

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

August 23, 2022

10:00 AM Call to Order

Attendee Name	Title	Status	Arrived
Ned Coe	Supervisor District I	Absent	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
Mickey Cole	Extra Help	Present	10:00 AM
Tiffany Martinez	Clerk of the Board/ACAO	Present	10:00 AM
Chester Robertson	County Administration Officer	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 Alice Marrs.

Moment of Prayer

Public Comment

None.

Approval or Additions/Deletions to Agenda

Motion to approve the agenda as amended.

Supervisor Cavasso reported she would like to pull item 1.b to be placed on the next Board of Supervisors meeting, September 13, 2022.

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

Correspondence

Supervisor Byrne entered a letter received from Ranking Member on the House Committee on Natural Resources, Bruce Westerman, thanking Supervisor Byrne for serving as a witness in the recent hearings of the subcommittee of Waters, Oceans, and Wildlife.

- a. **Correspondence Received - Letter from Molly Dickson expressing appreciation to the Modoc County Board of Supervisors for their support of the Colt Challenge.**

RESULT:	ANNOUNCED
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Department Head Reports

Supervisor Rhoads provided a background on the United States Department of Agriculture (USDA) Forest Service Research and Development (FS F&D) Pacific Southwest Research Station 2021 Honor Award plaque presented to Farm Advisor, Laura Snell, and Planning Director, Sean Curtis, for their leadership, dedication, and engagement of youth in the Wild Horse Colt Challenge.

1. Consent Agenda Items:

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

- 1.a. **CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board and the Director of Health Services to sign a recurring contract between Modoc County Behavioral Health and the Department of Health Care Services for the Mental Health Plan, retroactive to July 1, 2022 through June 30, 2027. (Behavioral Health)**

Contract# 2022-133

- 1.b. **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 the Department of Health Care Services for the contract amendment to the Substance Use Disorder contract put in place July 1, 2020, not to exceed \$303,856.00, effective date pending upon approval. - *Item removed from the agenda.* (Behavioral Health)**

- 1.c. **CONSIDERATION/ACTION:** Requesting approval and authorization for the Chair of Board to sign a cooperative service agreement with the United States Department of Agriculture (USDA) Wildlife Services in the amount of \$90,723.00, effective July 1, 2022 through June 30, 2023. (Administrative Services)

Contract# 2022-135

- 1.d. **CONSIDERATION/ACTION:** Requesting approval and authorization for the Chair of the Board and the Director of Health Services to sign the annual Certification Statements for the Children's Medical Services Plan, effective for Fiscal Year 2022-2023. (Health Services)

Contract# 2022-136

- 1.e. **CONSIDERATION/ACTION:** Requesting approval and authorization for the Chair of the Board and the Interim Director of Health Services to sign a Grant Agreement #19-10358, A01 for the CalFresh Healthy Living Program not to exceed \$600,000.00, effective October 1, 2019 through September 30, 2023. (Health Services)

Contract# 2022-137

2. Auditor Items:

- 2.a. **CONSIDERATION/ACTION:** Requesting approval of a budget modification for Fiscal Year 2021-2022 modifying expenditure budgets for Employee Group Insurance accounts under Sheriff, Dispatch and Jail as follows: modify 2110-70330 by \$75,640.00, modify 2210-70330 by \$57,383.00 and modify 2615-70330 by \$21,771.00. (Auditor)

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

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

3. Public Works Items:

- 3.a. **CONSIDERATION/ACTION:** Requesting approval of a Resolution Pursuant to Government Code 25830 and Modoc County Code Section 8.02.200 establishing property ownership for land classified for solid waste generation for Fiscal Year 2022-2023. (Public Works)

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

Resolution# 2022-35

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

FINAL CERTIFIED RESOLUTION# 2022-35

RESULT:	ANNOUNCED
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4. Planning Department Items:

- 4.a. CONSIDERATION/ACTION: Requesting approval to waive the second reading and adopt Ordinance# 236-153 to rezone Assessor Parcel Numbers 032-210-014-000 & 032-230-039-000, owned by Joanne Danielson; from Unclassified (U) zone to Agriculture General (AG) zone within the boundaries of Parcel Map (PM2022-01). (Planning)**

Planning Director, Sean Curtis, provided a background on the ordinance.

Ordinance# 236-153

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

FINAL CERTIFIED ORDINANCE# 236-153

RESULT:	ANNOUNCED
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5. Agriculture Items:

- 5.a. CONSIDERATION/ACTION: Requesting approval to accept the 2020 Modoc County Agriculture Crop and Livestock Report. (Agriculture)**

County Administrative Officer, Chester Robertson, reported the 2020 Crop Report was previously a draft and had now been finalized to a more completed format.

Ordered on a motion by Supervisor Cavasso, seconded by Supervisor Rhoads to approve as amended to accept the 2020 Modoc County Agriculture Crop and Livestock Report with the inclusion of the following additions:

1. Spelling errors to be corrected.

2. Grammatical errors to be corrected.

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

- 5.b. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board to sign a Memorandum of Understanding between the County of Modoc and the County of Shasta for Agricultural Commissioner/Sealer of Weights and Measures Services not to exceed \$49,000.00, effective September 1, 2022 through June 30, 2023. (Agriculture)**

County Administrative Officer (CAO), Chester Robertson, provided a background on the Memorandum of Understanding (MOU). CAO Robertson expressed appreciation to Shasta County for their willingness to assist Modoc County with Agricultural Commissioners/Sealer of Weights and Measures Services.

Contract# 2022-138

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

6. Sheriff/Coroner Items:

- 6.a. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board and the Modoc County Sheriff to sign a modification of agreement, increasing the funds in the amount of \$5,276.88 to the already approved Fiscal Year-2022 USDA Forest Service Patrol and Controlled Substance Operation Plans between the Modoc County Sheriff's Office and United States Department of Agriculture Forest Service. (Sheriff's Office)**

Sheriff, Tex Dowdy, provided a background on the United States Department of Agriculture Forest Service modification agreement. Sheriff Dowdy reported he had received a notification of additional rollover funding to be awarded to the department, which required an update to the agreement.

Supervisor Cavasso reported on the following: 1) The mileage rate on the agreement was incorrect; 2) The mileage reimbursement rate had been increased in June, 2022 and was now 62.5 cents per mile; 3) The mileage reimbursement rate was a Federal decision.

Sheriff Dowdy replied he would address the mileage reimbursement correction with County Counsel.

Ordered on a motion by Supervisor Rhoads, seconded by Supervisor Starr to approve as amended and authorize the Chair of the Board and the Modoc County Sheriff to sign a modification of agreement, increasing the funds in the amount of \$5,276.88 to the already approved Fiscal Year-2022 USDA Forest Service Patrol and Controlled Substance Operation Plans between the Modoc County Sheriff's Office and United States Department of Agriculture Forest Service with the inclusion of the following changes:

1. Mileage reimbursement to be updated to reflect current Federal mileage reimbursement rates.

Contract# 2022-139

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

6.b. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board and the Modoc County Sheriff to sign a two year subscription agreement between the County of Modoc and Visual Labs, Inc. for the use of Visual Labs website where all footage (audio and video) will be stored, for \$50.00 per month, per user, effective September 13, 2021 through September 30, 2024. (Sheriff's Office)

Sheriff, Tex Dowdy, provided a background on the subscription.

A discussion was held regarding the length and renewal terms of the agreement.

Contract# 2022-140

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

- 6.c. **CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board to sign a contract between the County of Modoc and CDW Government, LLC for the purchase of Office 365 Government Cloud services not to exceed \$9,644.02 per year, effective August 23, 2022 through August 22, 2025. (Sheriff's Office)**

Information Systems/Communication Manager, Corben Chilson, provided a background on cloud services. Information Systems/Communication Manager Chilson reported on the migration to a government cloud from the commercial cloud contract which was no longer offered. Information Systems/Communication Manager Chilson provided comments Criminal Justice Information Services (CJIS) required security and background checks for all employees and Microsoft employees would be required to perform a background check in order to work on the government cloud system.

Contract# 2022-141

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

7. Board of Supervisors Items:

- 7.a. **CONSIDERATION/ACTION: Requesting approval of a support letter for H.R. 5735 which would provide flexibility in using the Local Fiscal Recovery Funds authorized by the American Rescue Act (ARPA). (Board of Supervisors)**

County Administrative Officer (CAO), Chester Robertson, provided a background on the letter of support.

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

- 7.b. **CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board to sign a comment letter regarding the California Department of Food and Agriculture 2022 Community Resilience Centers Program. (Board of Supervisors)**

Assistant County Administrative Officer (ACAO), Tiffany Martinez, provided a background on the comment letter which was at the request of Supervisor Coe. ACAO Martinez reported the letter focused on funding for fairgrounds and technical services.

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

7.c. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board to sign the Modoc County Code Enforcement Safety Standards policy. (Board of Supervisors)

Assistant County Administrative Officer (ACAO), Tiffany Martinez, provided a background on the Code Enforcement Ad Hoc Committee's creation of a Safety Standards Policy which had been formulated to achieve compliance with Senate Bill 296.

Supervisor Byrne thanked ACAO Martinez for the work on the policy.

Contract# 2022-142

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

7.d. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board to sign all documents related to the county's election to receive payment of the Secure Rural Schools (SRS) funding and allocate eighty-five percent (85%) of total county SRS payment for Title I (Roads and Schools), eight percent (8%) to Title II (Resource Advisory Committee), and seven percent (7%) to Title III (County Projects). (Natural Resources)

Planning Director, Sean Curtis, provided a background on the Secure Rural Schools (SRS) funding.

A discussion was held regarding allocation percentages for the three (3) year extension.

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

Recess as the Board of Supervisors and convene as the Modoc County Big Valley Groundwater Sustainability Agency.

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

- 7.e. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board to sign an amended and restated Memorandum of Understanding (MOU) between the Lassen County Big Valley Groundwater Basin Sustainability Agency and the Modoc County Big Valley Groundwater Basin Sustainability Agency for the purpose of groundwater management to meet the requirements of the Sustainable Groundwater Management Act, effective August 23, 2022 until terminated by either party. (Board of Supervisors)**

Assistant County Administrative Officer (ACAO), Tiffany Martinez, provided a background on the amendment to the Memorandum of Understanding. ACAO Martinez reported on the following: 1) The amendment would reflect the current stage in the groundwater process; 2) This was a continuation of the Big Valley Advisory Committee (BVAC); 3) Included in the document were the GSAs percentage split and methodology for cost breakdowns for a consultant if grant funding could not be obtained.

Contract# 2022-143

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

- 7.f. CONSIDERATION/ACTION: Requesting approval and authorization to circulate a Request for Proposal (RFP) to provide Sustainable Groundwater Management Act (SGMA) Groundwater Sustainable Plan (GSP) Implementation for the County of Lassen and Modoc, acting as the Groundwater Sustainability Agencies (GSAs) for the Big Valley Groundwater Basin. (Board of Supervisors)**

Assistant County Administrative Officer, Tiffany Martinez, provided a background on the Request for Proposal (RFP). ACAO Martinez reported on the following: 1) The RFP had been drafted and prepared by Lassen County for the Lassen and Modoc Groundwater Sustainability Agencies (GSA) in the event the Groundwater Sustainability Plan was returned by the Department of Water Resources (DWR) for revisions; 2) If a revision was required by DWR, the RFP would allow the GSAs to immediately have an approved consultant available; 3) The RFP would allow for the selection of a consultant to be presented before both boards for approval; 4) The request for stronger language to reflect Modoc County would be included as a participant in the selection of a consultant.

Supervisor Byrne provided comments that language should be included in the motion to reflect Modoc County would participate in the consultant selection.

Ordered on a motion by Supervisor Rhoads, seconded by Supervisor Starr to approve as amended and authorize to circulate a Request for Proposal (RFP) to provide Sustainable Groundwater Management Act (SGMA) Groundwater Sustainable Plan (SGP) Implementation for the County of Lassen and Modoc, acting as the Groundwater Sustainability Agencies (GSAs) for the Big Valley Groundwater Basin with the inclusion of the following additions:

1. Stronger language to be added to reflect Modoc County will have input regarding consultant selection.

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

Adjourn as the Modoc County Big Valley Groundwater Sustainability Agency and reconvene as the Board of Supervisors.

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

8. Clerk of the Board Items:

8.a. CONSIDERATION/ACTION: Requesting approval of a Resolution to establish the Acceptance and Use of Electronic and Digital Signatures Policy, effective August 23, 2022. (Clerk of the Board)

Assistant County Administrative Officer (CAAO), Tiffany Martinez, provided a background on the policy. CAAO Martinez reported on the following: 1) The Clerk of the Board had received many requests from various departments regarding the use of digital signatures; 2) The proposed policy had been drafted from Shasta County's Digital Signature Policy; 3) The Modoc County Clerk of the Board had previously required wet signatures and this policy would allow for the Clerk of the Board to accept and retain electronic signatures.

Contract# 2022-144

Resolution# 2022-36

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

FINAL CERTIFIED RESOLUTION# 2022-36

RESULT:	ANNOUNCED
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9. Comments/Reports:

a. Public Comments

None.

b. Administrative Services Report

County Administrative Officer, Chester Robertson, reported on the following: 1) Upcoming participation in a board meeting for the county medical insurance provider; 2) Stolen vehicle from Migrant Center has been found and an insurance claim had been made on the vehicle; 3) Scheduled Probation Chief interviews; 4) No updates had been received regarding the State Librarian waiver; 5) A crew leader had been hired and a team of part-time staff was being built to work on the Prop 68 Park Projects; 6) Upcoming meeting with Pacific Power.

c. Department Head Reports

Assistant County Administrative Officer, Tiffany Martinez, provided a background regarding inaccurate reports within the county that the State of California is mandating meters on wells. ACAO Martinez reported the inaccurate information was from an article which had failed to report the letters sent to fifty (50) landowners in San Diego, California were from the State Water Resources Control Board in an unmanaged area of a groundwater basin where a Groundwater Sustainability Agency (GSA) had not been established for a basin which was under the Sustainable Groundwater Management Act (SGMA). ACAO Martinez reported that by not establishing a GSA for this area, the State is charged with managing that portion of the basin and made the determination to implement meters in this area of the basin. ACAO Martinez reported this example is why it was important for Modoc County to step forward as the Groundwater Sustainability Agency (GSA) for the medium priority basins in Modoc County to prevent State intervention. ACAO Martinez reported that local control is the basis for SGMA and it is paramount that the local agencies retain control for the benefit of the constituents who live in these areas which are determined to be under the Sustainable Groundwater Management Act.

d. Board of Supervisors Reports

Supervisor Cavasso reported on the following: 1) Modoc County Continuum of Care (COC) meeting; 2) Western Fire Leadership Council (National Cohesive Wildland Fire Management Strategy) meeting; 3) Library Advisory Board meeting in Lookout; 4) Code Enforcement Ad Hoc Committee meeting; 5) Modoc Fire Safe Council meeting.

Supervisor Rhoads reported on the following: 1) Social Services meeting; 2) Behavioral Health meeting; 3) Meeting to review the Social Services department with Social Services Director, Tom Sandage; 4) United States Forest Service (USFS) Coordination meeting; 5) Several code enforcement discussions with Likely constituents; 6) Treasury Oversight Committee meeting with Chandler Asset Management presentation.

Supervisor Starr reported on the following: 1) PSA 2 Area Agency on Aging (PSA 2 AAA) meeting; 2) Superior California Economic Development (SCED) meeting; 3) Welcome of baby, June Faith Starr.

Supervisor Byrne reported on the following: 1) California State Treasurer Fiona Ma visit to Tulelake; 2) Tri-Counties meeting; 3) Rural County Representatives of California (RCRC) meeting, Golden State Finance Authority (GSFA) and Golden State Connect Authority (GSCA) meeting; 4) Code Enforcement Ad Hoc Committee meeting; 5) Rural County Representatives of California (RCRC) meeting; 6) Water had been shut off in Klamath Basin for agriculture and wildlife refuges.

ADJOURNMENT

Motion to adjourn.

Motion to adjourn the August 23, 2022 meeting.

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

The meeting was adjourned at 10:50 AM

There being no further business to come before the Board at this time, the meeting was adjourned to meet in regular session Tuesday, September 13, 2022 at 10:00 a.m.

Tiffany A. Martinez
Clerk of the Board

Geri Byrne
Chair, Modoc County Board of Supervisors