

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

September 27, 2022

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
Chester Robertson	County Administration Officer	Present	10:00 AM
Mickey Cole	Extra Help	Present	10:00 AM
Margaret Long	County Counsel	Present	10:00 AM
Tiffany Martinez	Clerk of the Board/ACAO	Present	10:00 AM

Pledge of Allegiance

Moment of Prayer

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

Public Comment

Vice-Chair for the New California State, Jay Jones, read an announcement regarding concerns with governing of the State of California.

New California State member, Noelle Jones, provided a handout and continued to read the announcement regarding concerns with governing of the State of California and the voting process.

Modoc County resident, Bill Hodge, encouraged the Board of Supervisors to consider the beauty of Modoc County when making decisions.

Handout Provided - New California State Declaration.

RESULT:	ANNOUNCED
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Approval or Additions/Deletions to Agenda

Supervisor Cavasso requested to pull item 2.g. for corrections to be returned at the next regular Board of Supervisors meeting on October 11, 2022.

Supervisor Coe requested a correction to the title of Correspondence item (a.) to read Modoc County Fish, Game and Recreation Commission.

Motion to approve the agenda as amended.

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

Correspondence

- a. **Correspondence Received - Modoc County Fish, Game and Recreation Commission - September 28, 2022 meeting agenda.**

RESULT:	ANNOUNCED
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- b. **Correspondence Received - State of California Fish and Game Commission - October 12-13, 2022 Meeting Agenda.**

RESULT:	ANNOUNCED
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- c. **Correspondence Received - State of California Fish and Game Commission - Notice of proposed changes to regulations concerning recreational fishing for federal groundfish and associated species for 2023 and 2024.**

RESULT:	ANNOUNCED
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- d. **Correspondence Received - State of California Fish and Game Commission - Notice of modifications to text of proposed regulations concerning pink shrimp.**

RESULT:	ANNOUNCED
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- e. **Correspondence Received - State of California Fish and Game Commission - Notice of the second re-adoption of emergency regulations concerning vermilion, copper, and quillback rockfish recreational sub-bag limits.**

RESULT:	ANNOUNCED
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Department Head Reports

None.

1. Victim Witness Items:

- 1.a. **CONSIDERATION/ACTION: Requesting approval of a Proclamation to hereby proclaim the month of October 2022 as "Domestic Violence Awareness Month" throughout Modoc County. (Victim Services)**

Supervisor Cavasso read the Proclamation into the record.

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

2. Consent Agenda Items:

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

- 2.a. **CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board and the Director of Social Services to sign an amendment to Memorandum of Understanding No. M-117-21 (Contract# 20-71) between the County of Sacramento Department of Human Services and the Modoc County Department of Social Services, effective July 1, 2020 through June 30, 2025. (Social Services)**

Contract# 2022-156

- 2.b. **CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board and the Director of Social Services to sign an annual contract between the County of Modoc and JUMP Technology Services, L.L.C. for the hosting and support of a cloud based Adult Protective Services (APS) System not to exceed \$7,000.00, effective June 1, 2022 through May 31, 2024. (Social Services)**

Contract# 2022-157

- 2.c. **CONSIDERATION/ACTION:** Requesting approval and authorization for the Chair of the Board and the Director of Social Services to sign the Memorandum of Understanding (MOU) between Northern Rural Training and Employment Consortium (NORTEC) and Modoc County Department of Social Services, effective July, 1, 2022 through June 30, 2025. (Social Services)

Contract# 2022-158

- 2.d. **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 BHC Heritage Oaks Hospital Inc., for the provision of acute psychiatric inpatient medical services, not to exceed \$50,000.00, retroactive to July 1, 2022 through June 30, 2024. (Behavioral Health)

Contract# 2022-159

- 2.e. **CONSIDERATION/ACTION:** Requesting approval and authorization for the Chair of the Board to sign the 2023 annual Certification Statement Regarding Composition of Local Child Care and Development Planning Council Membership. (Clerk of the Board)

Contract# 2022-160

- 2.f. **CONSIDERATION/ACTION:** Requesting the appointment of Sarah Bonderer as a committee member to the Modoc County Behavioral Health Advisory Board, effective September 27, 2022. (Behavioral Health)

- 2.g. **CONSIDERATION/ACTION:** Requesting approval of the August 23, 2022 Board of Supervisors meeting minutes. - *Item removed from the agenda.* (Clerk of the Board)

3. Social Services Items:

- 3.a. **CONSIDERATION/ACTION:** Requesting approval of a budget modification for Fiscal Year 2021-2022 to Children's/Challenge Trust 106, modifying expenditures in the amount of \$7,500.00. (Social Services)

Director of Social Services, Tom Sandage, provided a background on the budget modification.

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

4. Sheriff/Coroner Items:

- 4.a. CONSIDERATION/ACTION: Requesting approval to hire one (1) Deputy II, Range 242: Step-C; \$3,795.00 monthly, above a Step-A not to exceed Step-C, to fill a vacant Deputy II position. (Sheriff's Office)**

Sheriff, Tex Dowdy, provided a background on the request and detailed the extensive qualifications and experience of the applicant.

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

5. Assessor Items:

- 5.a. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board and the County Assessor to sign a Memorandum of Understanding (MOU) for Modoc County to participate in the California Assessors' Application of the State of California Information Technology Grant, effective October 1, 2022. (Assessor)**

Assessor, Kristen DePaul, provided a background on the Memorandum of Understanding (MOU). Assessor DePaul reported on the following: 1) The department had been asked to form a Joint Powers of Authority (JPA); 2) Counsel reported this was an MOU that stated the intention to form a JPA; 3) These were necessary steps to qualify for the grant.

A brief discussion was held, and questions were asked of Assessor DePaul.

Assessor DePaul reported that the future JPA documents would be brought before the Board of Supervisors for approval after they had been prepared.

Contract# 2022-161

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

6. Treasurer/Tax Collector Items:

- 6.a. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board and the Treasurer/Tax Collector to sign a Memorandum of Understanding (MOU) between the County of Modoc and the California State Association of Counties Finance Corporation (CSACFC) Tax Refund Exchange and Compliance System (CAL-TRECS) to enroll in a program for collections on delinquent unsecured tax accounts. (Treasurer/Tax Collector)**

Treasurer/Tax Collector, Cheryl Knoch, provided a background on the annual Memorandum of Understanding (MOU). Treasurer/Tax Collector Knoch reported on the following: 1) No changes had been made to the MOU; 2) This was a one-year agreement; 3) She believed the program had worked well.

Contract# 2022-162

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

7. Health Services Items:

- 7.a. PRESENTATION: Presentation regarding comprehensive Tobacco policies. (Health Services)**

Health Program Manager, Bill Hall, provided a Public Health Tobacco Presentation. Health Program Manager Hall reported on the following: 1) The history of previous public involvement in the community; 2) Vaping Epidemic; 3) How to assemble devices; 4) Display of vaping devices and vaping modifications; 5) Demonstration of Juul pod and felt cartridges; 6) Targeting youth's ability to purchase Juuls; 7) Restriction of outdoor smoking while dining in Alturas and on Modoc Medical Center's campus; 8) Comprehensive tobacco policy and tobacco sales license discussion; 9) Report that the Juul was now outlawed in the United States of America; 10) Vape is an aerosol; 11) Next steps following today's discussion, including a draft ordinance to be submitted to the Board of Supervisors by the Director of Health Services.

A brief discussion was held, and several questions were asked of Health Program Manager Hall.

- 7.b. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board and the Director of Health Services to sign the Intergovernmental Transfer (IGT) agreement with the Department of Health Care Services (DHCS), effective January 1, 2021 through June 30, 2024. (Health Services)**

Director of Health Services, Stacy Sphar, provided a background on the contract. Director of Health Services Sphar reported on the following: 1) This was an agreement to participate in a voluntary rate range program; 2) This agreement would utilize the Intergovernmental Transfer (IGT) dollars to draw down the Federal match; 3) This contract was retroactive to 2021.

Contract# 2022-163

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

11:04 a.m. Motion for a five minute recess.

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

11:09 a.m. The Board reconvened with Supervisor Coe, Rhoads, Byrne, Cavasso, and Starr present.

8. Administrative Services Items:

8.a. CONSIDERATION/ACTION: Requesting approval of a budget modification for Fiscal Year 2021-2022 to General Fund 001; Due to Other Funds 1040, modifying expenditures in the amount of \$156,900.00. (Administrative Services)

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

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

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

8.b. CONSIDERATION/ACTION: Requesting approval of a bid exemption pursuant to County Code 3.24.060 (B) (3) and authorization to purchase one (1) RiverSurveyor M9 package from Xylem, not to exceed \$58,500.00. (Administrative Services)

Assistant County Administrative Officer (ACAO), Tiffany Martinez, provided a background on the bid exemption. ACAO Martinez reported on the following: 1) This was a sole-source device and was only available from one vendor; 2) The device was used to calibrate stream gages for accurate readings; 3) The device was recommended by the Department of Water Resources (DWR) staff; 4) Grant funds would be used for the acquisition of the device.

A discussion was held regarding annual maintenance and upgrades to the software

A discussion was held regarding the benefits of the device.

Supervisor Cavasso thanked ACAO Martinez for her work on the grant.

A discussion was held regarding training and assistance provisions for the device.

A discussion was held regarding additional equipment that could align with the device in the future.

Contract# 2022-164

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

8.c. CONSIDERATION/ACTION: Requesting approval to create the job classification of Library Director as an appointed exempt status position and set the salary at \$5,200.00 monthly and add (1) Library Director to the allocation table. (Administrative Services)

County Administrative Officer (CAO), Chester Robertson, provided a background on the position. CAO Robertson reported on the following: 1) An interview for a Head Librarian had been conducted and an offer had been extended, but the individual selected had declined the offer; 2) Qualification requirements for the Head Librarian position; 3) A request had been sent to the State Library with no response received; 4) The need of services for library patrons; 5) The many years of experience of the Library staff; 6) The desire to create a new classification of Library Director; 7) Mello-roos financing district and director; 8) Supported by the Library Advisory Board; 9) Flying job internally; 10) The position would require a minimum of seven (7) years of experience.

Library Advisory Board District II Representative, Kathy Smitha, provided comments that members of the Library Advisory Board were in support of the recommended approach and appreciated the approval of the Board of Supervisors.

Supervisor Byrne thanked Kathy Smitha for her work on the Library Advisory Board.

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

9. Board of Supervisors Items:

9.a. CONSIDERATION/ACTION: Discussion and approval for the Chair of the Board to designate a delegate and alternate to the California State Association of Counties (CSAC) Board of Directors for 2022-2023. (Board of Supervisors)

Supervisor Byrne appointed Supervisor Coe as the delegate to the California State Association of Counties (CSAC) Board of Directors for 2022-2023 and Supervisor Cavasso as the alternate delegate.

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

Upon completion of the item, the Chair of the Board moved to item 10.a.

9.b. DISCUSSION/INFORMATION: Update from the Deputy Assistant Secretary, Fish and Wildlife and Parks, Matthew J. Strickler. (Board of Supervisors)

Deputy Assistant Secretary for Fish and Wildlife and Parks, Matt Strickler, provided an update on work being done regarding water restoration to the basin.

Supervisor Coe provided a background on a letter from Siskiyou, Klamath, and Modoc Counties which had been sent the previous day to Humboldt County, Del Norte County, and Tribal leaders from the headwaters to the mouth of the Klamath River. The letter had requested their involvement in a local governance body to identify projects that would work together to solve the greater water issues as a whole.

A discussion was held regarding the following: 1) Uniformity in engagement plans utilizing funding resources; 2) Restoration projects meetings occurring in Ashland; 3) Broader funding conversation to include the States this fall; 4) The timeline for the proposed funding meeting; 5) Entities involved in the Ashland meetings; 6) Distribution timeline of the formal report from the Ashland meetings.

County Administrative Officer, Chester Robertson, thanked Deputy Assistant Secretary for Fish and Wildlife and Parks Strickler for the update. CAO Robertson provided the following comments: 1) Much of the water shed originated and terminated in Modoc County; 2) No outreach or letters of involvement had been sent to Modoc County in the past; 3) Modoc County was materially and financially dependent on the viability of the basin.

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

11:55 a.m. Motion to go into Closed Session and break for lunch until 1:15 p.m.

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

10. Comments/Reports:

a. Public Comments

None.

b. Administrative Services Report

County Administrative Officer, Chester Robertson reported on the following: 1) Trindel Joint Powers Authority (JPA) meetings; 2) Continuation of the 2022-2023 budget hearings; 3) Meeting with Mandatory Edible Food Recycling program consultant, Larry Sweetser.

c. Department Head Reports

None.

d. Board of Supervisors Reports

Supervisor Starr reported on the following: 1) United States Forest Service (USFS) Coordination meeting; 2) Public Lands Day.

Supervisor Rhoads reported on the following: 1) Calls from constituents regarding a large amount of water being pumped into the National Refuge and the impact on local private wells; 2) Meeting with the Health Program Manager, Bill Hall; 3) United States Forest Service (USFS) Coordination meeting; 4) Local Oral Health Program (LOHP) Advisory Committee and Maternal Child Adolescent Health (MCAH) collaborative meeting; 5) Modoc County Budget Hearing meetings.

Supervisor Cavasso reported on the following: 1) NorCal Continuum of Care (CoC) full member meeting; 2) PSA2 Area Agency on Aging meeting; 3) Community Corrections Partnership (CCP) and Juvenile Justice partnership meeting; 4) Sierra Nevada Conservancy reorganization call; 5) Local Oral Health Program (LOHP) Advisory Committee and Maternal Child Adolescent Health (MCAH) collaborative meeting; 6) Modoc County Budget Hearing meetings.

Supervisor Coe reported on the following: 1) Rural County Representatives of California (RCRC) annual meeting; 2) National Association of Counties (NaCO) western region meeting; 3) California State Association of Counties (CSAC) grants webinar; 4) Tri-County Kuchel Act discussion with Congressional offices; 5) Surprise Valley Future Farmers of America dinner; 6) Modoc County Budget Hearing meetings.

Supervisor Byrne reported on the following: 1) Rural County Representatives of California (RCRC) Conference; 2) The success of the raffle basket created for RCRC; 3) APEX Technology management dinner along with Supervisor Coe; 4) Tri-County Kuchel Act discussion with Congressional offices; 5) Administration, County Counsel, and Vice-Chair meeting; 6) Modoc County Budget Hearing meetings.

Upon completion of the item, the Chair of the Board moved to item 9.b.

11. Closed Session:

- 11.a. CLOSED SESSION: Pursuant to CA Government Code 54957.6 -- Conference with Labor Negotiator Mr. Scott McLeran and Pam Randall to discuss United Public Employees of California (UPEC) and Deputy Sheriff's Association (DSA) negotiations. (Administrative Services)**

RESULT:	DIRECTION GIVEN
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- 11.b. CLOSED SESSION: Pursuant to CA Government Code 54957; Performance Evaluation; Title: County Counsel. (Board of Supervisors)**

RESULT:	EVALUATION HELD
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3:13 p.m. The Board reconvened and reported out of closed session with Supervisor Coe, Rhoads, Byrne, Cavasso, and Starr present.

ADJOURNMENT

Motion to adjourn.

Motion to adjourn the September 27, 2022 meeting.

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

The meeting was adjourned at 3:13 PM

There being no further business to come before the Board at this time, the meeting was adjourned to meet in regular session Tuesday, October 11, 2022, at 10:00 a.m.

Tiffany A. Martinez
Clerk of the Board

Geri Byrne
Chair, Modoc County Board of Supervisors