

NED COE
1st District

SHANE STARR
2nd District

KATHIE RHOADS
3rd District

ELIZABETH CAVASSO
4th District

GERI BYRNE
5th District



TIFFANY A. MARTINEZ
CLERK OF THE BOARD
OF SUPERVISORS

204 S. COURT STREET
ALTURAS, CALIFORNIA 96101

PHONE: (530) 233-6201

BOARD OF SUPERVISORS MEETING REGULAR MEETING

April 25, 2023

10:00 AM Call to Order

Attendee Name	Title	Status	Arrived
Ned Coe	Supervisor District I	Present	10:00 AM
Shane Starr	Supervisor District II	Remote	10:00 AM
Kathie Rhoads	Supervisor District III	Present	10:00 AM
Elizabeth Cavasso	Supervisor District IV	Present	10:00 AM
Geri Byrne	Supervisor District V	Present	10:00 AM
Margaret Long	County Counsel	Present	10:00 AM
Chester Robertson	County Administration Officer	Present	10:00 AM
Mickey Cole	Extra Help	Present	10:00 AM

Pledge of Allegiance

Moment of Prayer

Senior Pastor of Christian Life Assembly, Pastor Clarence McCarty, offered a prayer.

Public Comment

None.

Approval or Additions/Deletions to Agenda

Motion to approve the agenda as presented.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Ned Coe, Supervisor District I
SECONDER:	Elizabeth Cavasso, Supervisor District IV
AYES:	Coe, Starr, Rhoads, Cavasso, Byrne

Correspondence

- a. **Correspondence Received - California Fish and Game Commission notice of proposal for a 90-day extension of emergency regulations regarding the use of hoop nets for the recreational take of crab and lobster.**

RESULT:	ANNOUNCED
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- b. **Correspondence Received - State of California Attorney General Rob Bonta letter regarding crime-free housing policies.**

RESULT:	ANNOUNCED
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Department Head Reports

None.

1. Board of Supervisors Items:

- 1.a. **CONSIDERATION/ACTION: Requesting approval of a Certificate of Appreciation to Stronghold-Newell Pest Abatement District member and trustee, Otto Huffman, for his dedicated service from 1985 to 2023. (Board of Supervisors)**

Supervisor Byrne read the Certificate of Appreciation into the record.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Geri Byrne, Supervisor District V
SECONDER:	Elizabeth Cavasso, Supervisor District IV
AYES:	Coe, Starr, Rhoads, Cavasso, Byrne

- 1.b. **CONSIDERATION/ACTION: Requesting approval of a Certificate of Appreciation to Lookout Pest Abatement District member and trustee, Dr. Leonard Larson, for his dedicated service from 1985 to 2023. (Board of Supervisors)**

Supervisor Byrne read the Certificate of Appreciation into the record and presented the certificate to Dr. Leonard Larson.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Geri Byrne, Supervisor District V
SECONDER:	Ned Coe, Supervisor District I
AYES:	Coe, Starr, Rhoads, Cavasso, Byrne

- 1.c. **CONSIDERATION/ACTION: Requesting approval of a Resolution to amend Resolution# 2022-20 which established emergency temporary measures to comply with the Governors' Executive Order N-7-22 to consider potential impacts of well interference and groundwater basin subsidence prior to the issuance of a non-domestic well construction permit. (Board of Supervisors)**

Assistant County Administrative Officer (ACAO), Tiffany Martinez, provided a background on the proposed amendment to Resolution# 2022-20. CAO Martinez reported a discussion with the Tulalake Irrigation District at the April 11, 2023 Board of Supervisors meeting regarding Resolution# 2022-20 had included a variety of proposed amendments that would offer options for individuals seeking well-permits. ACAO Martinez requested to amend item 2.b. in Resolution# 2022-20 to change the verbiage from "California licensed Professional Geologist with a Certified Hydrologist specialty certification" to "California licensed Hydrogeologist or Certified Geologist."

Resolution# 2023-22

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Ned Coe, Supervisor District I
SECONDER:	Elizabeth Cavasso, Supervisor District IV
AYES:	Coe, Starr, Rhoads, Cavasso, Byrne

FINAL CERTIFIED RESOLUTION# 2023-22

RESULT:	ANNOUNCED
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2. Clerk of the Board Items:

- 2.a. **PRESENTATION: Update from Alliance for Workforce Development, Inc. (AFWD) regarding the Modoc County operations and program highlights for 2021-2022. (Clerk of the Board)**

Resource Coordinator for the Alliance for Workforce Development, Inc. (AFWD), Telene Johnston, provided an update and reported on the AFWD Modoc County operations and program highlights for 2021-2022.

3. Consent Agenda Items:

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Geri Byrne, Supervisor District V
SECONDER:	Ned Coe, Supervisor District I
AYES:	Coe, Starr, Rhoads, Cavasso, Byrne

- 3.a. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board and the Director of Health Services to sign an annual contract between the County of Modoc and Crestwood Behavioral Health, not to exceed \$300,000.00, effective July 1, 2023 through June 30, 2024. (Behavioral Health)**

Contract# 2023-68

- 3.b. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board and the Director of Health Services to sign a recurring contract between the County of Modoc and Remi Vista, Inc., not to exceed \$50,000.00, effective July 1, 2023 through June 30, 2024. (Behavioral Health)**

Contract# 2023-69

- 3.c. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board and the Director of Health Services to sign a contract between the County of Modoc and T.E.A.C.H. for the Strengthening Families Curriculum to be conducted and served to the members of the community not to exceed \$45,841.00, effective July 1, 2022 through June 30, 2023. (Behavioral Health)**

Contract# 2023-70

- 3.d. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board to sign an annual contract between the County of Modoc and Women's Recovery Services, not to exceed \$50,000.00, effective July 1, 2023 through June 30, 2024. (Behavioral Health)**

Contract# 2023-71

- 3.e. CONSIDERATION/ACTION: Requesting approval and authorization to the Alturas Chamber of Commerce for use of the Veterans Memorial Park and Rachel Dorris Park for the annual Fandango Days celebration on July 1, 2023 and allow the sale of alcohol on the premises. (County Clerk)**

- 3.f. CONSIDERATION/ACTION: Requesting approval and authorization to remove one (1) HP Compaq Elite 8200 and Compaq LA1951G LCD Display (Asset# 01250276-001) from the Department of Social Services fixed asset inventory list to allow for disposal, effective April 25, 2023. (Social Services)**

- 3.g. **CONSIDERATION/ACTION: Requesting approval and authorization to remove one (1) HP Compaq Elite 8200 and Compaq LA1951G LCD Display (Asset# 01250276-002) from the Department of Social Services fixed asset inventory list to allow for disposal, effective April 25, 2023. (Social Services)**
- 3.h. **CONSIDERATION/ACTION: Requesting approval and authorization to remove thirty-seven (37) Hewlett Packard EliteDesk 800paq LA1951G LCD Display (Asset #s 01250288-01250324) from the Department of Social Services fixed asset inventory list to allow for disposal, effective April 25, 2023. (Social Services)**
- 3.i. **CONSIDERATION/ACTION: Requesting approval and authorization to remove one (1) Dell Optiplex 3050 SFF Intel Core i5-7500 and P2417H - Dell 24" Monitor (Asset# 1250343) from the Department of Social Services fixed asset inventory list to allow for disposal, effective April 25, 2023. (Social Services)**
- 3.j. **CONSIDERATION/ACTION: Requesting the reappointment of Erika Neneekah Forrest as a Director to the Modoc Resource Conservation District with the effective date of November 25, 2022 to a four-year term expiring November 27, 2026. (County Clerk)**
- 3.k. **CONSIDERATION/ACTION: Requesting the reappointment of Pearce Flournoy as a Director to the Modoc Resource Conservation District with the effective date of November 25, 2022 to a four-year term expiring November 27, 2026. (County Clerk)**
- 3.l. **CONSIDERATION/ACTION: Requesting the appointment of Jess Dancer as a Director to the Modoc Resource Conservation District with the effective date of November 25, 2022 to a four-year term expiring November 27, 2026. (County Clerk)**

4. Social Services Items:

- 4.a. **CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board and the Director of Social Services to sign a contract between the County of Modoc and Training Employment and Community Help, Inc. (TEACH) for the Housing and Disability Advocacy Program (HDAP) not to exceed \$210,000.00, effective July 1, 2022 through June 30, 2024. (Social Services)**

Director of Social Services, Tom Sandage, provided a background on the proposed contract renewal.

Contract# 2023-72

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Elizabeth Cavasso, Supervisor District IV
SECONDER:	Geri Byrne, Supervisor District V
AYES:	Coe, Starr, Rhoads, Cavasso, Byrne

5. Health Services Items:

- 5.a. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board and the Director of Health Services to sign a contract between the County of Modoc and Jay H. Lai, MD for the services of Deputy Health Officer of Modoc County Health Services, effective July 1, 2023 through June 30, 2025. (Health Services)**

Branch Director of Public Health, Tanya Schulz, provided a background on the proposed contract.

A brief discussion was held and questions were asked of Branch Director of Public Health Schulz regarding the frequency and duration of Dr. Lai's current medical assignments in Modoc County.

Branch Director of Public Health Schulz reported that as the Deputy Health Officer, Dr. Lai would serve as a backup to the current Medical Director of Modoc County Health Services, Dr. Edward P. Richert. Branch Director of Public Health Schulz reported this would provide 24 (twenty-four) hour coverage for the county and would satisfy the needs of the grant.

Contract# 2023-73

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Geri Byrne, Supervisor District V
SECONDER:	Elizabeth Cavasso, Supervisor District IV
AYES:	Coe, Starr, Rhoads, Cavasso, Byrne

6. Taylor Grazing Items:

- 6.a. CONSIDERATION/ACTION: Requesting approval and authorization of funding for Sand Creek Grazing Association - Jackass Well and fencing project in the amount of \$7,199.24 as approved and recommended by the Modoc County Grazing Advisory Board. (Taylor Grazing)**

Farm Advisor Administrative Assistant, Cheryl Kunert, provided a background on the proposed contract.

Contract# 2023-74

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Ned Coe, Supervisor District I
SECONDER:	Elizabeth Cavasso, Supervisor District IV
AYES:	Coe, Starr, Rhoads, Cavasso, Byrne

7. Watermaster Items:

- 7.a. CONSIDERATION/ACTION: Requesting approval of a budget modification for Fiscal Year 2022-2023 to Watermaster Fund 667; modifying expenditures in the amount of \$5,000.00 between accounts for overall net zero impact. (Watermaster)**

Interim Watermaster, Peggy Ash, provided a background on the budget modification request.

A brief discussion was held and questions were asked of Interim Watermaster Ash.

Supervisor Byrne recommended bottled water should be listed in its own budget category and recommended to discuss this at the next Budget Ad Hoc Committee meeting.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Geri Byrne, Supervisor District V
SECONDER:	Ned Coe, Supervisor District I
AYES:	Coe, Starr, Rhoads, Cavasso, Byrne

8. Road/Airport Items:

- 8.a. DISCUSSION/INFORMATION: Discussion of road maintenance projects planned for construction during the summer of 2023. (Road/Airport)**

Road Commissioner, Mitch Crosby, provided a background on the 2023 planned road maintenance projects report. Road Commissioner Crosby reported there was a reduction in planned projects in 2023 in order to increase budget capacity for future years.

A brief discussion was held and questions were asked of Road Commissioner Crosby.

9. Comments/Reports:

a. Public Comments

None.

b. Administrative Services Report

County Administrative Officer, Chester Robertson, provided a report on the following: 1) Canby water system grant had received one engineering firm response; 2) Free metal day in Newell was planned for June; 3) Probation Department meeting; 4) Extra help applicant interviews for broadband grant; 5) Building and Grounds Supervisor interviews to be conducted; 6) Alliance for Workforce Development (AFWD) management staff meeting; 7) California State Association of Counties (CSAC) Conference Executive meeting; 8) Surprise Valley School District 711 Committee meeting; 9) Wildfire Advisory Board meeting; 10) Update regarding TEACH Commercial Driver's License training program in Modoc County.

c. Department Head Reports

None.

d. Board of Supervisors Reports

Supervisor Byrne reported on the following: 1) Klamath Water Users Association (KWUA) Annual meeting; 2) Modoc War Remembrance; 3) Rural County Representatives of California (RCRC) Officers' meeting; 4) Well-permitting review meeting; 5) Tri-Counties meeting; 6) Meeting in Tulelake regarding soil compaction due to dewatering and the High School gymnasium; 7) Rural County Representatives of California (RCRC) meeting.

Supervisor Coe reported on the following: 1) California State Association of Counties (CSAC) Board meeting Minute Microphone round; 2) Modoc Local Agency Formation Commission (LAFCo) meeting; 3) Surprise Valley School District 711 Committee meeting; 4) California State Association of Counties (CSAC) Legislative Conference; 5) California State Association of Counties (CSAC) Board meeting; 6) NorCal EMS special meeting; 7) Well-permitting review meeting; 8) Tri-Counties meeting; 9) National Association of Counties (NACo) Western Interstate Region board meeting.

Supervisor Cavasso reported on the following: 1) Alturas City Council meeting; 2) Wildland Fire Leadership Council, Western Region - Monthly Cohesive Strategy meeting; 3) Community Corrections Partnership (CCP) meeting; 4) Juvenile Justice Partnership meeting; 5) Library Advisory Board meeting; 6) Modoc Middle School "Safe School Ambassador Training" with MMS Rotary Interact Club; 7) Nevada-California-Oregon Railway Board meeting; 8) Modoc County 4-H Home Economics day; 9) Alturas City Pool meeting.

11:02 a.m. Motion to go into Closed Session.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Geri Byrne, Supervisor District V
SECONDER:	Elizabeth Cavasso, Supervisor District IV
AYES:	Coe, Starr, Rhoads, Cavasso, Byrne

10. Closed Session:

10.a. CLOSED SESSION: Pursuant to CA Government Code 54957; Performance Evaluation; Title: Acting Agriculture Commissioner. (Administrative Services)

RESULT:	EVALUATION HELD
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12:19 p.m. The Board reconvened and reported out of closed session on item 10.a. with Supervisor Coe, Rhoads, Cavasso and Byrne present. Supervisor Starr was present by remote location.

The Chair of the Board moved to item 11.a.

10.b. CLOSED SESSION: Pursuant to CA Government Code 54957; Performance Evaluation; Title: First 5 Modoc Executive Director. (First 5 Modoc Commission)

RESULT:	EVALUATION CONTINUED
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10.c. CLOSED SESSION: Pursuant to CA Government Code 54957; Performance Evaluation; Title: County Administrative Officer. (Board of Supervisors)

RESULT:	EVALUATION HELD
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11. Administrative Services Items:

11.a. CONSIDERATION/ACTION: Requesting approval to update the job classification and reclassify the appointed salary of the Agricultural Commissioner/Sealer of Weights and Measures/Air Pollution Control Officer from \$6,500.00 monthly to a range of \$8,416.67 to \$10,742.04 monthly, effective April 25, 2023. (Administrative Services)

County Administrative Officer (CAO), Chester Robertson, provided a background on the proposed reclassification of the position. CAO Robertson reported on updates made to the job classification and duties to be performed by the position.

Acting Agriculture Commissioner, Rick Gurrola, reported on the need to update the Agriculture Commissioner job classification degree requirements. Acting Commissioner Gurrola read Title III, Section 105 which detailed the degree requirements to qualify for the Agriculture Commissioner position.

After the item had been discussed and approved, CAO Robertson reported he had received an email from Acting Agriculture Commissioner Gurrola stating that upon further investigation, the update to the degree requirements was not required. CAO Robertson sent the email from Acting Agriculture Commissioner, Rick Gurrola, to the Clerk of the Board, Tiffany Martinez, reporting an update to the degree requirements on the job classification was not required.

Ordered on a motion by Supervisor Cavasso, seconded by Supervisor Coe to approve as amended with the addition of an update to reflect the current Agriculture Commissioner language with regards to degree requirements and to update the job classification and reclassify the appointed salary of the Agricultural Commissioner/Sealer of Weights and Measures/ Air Pollution Control Officer from \$6,500.00 monthly to a range of \$8,416.67 to \$10,742.04 monthly, effective April 25, 2023.

RESULT:	APPROVED AS AMENDED [UNANIMOUS]
MOVER:	Elizabeth Cavasso, Supervisor District IV
SECONDER:	Ned Coe, Supervisor District I
AYES:	Coe, Starr, Rhoads, Cavasso, Byrne

11.b. CONSIDERATION/ACTION: Requesting approval of a budget modification for Fiscal Year 2022-2023 to Castle Rock Farm Workers 0269; modifying expenditures in the amount of \$8,100.00. (Administrative Services)

County Administrative Officer (CAO), Chester Robertson, provided a background on the proposed budget modification.

A brief discussion followed and questions were asked of CAO Robertson.

CAO Robertson reported there was existing fund balance available for the budget modification.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Geri Byrne, Supervisor District V
SECONDER:	Elizabeth Cavasso, Supervisor District IV
AYES:	Coe, Starr, Rhoads, Cavasso, Byrne

11.c. CONSIDERATION/ACTION: Requesting approval of a budget modification for Fiscal Year 2022-2023 to Veterans Hall Rental 0312; modifying expenditures in the amount of \$578.00. (Administrative Services)

County Administrative Officer, Chester Robertson, provided a background on the proposed budget modification.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Ned Coe, Supervisor District I
SECONDER:	Geri Byrne, Supervisor District V
AYES:	Coe, Starr, Rhoads, Cavasso, Byrne

11.d. CONSIDERATION/ACTION: Requesting approval of a budget modification for Fiscal Year 2022-2023 to Veteran's Services 5410; modifying expenditures in the amount of \$1,350.00. (Administrative Services)

County Administrative Officer, Chester Robertson provided a background on the proposed budget modification and reported there had been an increase in communication fees and membership fees.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Geri Byrne, Supervisor District V
SECONDER:	Elizabeth Cavasso, Supervisor District IV
AYES:	Coe, Starr, Rhoads, Cavasso, Byrne

11.e. CONSIDERATION/ACTION: Requesting approval of a budget modification for Fiscal Year 2022-2023 to Waste Management 661; modifying expenditures in the amount of \$2,000.00. (Administrative Services)

County Administrative Officer, Chester Robertson, provided a background on the proposed budget modification.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Elizabeth Cavasso, Supervisor District IV
SECONDER:	Ned Coe, Supervisor District I
AYES:	Coe, Starr, Rhoads, Cavasso, Byrne

12:30 p.m. Motion to recess for lunch until 1:30 p.m. and return to closed session on item 10.b.

Motion to recess for lunch.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Geri Byrne, Supervisor District V
SECONDER:	Elizabeth Cavasso, Supervisor District IV
AYES:	Coe, Starr, Rhoads, Cavasso, Byrne

4:12 p.m. The Board reconvened and reported out of closed session with Supervisor Coe, Rhoads, Cavasso and Byrne present. Supervisor Starr was present by remote location.

ADJOURNMENT

4:13 p.m. Motion to adjourn.

Motion to adjourn the April 25, 2023 meeting.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Geri Byrne, Supervisor District V
SECONDER:	Ned Coe, Supervisor District I
AYES:	Coe, Starr, Rhoads, Cavasso, Byrne

There being no further business to come before the Board at this time, the meeting was adjourned to meet in regular session Tuesday, May 9, 2023 at 10:00 a.m.

Tiffany A. Martinez
Clerk of the Board

Kathie Rhoads
Chair, Modoc County Board of Supervisors