

BOARD OF SUPERVISORS
SPECIAL MEETING
DECEMBER 27, 2007

The Lassen County Board of Supervisors convenes in Special Session on Thursday, December 27, 2007 at 6:02 p.m., Jensen Hall, Susanville. Present: Supervisors Brian Dahle, Robert Pyle, Jim Chapman, Lloyd Keefer, and Jack Hanson; County Counsel Craig Settlemire, County Administrative Officer (CAO) John Ketelsen and Deputy Clerk of the Board Susan Osgood.

Following the flag salute, the invocation is offered by Chairman Dahle.

AGENDA APPROVAL, ADDITIONS AND/OR DELETIONS

Chairman Dahle states the meeting agenda calls for the appointment of three Directors to the Lassen Municipal Utility District (LMUD) Board to fill vacancies in Wards 4, 2 and 5 and that each of the applicants will have three minutes to speak.

Supervisor Keefer requests the meeting be adjourned in memory of JD Hemphill.

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

PUBLIC COMMENT

- 1) Ray Thomas, Senior Business Representative of the International Brotherhood of Electrical Workers (IBEW) Local Union 1245 reads a letter sent by IBEW Assistant Business Manager Dennis Seyfer to the Board of Supervisors dated December 17, 2007 expressing concerns of the Union regarding the Lassen Municipal Utility District.
- 2) Susanville business owner Ronald Lee Wood reads a legal notification to the Supervisors. He states he is recording the proceeding and reminds the Board that the proceedings are covered by Government and Election Codes to which they must conform. Depending on the course of action taken by the Supervisors, a copy of the tape will be submitted to the Fair Political Practices Commission (FPPC). Mr. Wood states he has entered into a lawsuit against Lassen County, the Lassen County Sheriffs Department, and others (NOTE: Audio malfunction – speaker's statement is unclear.) in violation of his rights under federal and state statute. Under advice of counsel (NOTE: also unclear) Mr. Wood states he is currently amending his claim and naming the following County elected officials: Supervisor Jim Chapman, Supervisor Jack Hanson, Supervisor Lloyd Keefer, Supervisor Bob Pyle and Supervisor Brian Dahle.
- 3) President of Five Dot Land and Cattle Company Tom Swickard states he does not like the attitude of some people at LMUD towards "ag" people. States he would like a clean sweep of the board members at LMUD; wants to start over and get it going right.
- 4) Violet Stout asks for an answer from an attorney that if a person has a charge filed against them by the police can they run for a board. She requests the Supervisors choose a Board that would respect the people. County Counsel Settlemire responds to the

question stating that there are certain convictions that could result in disqualification of a public office but being arrested or charged without a conviction would not.

BOARDS AND COMMISSIONS – LASSEN MUNICIPAL UTILITY DISTRICT

WARD 4

Applicants John Kegg and Matthew F. Lavacot speak to the Board.

It is moved by Supervisor Hanson, seconded by Supervisor Pyle and carried, with Supervisor Chapman voting NO, to appoint Matthew F. Lavacot to fill the vacancy created by the resignation of Darrell Wood in Ward 4.

WARD 2

Supervisor Chapman states that because he has done business in excess of \$1,000 this past year with one of the applicants for Ward 2, he will not participate in the selection of the Director for Ward 2. Supervisor Chapman steps down.

Chairman Dahle reports that applicant Stephen Pezzullo has withdrawn his name.

Applicants H. W. "Bud" Bowden, William D. Valentine, Jay W. Rice, John Zenith and Ronald L. Wood speak to the Board. Applicant Robert Feller is not present at the meeting.

It is moved by Supervisor Keefer, seconded by Supervisor Pyle and carried, with Supervisor Chapman abstaining, to appoint H. W. "Bud" Bowden to fill the vacancy created by the resignation of George Sargent in Ward 2.

Supervisor Chapman takes his seat with the rest of Board.

WARD 5

Chairman Dahle reports that applicants Frank Turner and Richard Parker have withdrawn their names. Applicant Maurice Goni is not able to be in attendance at the meeting due to a family medical emergency but did indicate his interest in the appointment.

Applicants Andrew Beauchman, Phil Bertanzoni, Nancy McClure, Jay S. Dow, Jr. and Lawrence Cabodi speak to the Board.

It is moved by Supervisor Hanson, seconded by Supervisor Pyle and carried on a roll call vote, with Supervisor Chapman voting NO, to appoint Jay S. Dow, Jr., to fill the vacancy created by the resignation of Nancy Cardenas in Ward 5.

Supervisor Chapman states that if the Board had considered Nancy McClure for the appointment, he would have supported that.

DEPARTMENT REPORTS – BOARD OF SUPERVISORS

County Administrative Officer (CAO) John Ketelsen states that he has announced his retirement and the County has some candidates waiting for interviews and appointments.

The schedule has not yet been set but will be put off until January at the earliest, which would leave the county without a CAO. After some discussion with the Board, it is his understanding the Board would prefer Mr. Ketelsen to delay his retirement which he is willing to do. The agenda item is scheduled to consider appointment of interim CAO. Mr. Ketelsen asks if the Board wants to go forward with the interviews and, if so, do they want an interim to be appointed while that is proceeding, or would the Board prefer Mr. Ketelsen delay his retirement and postpone the succession until another time.

Supervisor Chapman states the Board should accept Mr. Ketelsen's offer to postpone his retirement to allow the Board to go through a more extensive process; his willingness to stay on board and help is appreciated. It is moved by Supervisor Chapman and seconded by Supervisor Keefer to accept Mr. Ketelsen's offer. County Counsel Craig Settlemire states that at this time Mr. Ketelsen has submitted his resignation in connection with his retirement and the matter on the agenda is the appointment of an interim. Further discussion is held regarding proper procedure. The motion and second are retracted.

It is moved by Supervisor Chapman, seconded by Supervisor Keefer, and carried unanimously, to decline to appoint an interim County Administrative Officer (CAO) with the understanding that John Ketelsen will postpone his retirement and continue as CAO under the existing contract.

ADJOURNMENT IN MEMORY

There being no further business, the meeting is adjourned at 7:04 p.m. in memory of JD Hemphill.

CHAIRMAN OF THE BOARD OF SUPERVISORS

ATTEST:

SUSAN OSGOOD, DEPUTY CLERK OF THE BOARD