the former Allied Bulk Plant at 474-585 Commercial Road). The technician who was sampling the monitoring well immediately removed as much product as possible and placed absorbent material in the well.

HEALTH & SOCIAL SERVICES ITEM - ALCOHOL AND OTHER DRUG DIVISION

Approve Amendment to State Net Negotiated Amount Agreement for Alcohol and Drug Programs for FY 2007/2008, and authorize the CAO to execute the program documentation.

LASSEN COUNTY FAIR BOARD - LIGHTING PROJECT

Approve request to fund North Arena Lighting Project from the Fair Improvement Fund 185, in an amount not to exceed \$48,000.

MISCELLANEOUS CORRESPONDENCE ITEMS

Receive and file the following correspondence:

- a. PSA 2 Area Agency on Aging Advisory Council Meeting agenda for August 29, 2008.
- b. Susanville City Council, Susanville Community Development Agency, Susanville Municipal Energy Corporation agenda for September 3, 2008 and meeting minutes of May 7, 2008; Susanville City Council meeting minutes of May 21, 2008 and Special Meeting minutes of May 6, 2008.
- c. Lassen County Planning Commission meeting agenda for September 3, 2008.
- d. Lassen County Board of Appeals Hearing meeting agenda for September 4, 2008.
- e. Local Agency Formation Commission (LAFCo) of Lassen County meeting agenda for September 8, 2008.
- f. Lassen Transit Service Agency meeting agenda for September 8, 2008 and minutes of July 14, 2008.
- g. Lassen County Transportation Commission meeting agenda for September 8, 2008 and minutes of July 14, 2008.
- h. Lassen County Technical Advisory Committee meeting agenda for September 10, 2008.
- i. Lassen County Air Pollution Control District Governing Board meeting agenda for September 9, 2008.

COUNTY CLERK - ELECTIONS

ACTION: Adopt Resolution No. 08-042 Ordering Consolidation of Elections and Sharing of Costs.

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

COUNTY CLERK – MINUTES

Discussion was held on the proposed format for Minutes that is submitted by the Clerk's office.

ACTION: Approve new format for minutes and approve minutes of June 10, 2008 and August 26, 2008, and commend Clerk for her initiative.

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

LASSEN COUNTY FAIR BOARD - BUDGET

ACTION: Adopt 2008/2009 Fair Improvement Budget for Capital Improvements.

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

UNAGENDIZED BOARD REPORTS:

Supervisor Dahle: 1) The Regional Council of Rural Counties (RCRC) annual conference will be held in Del Norte County on September 24 – 26. Donations are requested for a County basket to be donated on behalf of the "Advocacy for Abused Children". The Board is invited to attend. 2) The annual Autumn Market Place is being held October 18 to benefit the Family Resource Center in Big Valley. They are looking for auction items and the Board is invited to attend.

Supervisor Keefer: 1) Attended Local Agency Formation Commission (LAFCo) meeting September 8 with Supervisor Hanson. Continuing the review MSR and Sphere of Influence for fire agencies. The document might be finalized in December. (Supervisor Dahle is absent 11:02 – 11:04 a.m.) 2) The Air Board will be meeting this afternoon to discuss the budget and the attorney contract. 3) Bill Dennison contacted him regarding State Rural Region Caucus. Will make copies of information for other Board members. There should be another meeting held in Redding in November.

Supervisor Chapman: 1) Requests that proclamations be put on the next agenda for Superintendent of Schools Bob Owens and Associate Superintendent of Schools Mike Justice on their retirement. Supervisor Keefer may present the proclamations at the retirement party this Saturday. 2) Requests the Board agree to have a letter sent to Attorney General Jerry Brown asking for an investigation into why the gas prices in Susanville are always about fifty cents higher per gallon than other areas. 3) Attended Transportation Commission meeting September 8 and will let Supervisor Hanson discuss that.

Supervisor Hanson: 1) Attended the Transportation Commission meeting where Dale Wagner presented an innovative proposal to build the Honey Lake Expressway, a highway parallel to Highway 395, extending four lanes from Hallelujah Junction to Red Rock Road. Supervisor Chapman states there are some "pots" of money that could be tapped into but can not be used with existing roadways for rehabilitation. The concept would be to continue using the existing highway and build a parallel highway that is divided on either side and would eventually open up once it is completed. The original highway would be closed as primary. Supervisor Hanson states the project would be segmented; and would require a local contribution. Approved increasing the Modoc transportation subsidy. 2) Attended LAFCo meeting 3) States there have been discussions between the Herlong Public Utility District, Susanville Indian Rancheria, Sierra Army Depot, and the County as LRA on how to develop a water system incorporating the base and bring in some additional resources to pipe in the whole community.

INFORMATION FOR THE BOARD

CAO Ketelsen reports on a recent milestone in history: the longest all time period for the State to adopt their budget. The County budget will be presented to the Board next week for Public Hearing. The Sheriff's budget is out of balance as the status of Rural Crimes and COPS money is not known; there is also a vulnerability to Health & Social Services. Assistant to the CAO Julie Morgan states the Public Hearing starts Tuesday September 16, 2008, there are ten days to hold public hearings and will need to close by September 26. The last Board meeting is September 23

and will need to adopt a final budget at least for County purposes. If necessary revisions would be brought back to the Board after the State budget is adopted.

ADJOURNMENT IN MEMORY

There being no further business, the meeting is adjourned at 11:36 a.m. in memory of Audrey Stout.

Chairman of the Board of Supervisors

ATTEST:

Susan Osgood, Deputy Clerk of the Board