

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 12, 2022

10:00 AM Call to Order

Attendee Name	Title	Status	Arrived
Ned Coe	Supervisor District I	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
Shane Starr	Supervisor District II	Present	10:00 AM
Sophia Meyer	Deputy County Counsel	Present	10:00 AM
Chester Robertson	County Administration Officer	Present	10:00 AM
Mickey Cole	Extra Help	Present	10:00 AM
Tiffany Martinez	Clerk of the Board/ACAO	Present	10:00 AM

Pledge of Allegiance

The Board of Supervisors, Modoc County Departments and staff would like to observe a moment of silence in memory of former Modoc County Auditor-Recorder Judi Stevens.

Moment of Prayer

Senior Pastor of Christian Life Assembly, Clarence McCarty, offered a word of 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, Rhoads, Cavasso, Byrne, Starr

Correspondence

- a. **Correspondence Received - California Fish and Game Commission regarding a notice of re-adoption of emergency regulations concerning low flow fishing restrictions due to drought conditions.**

RESULT:	ANNOUNCED
----------------	------------------

Department Head Reports

None.

1. Board of Supervisors Items:

- 1.a. CONSIDERATION/ACTION: Requesting approval of a Resolution in profound appreciation of California State Assembly Member, Megan Dahle. (Board of Supervisors)**

Supervisor, Ned Coe, expressed appreciation to California State Assembly Member, Megan Dahle, for her assistance in achieving the goal of fiscal improvements. Supervisor Coe provided a background on the previous fiscal conditions of Modoc County regarding the legacy hospital debt. Supervisor Coe reported the legacy hospital debt issue had been presented to California State Assembly Member Dahle's office and she had graciously offered to assist. Supervisor Coe expressed appreciation to Alice Bennett and all of the staff at California State Assembly Member Dahle's office. Supervisor Coe reported the financial assistance obtained had not cleared the legacy hospital debt but would be a monumental benefit in the reduction of the debt.

Supervisor Cavasso expressed appreciation as a business owner and citizen of Modoc County to California State Assembly Member Dahle for the support and tenacity in assisting Modoc County with the legacy hospital debt.

California State Assembly Member Dahle expressed appreciation to her staff for their efforts in assisting in the procurement of five (5) million dollars of support to the County of Modoc.

Supervisor Byrne presented California State Assembly Member Dahle with a framed resolution and read the resolution into the record. Supervisor Byrne also thanked California State Assembly Member Dahle for the work in helping the people of the Tulelake Basin with the water issues.

California State Assembly Member Dahle received a standing ovation from all present in the meeting room.

Resolution# 2022-28

RESULT:	APPROVED [4 TO 0]
MOVER:	Kathie Rhoads, Supervisor District III
SECONDER:	Ned Coe, Supervisor District I
AYES:	Coe, Rhoads, Cavasso, Byrne
AWAY:	Starr

FINAL CERTIFIED RESOLUTION# 2022-28

RESULT:	ANNOUNCED
----------------	------------------

- 1.b. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board to sign a letter of support to the Modoc National Forest for continuing to move towards the Appropriate Management Level (AML) of wild horses on the Devil's Garden Plateau. (Board of Supervisors)**

RESULT:	APPROVED [4 TO 0]
MOVER:	Ned Coe, Supervisor District I
SECONDER:	Elizabeth Cavasso, Supervisor District IV
AYES:	Coe, Rhoads, Cavasso, Byrne
AWAY:	Starr

2. County Clerk Items:

- 2.a. CONSIDERATION/ACTION: Requesting authorization to declare the Certified Election Results for the Statewide Direct Primary Election, held on June 7, 2022. (Elections)**

Auditor, Stephanie Wellemeyer, provided a background on the certified election results and reported an adjustment would be necessary for the computer program to reflect the nonpartisan percentage in the original handout.

Supervisor Cavasso expressed agreement the nonpartisan percentage box should be reformulated with the proper fields used in the computer software.

Ordered on a motion by Supervisor Cavasso, seconded by Supervisor Rhoads to approve as amended and authorize to declare the Certified Election Results for the Statewide Direct Primary Election, held on June 7, 2022.

Motion approved unanimously.

Contract# 2022-120

RESULT:	APPROVED AS AMENDED [4 TO 0]
MOVER:	Elizabeth Cavasso, Supervisor District IV
SECONDER:	Kathie Rhoads, Supervisor District III
AYES:	Coe, Rhoads, Cavasso, Byrne
AWAY:	Starr

10:19 a.m. Modoc County Superior Court Judge Francis W. Barclay provided Shane Starr with the Oath of Office.

Upon affirmation by Shane Starr of the Oath of Office, Supervisor Starr took his seat at the dais and the meeting resumed.

3. Farm Advisor Items:

3.a. DISCUSSION/INFORMATION: Presentation from Cooperative Extension regarding active and growing programs. (Farm Advisor)

Farm Advisor, Laura Snell, provided a background on the Cooperative Extension budget. Farm Advisor Snell provided a budget handout and reported on the following: 1) Cooperative extension was expanding programs; 2) New position in IREQ for the Agriculture Engineer position interviews; 3) Food and Nutrition Family Consumer Sciences position recruitment by the end of the year; 4) Irrigated Pastures Systems Advisor position (Modoc, Shasta, Lassen Counties combined position) to cover the Big Valley area would be advertised within the next month; 5) Modoc-Lassen Fire Advisor search had been unfruitful. The funding was geared toward home hardening and the position did not appear to be a strong fit for Modoc and Lassen Counties. The funding was an urban funding source and the decision had been made to not pursue the position in the future. Farm Advisor Snell reported that Forestry and Fire Advisor, Ryan Tompkins, would provide assistance from another county; 6) Forestry Intensive classes had been held the previous two months for Modoc County residents who were interested in private timber sales, including Pine and Juniper timber sales; 7) Work regarding predator deterrence; 8) Work regarding livestock mortality composting in Tulelake; 9) Work regarding livestock guardian dogs; 10) Field days on non-lethal deterrence; 11) Work regarding letter writing and serving on committees that focused on compensation regarding the issue of wolves and other predators; 12) Work regarding wild horses, which included the Colt Challenge; 13) Warner Mountain range monitoring had been performed since 2015 and the work was continuing in order to have public lands grazing on high alpine meadows; 14) The 4-H program had an estimated six-hundred (600) youth participants per year. Work was being done with First-5 Modoc and the 4-H program to expand the high 4-H school program. College visits and state field days had been offered at the University of California-Davis with 4-H funding provided by the State; 15) Modoc Master Food Preserver program; 16) Grants and fundraising; 17) Expressed appreciation for the full-time office assistant, Cheryl Kunert, who managed the funding; 18) Future plans; 19) David Lyle would be working in the Farm Advisor's office during Farm Advisor Snell's upcoming maternity leave; 20) Budget packet.

4. Consent Agenda Items:

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

- 4.a. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board to sign the California Department of Veterans Affairs Subvention Certificate of Compliance for Fiscal Year 2022-2023. (Administrative Services)**

Contract# 2022-121

5. Auditor Items:

- 5.a. CONSIDERATION/ACTION: Requesting approval of a budget modification for Fiscal Year 2021-2022 to General Fund 001: Clerk Unit 1020; Payroll Unit 1120; Auditor Unit 1130; Elections Unit 1310 modifying expenditures for a net zero impact. (Auditor)**

Auditor, Stephanie Wellemeyer, provided a background on the budget modification.

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

6. Behavioral Health Items:

- 6.a. CONSIDERATION/ACTION: Requesting permission to hire two (2) Behavioral Health Case Management Specialists II, Range 254: Step-B; \$3,635.00 monthly, effective July 1, 2022. (Behavioral Health)**

Director of Health Services, Stacy Sphar, provided a background on the candidates for the position.

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

7. Building Department Items:

7.a. CONSIDERATION/ACTION: Requesting permission to add (0.5) Administrative Assistant to Personnel Allocation Table, Range 203: Step A-F; \$2,684.00 - \$3,425.00 monthly and hire from within. (Building and Safety)

Planning Director, Sean Curtis, provided a background on the request to add to the personnel allocation table.

Supervisor Cavasso asked if there was a proposed effective date for the position.

Planning Director Curtis replied there was not a proposed effective date for the position.

County Administrative Officer (CAO), Chester Robertson, provided comments the position would be flown internally and the effective date would occur after an individual had been selected for the position.

Supervisor Byrne asked if the (.5) position was added to the personnel allocation table, would the Executive Secretary position be removed from the allocation table.

CAO Robertson replied that if the (.5) Administrative Assistant position was added to the personnel allocation table, the Executive Secretary position would be removed from the allocation table.

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

8. Planning Department Items:

8.a. CONSIDERATION/ACTION: Requesting permission to add (0.5) Administrative Assistant to Personnel Allocation Table, Range 203: Step A-F; \$2,684.00 - \$3,425.00 monthly and hire from within. (Planning)

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

9. Emergency Services Items:

9.a. CONSIDERATION/ACTION: Requesting approval to continue a Resolution to proclaim a local emergency due to the drought conditions in Modoc County. (Office of Emergency Services)

Deputy Director of the Office of Emergency Services (OES), Heather Hadwick, provided a background on the request for the continuation of the resolution. Deputy Director of OES Hadwick provided comments regarding drought conditions that continued to exist within Modoc County.

Resolution# 2022-29

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

FINAL CERTIFIED RESOLUTION# 2022-29

RESULT:	ANNOUNCED
----------------	------------------

10. Sheriff/Coroner Items:

10.a. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board and the Sheriff to sign an annual maintenance agreement with DataWorks Plus, not to exceed \$4,142.84, effective August 1, 2022 through July 31, 2023. (Sheriff's Office)

Sheriff, Tex Dowdy, provided a background on the annual maintenance agreement.

Supervisor Coe asked if the dollar amount shown for fiscal impact was higher than the dollar amount had been for the maintenance agreement in previous years.

Sheriff Dowdy replied the fiscal impact amount was slightly higher than in previous years due to a necessary upgrade to the LiveScan machine which utilized the previous system.

Contract# 2022-122

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

10.b. CONSIDERATION/ACTION: Requesting approval to remove one (1) patrol canine "Rogue" from the Sheriff's Office fixed asset inventory list and authorize the sale to Tehama County in the amount of \$10,000.00 effective upon transfer of canine to Tehama County for active duty, and authorize the Auditor to assign the proceeds as committed funds to the county canine program. (Sheriff's Office)

Sheriff, Tex Dowdy, provided a background on the asset removal of the Patrol Canine, Rogue. Sheriff Dowdy provided a report on the following: 1) Police Sergeant, Chris Benson, was returning to work in Tehama County; 2) The canine, Rogue, was approximately four (4) years old; 3) The canine, Rogue, would be purchased by Tehama County to be used by Tehama County.

A brief discussion was held regarding the qualities of the canine.

Supervisor Rhoads asked if there were plans to purchase another canine.

Sheriff Dowdy replied there would be plans in the future to purchase a canine for the department, and there would be a need to replace the canine handler who was moving out of Modoc County.

Supervisor Byrne provided comments that Modoc County had paid sales tax to purchase canine Rogue, and asked if Tehama County would be paying sales tax to purchase canine Rogue.

Sheriff Dowdy replied no sales tax would be charged to Tehama County for the purchase of canine Rogue.

Auditor Wellemeyer provided a background on committed funds. Auditor Wellemeyer reported that making any changes would require additional board action. Auditor Wellemeyer reported the Auditor's office would set the canine purchase funds aside.

Contract# 2022-123

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

10.c. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board and the Sheriff to sign a contract between Pictometry and the Modoc County Office of Emergency Services (OES) to purchase services not to exceed \$334,957.79, effective on date of signing. (Office of Emergency Services)

Deputy Director of the Office of Emergency Services, Heather Hadwick, provided a background on the contract.

A brief discussion followed regarding usage and inclusions in the contract fees.

Deputy Director of the Office of Emergency Services Hadwick reported the contract fee included post-disaster flights with no additional cost and would provide data for many agencies in Modoc County.

Supervisor Byrne asked how quickly reimbursement would occur.

Deputy Director of the Office of Emergency Services Hadwick replied there was only one (1) bill and reimbursement would be rapid.

Supervisor Cavasso asked if there was a priority plan of usage for immediate use.

Sheriff Dowdy replied that fires would be the immediate first use of the tool.

Deputy Director of the Office of Emergency Services Hadwick reported on the following: 1) The focus of usage would be on evacuations and evacuation zones; 2) It would be useful when serving warrants; 3) The hope was to fly by the end of July or beginning of August, 2022.

Supervisor Starr asked whom to contact to obtain training.

Deputy Director of the Office of Emergency Services Hadwick replied she would be the primary contact to obtain training.

Contract# 2022-124

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

Recess as the Board of Supervisors and convene as the Air Pollution Control District

Recess as the Board of Supervisors and convene as the Air Pollution Control District

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

11. Air Pollution Control District:

- 11.a. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board to sign grant agreement #G21-CAPP-17 between the Modoc County Air Pollution Control District and the California Air Resources Board (CARB) in the amount of \$12,074.00, effective August 1, 2022 through June 30, 2026. (Air Pollution Control District)**

County Administrative Officer (CAO), Chester Robertson, provided a background on the grant agreement.

Contract# 2022-125

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

Adjourn as the Air Pollution Control District and reconvene as the Board of Supervisors

Adjourn as the Air Pollution Control District and reconvene as the Board of Supervisors.

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

12. Administrative Services Items:

- 12.a. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board to sign a time and materials contract between the County of Modoc and Copp's Irrigation for the installation of Seametrics Electromagnetic Insertion Flow Meters with a Data Loggers for the Big Valley Groundwater basin not to exceed \$50,000.00, effective July 1, 2022 through October 31, 2022. (Administrative Services)**

Deputy County Counsel, Sophia Meyer, reported she was related to the individual participating in the contract and would not be involved in the discussion.

At 11:02 a.m., Deputy County Counsel Meyer left the meeting room.

Assistant County Administrative Officer, Tiffany Martinez, provided a report on the contract which included the following: 1) The grant would end on October 31, 2022, and all work was required to be completed by that date; 2) There had been adjustments made to time and rates in the original packet.

Upon completion of the item at 11:04 a.m., Deputy County Counsel Meyer re-entered the meeting room.

Contract# 2022-126

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

13. Comments/Reports:

a. Public Comments

None.

b. Administrative Services Report

County Administrative Officer, Chester Robertson, provided a report on the following: 1) Kuchel Act; 2) Phone call with CalPERS disputing longevity structure negotiations; 3) Modoc Economic Development Corporation (MEDC) meeting; 4) Watermaster conflict; 5) Work on the transfer agreement with the old hospital facility; 6) Grasshopper plague in Goose Valley meetings being held at the State level; 7) Probation Chief interviews; 8) Agriculture Department work on thistle spray crew; 9) District Attorney announced she would be resigning effective November, 2022; 10) Interviews for a Deputy District Attorney were occurring; 10) Interviews for Executive Director of the insurance agency.

A brief discussion was held regarding the grasshopper plaque in Goose Valley.

A brief discussion was held regarding a temporary Agriculture Commissioner.

A brief discussion was held regarding the terms of the transfer agreement for the historical hospital building.

c. Department Head Reports

None.

d. Board of Supervisors Reports

Supervisor Coe reported on the following: 1) Modoc County Fish, Game, and Recreation Commission meeting; 2) Rural County Representative of California (RCRC) legislative call; 3) Fandango Days attendance; 4) Lake City parade and picnic attendance; 5) Modoc Public Health monthly COVID-19 update meeting; 6) Tri-Counties meeting; 7) National Association of Counties (NACo) Public Lands Steering Committee meeting; 8) Broadband Summit meeting was planned.

Supervisor Cavasso reported on the following: 1) Code Enforcement Ad Hoc Committee meeting; 2) Modoc Fire Safe Council, Community Wildfire Protection Plan update; 3) Calls from constituents concerned about Frontier Communications pole placement.

Supervisor Rhoads reported on the following: 1) Law Library meeting; 2) Fandango Parade attendance; 3) United States Forest Service (USFS) Recreation meeting.

Supervisor Starr reported on the following: 1) Modoc Economic Development Corporation (MEDC) meeting.

Supervisor Byrne reported on the following: 1) Code Enforcement Ad Hoc Committee meeting; 2) Rural County Representatives of California (RCRC) legislative call; 3) Tri-Counties meeting; 4) Draft Big Valley Advisory Committee (BVAC) Memorandum of Understanding discussion meeting; 5) Regional Forester Jennifer Eberlien Meet and Greet meeting; 6) Calls with Supervisor Coe and County Administrative Officer, Chester Robertson, regarding appropriation in budget for the Modoc legacy hospital debt; 7) Groundwater meeting.

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

11:27 a.m. Motion to go into Closed Session.

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

14. Closed Session:

14.a. CLOSED SESSION: Pursuant to CA Government Code 54957; Performance Evaluation; Title: County Administrative Officer. (Board of Supervisors)

RESULT:	EVALUATION HELD
----------------	------------------------

14.b. CLOSED SESSION: Pending Litigation Government Code 54956.9 (d)(4) - Number of cases (1). (County Counsel)

RESULT:	DIRECTION GIVEN
----------------	------------------------

14.c. CLOSED SESSION: Government Code 54957.6 - Conference with Labor Negotiator Mr. Scott McLeran and Pam Randall to discuss UPEC and DSA Negotiations. (Administrative Services)

RESULT:	DIRECTION GIVEN
----------------	------------------------

3:00 p.m. The Board reconvened and reported out of closed session with Supervisor Coe, Rhoads, Cavasso, Byrne, and Starr present.

ADJOURNMENT

Motion to adjourn.

Motion to adjourn the July 12, 2022 meeting.

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

The meeting was adjourned at 3:00 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 26, 2022 at 9:00 a.m.

Tiffany A. Martinez
Clerk of the Board

Geri Byrne
Chair, Modoc County Board of Supervisors