

BOARD OF SUPERVISORS

APRIL 22, 2003

The Lassen County Board of Supervisors convenes in Regular Session on Tuesday, April 22, 2003, at 9:33 a.m. Present: Supervisors Robert Pyle, Jim Chapman, Lloyd Keefer, and Jack Hanson; County Counsel John Ketelsen, County Administrative Officer (CAO) Andy Whiteman and County Clerk Theresa Nagel. Supervisor Dahle is absent. Following the flag salute, the invocation is offered by Supervisor Chapman.

ANNOUNCEMENT OF ITEMS DISCUSSED IN CLOSED SESSION

Chairman Chapman announces that no closed session was held.

AGENDA APPROVAL, ADDITIONS AND/OR DELETIONS

Supervisor Keefer requests that a proclamation relating to wildfire awareness week be added as a late agenda item. Supervisor Chapman announces that Supervisor Dahle is attending a funeral today and has requested the meeting be adjourned in memory of Joann Oney.

Pursuant to Government Code Section 54954.2 (2) that the need to take action arose subsequent to the agenda being posted, and cannot wait for the next meeting, it is moved by Supervisor Hanson, seconded by Supervisor Pyle and carried unanimously, on a roll call vote, to approve the agenda with the noted addition.

PUBLIC COMMENT

Poet Laureate Violet Stout reads a poem entitled "Banner Lassen Medical Center".

UNAGENDIZED BOARD REPORTS

1. Supervisor Keefer attended the Economic Development Council meeting and provided them with information on Title II and Title III Programs tied to economic development. The council also heard from Nick Ceaglio of Dyer Mt. Associates in regard to an upcoming announcement about their financial backers.
2. Supervisor Keefer received another call about qualifications of CPS employees. He asks for a staff report at the next meeting relating to the hiring process for CPS workers. Supervisor Chapman also wants information provided on how many Master Degree level employees are supervised by Bachelor Degree level employees.
3. Supervisor Hanson states the Herlong housing is a continuing issue and he will be working with Regina Rankin and the Susanville

Indian Rancheria to keep the housing open.

4. Supervisor Hanson attended the Children's System of Care quarterly meeting at which routine business was conducted.

5. Supervisor Hanson announces the livestock grazers met with the BLM and discussed new legislation.

6. Supervisor Hanson attended the Madeline Plains Community meeting and states they are looking at forming a fire district.

7. Supervisor Keefer asks for clarification on the board appointment to the Children's System of Care Council.

8. Supervisor Pyle states that development of Dyer Mt. continues to look positive.

9. Supervisor Pyle notes the PG&E FERC relicensing matter will be addressed at a meeting on April 24th at the Westwood Visitor's Center.

10. Supervisor Pyle reports that he has received numerous reports that there are nothing but problems in regard to the Forest Service land exchange with the Spalding CSD regardless of what was reported last week by Forest Land Officer Lois Charlton.

11. Supervisor Chapman participated in the fish planting for the Junior Fishing Derby last week. He reports on the great success of the Fishing Derby.

12. Supervisor Chapman attended the City Council meeting last week and discusses the interesting session relating to the Herlong housing issue. He also discusses the issues of pedestrian safety and speeding on east Main Street.

13. Supervisor Chapman attended a meeting at the Forest Service at which Senator Feinstein's Counsel from Washington, D.C. met with representatives of the Forest Service and Quincy Library Group. He was impressed with the outstanding presentations on fuel management and would like to have the same presentation/field trip for the board members.

14. Supervisor Chapman will be attending the Nortec meeting this Thursday which conflicts with the Lassen-Sierra-Plumas Community Action Agency meeting. He asks if another board member would be willing to sit as an alternate at this meeting. Supervisor Hanson states he can probably attend.

15. Supervisor Chapman attended the Indian Elders Meeting last week. He would like county staff to review the organization's worker's compensation program because the rates seem out-of-line.

#### RETIREMENT PROCLAMATION

It is moved by Supervisor Keefer, seconded by Supervisor Pyle and carried to adopt a Proclamation commending Sandra McKey, Administrative Assistant / Paralegal (Public Defender's Office) for 6 years of service to Lassen County, upon her retirement. Chairman Chapman reads and presents the proclamation and Supervisor Hanson presents a County Plaque to Mrs. McKey.

HEALTH AND HUMAN SERVICES DEPARTMENT - ALCOHOL AND DRUG DIVISION  
Alcohol and Drug Program Deputy Director Michael Beard provides background information on alcohol prevention plays put on for various area 6th, 7th and 8th graders by students in Lassen High School's Advanced Drama Department. He introduces students Katie O'Brien and Joe Musulin who give a summation of the play, their opinion of the effectiveness, and ideas for doing this project again.

#### INTRODUCTION OF DR. SHEPARD GREENE

Mental Health Advisory Board Chairman Tom Gauthier states it is his pleasure to officially announce the much anticipated addition of a full time psychiatrist to the staff of the Lassen County Mental Health Department. Mr. Gauthier makes the official introduction of Dr. Shepard Greene, and provides information on his experience and qualifications.

#### ALCOHOL AND DRUG ADVISORY BOARD

It is moved by Supervisor Keefer, seconded by Supervisor Pyle and carried to appoint Allen Wilcox, to fill one vacancy on the Alcohol and Drug Advisory Board.

#### CONSENT CALENDAR

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

#### COUNTY CLERK ITEM

Approve minutes of April 15, 2003.

#### COUNTY CLERK - ELECTIONS DIVISION ITEM

Approve and authorize the Chairman to sign letters of opposition to SB 430 and AB 1531, requiring two primary elections in Presidential election years.

#### COUNTY COUNSEL ITEM

Reject claim of Eddie Sandoval, in its entirety, and direct County Clerk to send Notice of Rejection.

#### OFFICE OF EMERGENCY SERVICES ITEM

Ratify continuation of Declaration of State of Disaster / Drought Emergency in Lassen County for 2002.

#### PROBATION DEPARTMENT ITEM

Adopt Resolution No. 03-030, authorizing the Chief Probation Officer to sign the FY 2003/2004 Comprehensive Juvenile Justice Plan

application, as well as related contracts, amendments or extensions with the State of California.

#### MISCELLANEOUS CORRESPONDENCE ITEMS

Receive and file the following correspondence:

- a. Alcohol and Drug Advisory Board meeting agenda for April 24, 2003, and minutes of March 20, 2003.

#### ADMINISTRATIVE SERVICES OFFICE - PERSONNEL DIVISION

It is moved by Supervisor Keefer, seconded by Supervisor Hanson and carried to introduce, by title only, Ordinance No. 558, authorizing an amendment to contract with the Board of Administration of the Public Employees' Retirement System (PERS), Safety Retirement Formula.

#### BOARD OF SUPERVISORS

Board members ask for more information on the request for a resolution relating to the Wildlife Services Cooperative Program funding. CAO Whiteman does not have all the answers and Chairman Chapman continues the resolution seeking an increased continuous appropriation to the USDA-APHIS, Wildlife Services budget to support the Wildlife Services Cooperative Program in California to the next meeting. This will also allow Supervisor Dahle to be present and participate in the discussions.

#### COMMUNITY DEVELOPMENT DEPARTMENT - ECONOMIC DEVELOPMENT DIVISION

It is moved by Supervisor Pyle, seconded by Supervisor Keefer and carried unanimously, on a roll call vote, to approve: appropriation increase of \$800 for Professional and Specialized Services line item 589-0945-3002300 and \$400 for Utilities line item 589-0945-3003000 in the County Water System Budget.

#### COUNTY COUNSEL

County Counsel John Ketelsen reviews additional changes made to the development agreement ordinance all of which are non-substantial and will not delay the adoption. He notes this is an unusual mechanism and is not used lightly. He reviews how the agreements work and the reasons for using such agreements. He is asking for the use now to break the logjam that is occurring in relation to the Belfast Initiative. He states it turns land use into a bargaining tool and there must be a trade-off as to what the public receives in trade for what the developer(s) receive. The agreements are also adopted by ordinance and are subject to public hearing. He gives several examples of how the agreements work.

It is moved by Supervisor Hanson, seconded by Supervisor Pyle and carried unanimously, on a roll call vote, to adopt, by title only,

Ordinance No. 557, adding Chapter 18.117 to the Lassen County Code, authorizing the use of Development Agreements as a land use tool.

Recess 10:54 - 11:00 a.m.

PUBLIC HEARING - COMMUNITY DEVELOPMENT DEPARTMENT - PLANNING DIVISION  
The public hearing is opened at 11:00 a.m. to consider General Plan Amendment #765.01.07 and Zoning Amendment #318.01.25, amendments to Lassen County General Plan-2000, the Standish-Litchfield Area Plan, and the "M-R" (Mountain Resort) zoning regulations, in order to further the intent of the "Belfast Initiative": remedy inconsistencies between the "Belfast Initiative" and Lassen County General Plan-2000 and the Standish-Litchfield Area Plan; and ensure consistency between the "M-R" zoning regulations and those lands under a Williamson Act Contract and affected by the initiative.

Community Development Director Robert Sorvaag requests the hearing on this project be continued until May 27, 2003, at 10:30 a.m., due to continuance of the Planning Commission hearing until May 7, 2003.

There is no one present to speak on this item and the Chairman continues the hearing to May 27, 2003.

PUBLIC HEARING - REZONE, PARCEL MAP AND MITIGATED NEGATIVE DECLARATION #2002-117, MARK MOGLICH

The public hearing is opened at 11:03 a.m. to consider Rezone, Parcel Map and Mitigated Negative Declaration #2002-117, filed by Mark Moglich, to divide 161.80 acres into four +/- 15 acre parcels and +/- 100 acre remainder; and to rezone the 15-acre parcels from "A-2-B-19", Agricultural Residential-19 Acre Average Lot Size to "A-2-B-15," and the 100 acre Remainder from "A-3," Agricultural District to "E-A," Exclusive Agriculture." The project is located on the north side of Sunnyside Road, 2 miles east of its intersection with U.S. 395, in Janesville. APN: 117-700-25.

Planner Rick Simon notes the archaeological report has not been completed and therefore action cannot be taken today on the resolution adopting the Negative Declaration and approving the Parcel Map and Rezone and the ordinance implementing the rezone. He goes on to present the staff report and reads a letter received from Mr. Pregill.

No one speaks in opposition or in favor of the rezone and the hearing is closed at 11:17 a.m. Action on this item is continued to May 13, 2003, at a time to be determined.

LASSEN ORAL HEALTH TASK FORCE

Dr. Paul W. Holmes, M.D. provides an educational presentation on the oral health epidemic in Lassen County among our youth. He provides information on how this epidemic is entirely preventable. The Lassen Oral Health Task Force, a group of volunteers, is working to address this huge problem by educating the public and to begin addressing the preventive treatments.

#### UNAGENDIZED BOARD REPORTS CONT.

16. Supervisor Chapman designates \$1,000 of his discretionary funds be provided to the Lassen Oral Health Task Force.

#### HALLELUJAH JUNCTION AREA FIRE PROTECTION

Cynthia Cameron reads a statement in regard to the need for fire protection in the Hallelujah Junction area. She presents a request to begin the process to initiate formation of County Service Area (CSA) to provide fire protection.

Sierra Fire Chief Chuck Thayer indicates they would be able to contract for fire protection of this area if funding is made available.

Community Development Director Robert Sorvaag reads a FAX from LAFCO Manager John Benoit setting forth the steps that need to be taken to form a CSA.

Chairman Chapman directs staff to prepare an appropriate resolution to begin the process, for placement on the next agenda.

#### COMMUNITY DEVELOPMENT DEPARTMENT - PLANNING DIVISION

It is moved by Supervisor Pyle, seconded by Supervisor Keefer and carried to award bid(s) for livestock fence materials required for implementation of the Susanville Ranch Park grazing plan to the lowest bidder meeting specifications, The Pardner, Susanville, in the amount of \$25,629.53.

#### WILDFIRE AWARENESS WEEK

It is moved by Supervisor Keefer, seconded by Supervisor Pyle and carried to adopt a Proclamation designating the week of May 5-11, 2003 as "Wildfire Awareness Week".

#### BUDGET UPDATE

CAO Whiteman informs the board members that Auditor Fouch and Assessor Bunch attended meetings last week and listened to speakers who indicated the state budget crisis may not be as bad as first thought.

ADJOURNMENT IN MEMORY

There being no further business, the meeting is adjourned at 12:16 p. m. in memory of Joann "Red" Oney, a long-time Big Valley resident and community volunteer.

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CHAIRMAN OF THE BOARD OF  
SUPERVISORS

ATTEST:

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THERESA NAGEL, CLERK OF THE BOARD