

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

July 9, 2024

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	Present	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	Remote	10:00 AM
Chester Robertson	County Administration Officer	Present	10:00 AM
Tiffany Martinez	Clerk of the Board/ACAO	Present	10:00 AM

Pledge of Allegiance

Moment of Prayer

Public Comment

None.

Approval or Additions/Deletions to Agenda

Motion to approve the agenda as presented.

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

Correspondence

None.

Department Head Reports

Sheriff, Tex Dowdy, provided an update on the North Fire located in Likely.

1. Public Hearing :

1.a. PUBLIC HEARING: To consider adoption of the amended Tulelake Subbasin Groundwater Sustainability Plan per requirements of the Sustainable Groundwater Management Act (SGMA) for the Tule Lake Subbasin No.1-2.01. (Administrative Services)

The Chair of the Board opened the public hearing at 10:04 a.m. and requested a staff report.

Assistant County Administrative Officer, Tiffany Martinez, introduced MBK Engineering to provide a staff report.

Principal Engineer, Kyle Knutson, provided a background on the Sustainable Groundwater Management Act and the amendment to the Groundwater Sustainability Plan.

Proponents: None.

Opponents: None

There being no public present to speak on the matter, the Chair of the Board closed the public hearing at 10:08 a.m.

2. Modoc County GSA Items:

2.a. CONSIDERATION/ACTION: Requesting approval of a Resolution to adopt the amended Tule Lake Subbasin Groundwater Sustainability (GSP) plan in coordination with the Tulelake Irrigation District, City of Tulelake, and Siskiyou County Groundwater Sustainability Agencies and authorize staff to submit the GSP to the California Department of Water Resources by July 16, 2024. (Administrative Services)

Assistant County Administrative Officer, Tiffany Martinez, provided a background on the proposed resolution.

Resolution# 2024-37

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

3. Public Hearing:

3.a. PUBLIC HEARING: Amending Title 15, Chapter 1 Construction Codes, Administration to adopt the 2022 California Building Standards Code with local amendments. (Building and Safety)

The Chair of the Board opened the public hearing at 10:09 a.m. and requested a staff report.

Interim Chief Building Official, Scott Ward, provided a background on the proposed ordinance amendment.

Supervisor Byrne asked about the exemption of a greenhouse.

Interim Chief Building Official Ward reported the exemption would be for greenhouses that are 400 square feet or less.

Supervisor Byrne asked if the proposed ordinance would impact the marijuana ordinance which requires a permit for a greenhouse.

Interim Chief Building Official Ward reported he felt this would not impact the marijuana ordinance. Interim Chief Building Official Ward reported if the marijuana ordinance requires a permit, then the more restrictive ordinance would apply.

A discussion was held on the marijuana ordinance and the requirement of a permit.

Proponents: University of California Cooperative Extension (UCCE) Community Health, and Food Systems Advisor, Laurie Wayne, spoke in favor of the ordinance and stated she feels it would assist with the growth of food security for our communities.

Opponents: None.

There being no further comments on the matter, the Chair of the Board closed the public hearing at 10:17 a.m.

4. Building Department Items:

4.a. CONSIDERATION/ACTION: Requesting approval to waive the first reading of Ordinance# 221-J adopting the 2022 California Building Standards Code with local amendments and set the second reading for July 23, 2024. (Building and Safety)

Interim Chief Building Official, Scott Ward, provided a background on the proposed ordinance.

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

4.b. CONSIDERATION/ACTION: Requesting approval to waive the second reading and adopt Ordinance# 364 to add Chapter 15.06 Regulations for Limited Density Rural Dwellings to Title 15 Building Regulations of the Modoc County code. (Building and Safety)

Interim Chief Building Official, Scott Ward, provided a background on the proposed ordinance.

Supervisor Byrne reported she has received several calls from constituents who are in favor of this ordinance being approved.

Ordinance# 364

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

5. Consent Agenda Items:

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

- 5.a. **CONSIDERATION/ACTION:** Requesting approval and authorization for the Chair of the Board to sign an annual agreement# 24-0100-000-SSA between the County of Modoc and the California Department of Food and Agriculture for Organic Inspection, not to exceed \$1,940.00, effective July 1, 2024 through June 30, 2025. (Agriculture)

Contract# 2024-123

- 5.b. **CONSIDERATION/ACTION:** Requesting approval and authorization for the Chair of the Board to sign an annual agreement# 24-0282-000-SA between the County of Modoc and the California Department of Food and Agriculture (CDFA) for the annual Nursery Inspection, not to exceed \$500.00, effective July 1, 2024 June 30, 2025. (Agriculture)

Contract# 2024-124

- 5.c. **CONSIDERATION/ACTION:** Requesting approval and authorization for the Chair of the Board to sign a modification of the agreement between Northern California EMS, Inc. and the County of Modoc for emergency medical services, effective July 1, 2023 through June 30, 2025. (Administrative Services)

Contract# 2024-125

- 5.d. **CONSIDERATION/ACTION:** Requesting approval and authorization for the Chair of the Board to sign the annual California Department of Veterans Affairs Subvention Certificate of Compliance for Fiscal Year 2024-2025. (Administrative Services)

Contract# 2024-126

- 5.e. **CONSIDERATION/ACTION:** Requesting the appointment of Ingrid Oliver as a Commissioner to the Modoc County Children and Families Commission (First 5 Modoc) for a three (3) year term, effective July 9, 2024. (First 5 Modoc Commission)
- 5.f. **CONSIDERATION/ACTION:** Requesting permission to remove one (1) Dell Latitude Laptop (Asset #01250326) from the Department of Social Services fixed asset inventory list and allow for disposal. (Social Services)
- 5.g. **CONSIDERATION/ACTION:** Requesting permission to remove one (1) Dell Latitude laptop (Asset# 01050419) from the Modoc County Public Health controlled inventory list and allow for disposal. (Public Health)
- 5.h. **CONSIDERATION/ACTION:** Requesting approval of the May 28, 2024 Board of Supervisors meeting minutes. (Clerk of the Board)
- 5.i. **CONSIDERATION/ACTION:** Requesting approval of the June 11, 2024 Board of Supervisors meeting minutes. (Clerk of the Board)
- 5.j. **CONSIDERATION/ACTION:** Requesting approval of the June 18, 2024 Board of Supervisors special meeting minutes. (Clerk of the Board)
- 5.k. **CONSIDERATION/ACTION:** Requesting approval of the June 25, 2024 Board of Supervisors meeting minutes. (Clerk of the Board)

10:18 a.m. The Modoc County Air Pollution Control Board convened and the Chair of the Board read the item 7.a. into the record.

6. Air Pollution Control District:

- 6.a. **CONSIDERATION/ACTION:** Requesting approval and authorization for the Chair of the Board to sign an agreement between Modoc County Air Pollution Control District and Trevor Frank for the Carl Moyer Agreement 24-4, not to exceed \$52,400.00, effective July 1, 2024 through July 1, 2029. (Air Pollution Control District)

Agriculture Commissioner, Heather Kelly, provided a background on the proposed agreement.

Contract# 2024-127

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

10:19 a.m. The Modoc County Air Pollution Control Board adjourned and continued with the Board of Supervisors items.

7. Planning Department Items:

- 7.a. CONSIDERATION/ACTION: Requesting approval of a budget modification for Fiscal Year 2023-2024 to General Fund 001; Building 2530 and Planning 2650 modifying expenditures for a net zero impact. (Planning)**

Associate Planner, Jackie Froeming, provided a background on the proposed budget modification.

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

8. Behavioral Health Items:

- 8.a. CONSIDERATION/ACTION: Requesting permission to promote one (1) Administrative Specialist, Range 233: Step-D; \$4,042.00 monthly, based on education, experience, and knowledge, effective August 1, 2024 (Behavioral Health)**

Director of Health Services, Stacy Sphar, provided a background on the proposed item and reported the request is to hire not promote an employee.

Ordered on a motion by Supervisor Rhoads, seconded by Supervisor Coe to approve as amended to grant permission to hire one (1) Administrative Specialist, Range 233: Step-D; \$4,042.00 monthly, based on education, experience, and knowledge, effective August 1, 2024.

Motion carried unanimously.

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

9. Sheriff/Coroner Items:

- 9.a. CONSIDERATION/ACTION: Requesting approval to hire one (1) Deputy II, Range 242: Step-D; \$4,463.00 monthly, based on education, experience, and knowledge, effective July 1, 2024. (Sheriff's Office)**

Sheriff, Tex Dowdy, provided a background on the proposed hire and reported the effective date should be August 1, 2024.

Ordered on a motion by Supervisor Cavasso, seconded by Supervisor Byrne to approve as amended to grant permission to hire one (1) Deputy II, Range 242: Step-D; \$4,463.00 monthly, based on education, experience, and knowledge, effective August 1, 2024.

Motion carried unanimously.

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

10. Emergency Services Items:

- 10.a. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board to sign a contract between the County of Modoc and Chloeta for the update of the Modoc County 2024 Local Hazard Mitigation plan, not to exceed \$106,911.61, effective July 9, 2024 through June 20, 2027. (Office of Emergency Services)**

Deputy Director of the Office of Emergency Services, Renae Sweet, provided a background on the proposed contract.

Contract# 2024-128

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

11. Social Services Items:

- 11.a. CONSIDERATION/ACTION: Requesting permission to promote one (1) Employment and Training Worker III, Range 251: Step-F, \$4,875.00 to an Employment and Training Worker Supervisor, Range 281: Step-D, \$5,135.00, effective July 1, 2024. (Social Services)**

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

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

- 11.b. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board to sign an amended contract between the County of Modoc and the California Department of Social Services (CDSS) for adoption services, not to exceed \$47,188.00, effective July 1, 2022 through June 30, 2025. (Social Services)**

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

Contract# 2024-129

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

- 11.c. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board to sign a memorandum of understanding via DocuSign between the County of Modoc and Modoc County Office of Education (MCOE) for the Foster Youth Services Coordinating Program, not to exceed \$150,664.00 per fiscal year, effective July 1, 2024 through June 30, 2027. (Social Services)**

Director of Social Services, Tom Sandage, provided a background on the proposed memorandum of understanding.

Contract# 2024-130

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

12. Administrative Services Items:

- 12.a. CONSIDERATION/ACTION: Requesting approval of a Resolution authorizing the submittal of an application for CalRecycle Payment Programs and related authorizations. (Administrative Services)**

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

Resolution# 2024-38

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

13. Board of Supervisors Items:

13.a. CONSIDERATION/ACTION: Requesting approval of a Resolution of appreciation for Rajan Zed and his historic recital of the Hindu invocation at the April 23, 2024 Modoc County Board of Supervisors meeting. (Board of Supervisors)

Supervisor Starr provided a background on the proposed resolution.

Supervisor Byrne stated she would like to thank all of the religious leaders who have taken the time to provide a prayer during the Modoc County Board of Supervisors meetings.

Supervisor Cavasso stated she would also like to thank all of the religious leaders who have taken the time to provide a prayer during the Modoc County Board of Supervisors meetings.

Resolution# 2024-39

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

13.b. CONSIDERATION/ACTION: Requesting approval of a letter of support for Lake County's application to the Federal Railroad Administration's Consolidated Rail Infrastructure and Safety Improvements (CRISI) program. (Board of Supervisors)

Supervisor Starr provided a background on the proposed letter.

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

14. Comments/Reports:

a. Public Comments

None.

b. Administrative Services Report

County Administrative Officer, Chester Robertson, provided a report on the following: 1) Amendment to the Solar Permitting Grant; 2) Update on the Carl Moyer regarding the eligibility of balers; 3) Update on the hospital facility; 4) Update on the potential advanced payment to California Public Employees' Retirement System (CalPERS).

c. Department Head Reports

None.

d. Board of Supervisors Reports

Supervisor Coe reported on the following: 1) United States Forest Service Old Growth amendment meeting; 2) Rural County Representatives of California (RCRC) Legislative update call; 3) Modoc Fire Safe Council meeting; 4) Western Interstate Region monthly meeting; 5) National Association of Counties (NACo) Public Lands Resolutions meeting; 6) Sierra Pacific Industries products call.

Supervisor Cavasso reported on the following: 1) Modoc First 5 Commission meeting; 2) Modoc County Community Health Needs Assessment - Community Health Improvement focus session; 3) Modoc County Board of Supervisors Special Board meeting; 4) Junior Livestock Show (JLS) Show and Sale; 5) Rotary Youth Leadership Awakening (RYLA) training; 6) Canby BBQ and 4th of July celebration.

Supervisor Byrne reported on the following: 1) Golden State Natural Resources (GSNR) meeting in Bieber; 2) Rural County Representatives of California (RCRC) Officers tour; 3) Rural County Representatives of California (RCRC) Officers call; 4) Call concerning gravel roads and dust abatement; 5) CalVans Employee program.

Supervisor Rhoads reported on the following: 1) Resource Advisory Committee (RAC) meeting; 2) Fandango Parade; 3) North Fire and thanked the Office of Emergency Services staff for timely updates on the fire.

Supervisor Starr reported on the following: 1) Appointed as Chair of Lassen-Modoc County Flood Control and Water Conservation District; 2) Superior California Economic Development (SCED) Loan Committee meeting; 3) Superior California Economic Development (SCED).

The Chair of the Board read the closed session items into the record.

10:54 a.m. Motion to go into Closed Session.

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

15. Closed Session:

15.a. CLOSED SESSION: Public Employee Performance Evaluation (Pursuant to CA Government Code 54957): Title: Chief Probation Officer. (Board of Supervisors)

RESULT:	EVALUATION HELD
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15.b. CLOSED SESSION: Conference with Legal Counsel (Pursuant to CA Government Code 54956.9) Pending Litigation: Case Name: National Prescription Opiate Litigation (1:18-op-450901). (County Counsel)

RESULT:	DIRECTION GIVEN
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12:29 p.m. The Board reconvened and reported out of closed session with Supervisor Coe, Rhoads, Starr, Cavasso, and Byrne present.

ADJOURNMENT

Motion to adjourn.

Motion to adjourn the July 9, 2024 meeting.

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

The meeting was adjourned at 12:29 PM

There being no further business to come before the Board at this time, the meeting was adjourned to meet in regular session Tuesday, July 23, 2024 at 10:00 a.m.

Tiffany A. Martinez
Clerk of the Board

Shane Starr
Chair, Modoc County Board of Supervisors