

NED COE
1st District

VACANT
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

REGULAR MEETING

October 26, 2021

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
Sophia Meyer	Deputy County Counsel	Present	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

Doreen SmithPower reported on the comments she has placed on the record at the Big Valley Groundwater Advisory Committee (BVAC) meetings for the development of the Groundwater Sustainability Plan. SmithPower also provided comments on the environment and the climate.

Approval or Additions/Deletions to Agenda

Deputy County Counsel, Sophia Meyer, requested to add an emergency item as follows:

Requesting approval of a letter in support of S.B. 3011, known as the State, Local, Tribal and Territorial Fiscal Recovery, Infrastructure, and Disaster Relief Flexibility Act.

Deputy County Counsel Meyer reported that the information was received after the posting of the agenda, requires immediate action, and affects the health, safety, and welfare of the general public.

Ordered on a motion by Supervisor Byrne, seconded by Supervisor Cavasso to add the requested emergency item as follows: 9.b. Requesting approval of a letter in support of S.B. 3011, know as the State, Local, Tribal and Territorial Fiscal Recovery, Infrastructure, and Disaster Relief Flexibility Act.

Motion carried unanimously.

Motion to approve the agenda as amended.

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

Correspondence

Correspondence Received - California Fish and Game Commission Notice of proposal for 90-day extension of emergency action Re: Take of Western Joshua Tree

RESULT:	ANNOUNCED
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Correspondence Received - Notification of DWR's Statewide Airborne Geophysical Surveys

RESULT:	ANNOUNCED
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Correspondence Received - Notice of helicopter to make low-level flights over Tullake and Big Valley

RESULT:	ANNOUNCED
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Correspondence Received - United States Department of Commerce U.S. Census Bureau

RESULT:	ANNOUNCED
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Department Head Reports

Deputy Director of the Office of Emergency Services, Heather Hadwick, provided an updated report on the following grants: 1) Emergency Management Preparedness Grant (EMPG) has offered an American Rescue Plan Act (ARPA) Grant of \$60,000 with details to follow later as to what is allowed to be purchased with the grant; 2) California Fire Safe Council (CFSC) opened up grant application for a Wildfire Evacuation Planning and Development Grant with up to \$380,000 awarded per county which would benefit multiple agencies in the county; 3) Newell Water District update on wells project with California Department of Water Resources (DWR) and Rural Development for a proposal to drill a new well and fill in the old well to allow improved water access; 4) November 9, 2021 Public Safety Power Shutoffs (PSPS) meeting; 5) Pit River Tribe and the Office of Emergency Services (OES) was awarded a Community Development Block Grant (CDBG) for \$1.2 million to build an emergency services training facility.

Supervisor Byrne ask if there is any match from the county on any of the reported grants.

Deputy Director of OES Hadwick reported that there is no match for any of the grants.

Supervisor Cavasso asked if the public would have access to the Eagle Eye program.

Deputy Director of OES Hadwick reported the public would be able to view the mapping software.

1. Discussion/Information:

1.a. PRESENTATION: Presentation from the Modoc National Forest in appreciation of the Modoc County Road Departments partnership on projects. (Clerk of the Board)

Forest Engineer, Chris Bielecki, recognized the partnership between the Modoc National Forest and the County of Modoc for work on the county roads which provide access to the national forest. Engineer Bielecki reported on the project using the Great American Outdoors Act to rehabilitate the county road. Engineer Bielecki presented the County Road Department with a plaque for the appreciation of the partnership to Road Commissioner, Mitch Crosby.

Commissioner Crosby provided comments regarding the wonderful working partnership between the Modoc National Forest and the Modoc County Road Department.

1.b. PRESENTATION: Presentation by MBK Engineers to provide an overview of the public draft of the Tulelake Subbasin Groundwater Sustainability (GSP) and receive public comments. (Board of Supervisors)

MBK Engineering, Angela Bezzoni, provided a presentation overview of the Tule Lake Subbasin GSP Effort which included the following: 1) Groundwater Sustainability Plan (GSP) Public Release and Adoption Timeline; 2) GSP Outline and detailed the sections of the plan which include: 1. Introduction, 2. Plan Area, 3. Monitoring Network, 4. Water Budget Information, 5. Sustainable Management Criteria, 6. Projects and Management Actions, 7. Plan Implementation, 8. Notices and Communications (In Progress), 9. References; 3) Schedule for Implementation; 4) Next Steps; 5) Additional Information.

Supervisor Byrne asked about the surface water delivery and the assumptions within the plan to address the issue of not receiving surface water deliveries.

Supervisor Coe inquired about the Newell wells used in the plan, and if the new Newell wells would be used in the water quality section.

Engineer Bezzoni reported that an attempt would be made to use the new replacement well in Newell as the new groundwater quality monitoring well once that well is installed.

2. Consent Agenda Items:

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

- 2.a. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board and Director of Health Services to sign the annual Certification Statements for the Children's Medical Services Plan, effective for Fiscal Year 2021-2022. (Health Services)**

Contract# 2021-144

- 2.b. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board and the Director of Social Services to sign a Personal Services and Sublicense Agreement between the County of Modoc and County of Shasta, for the Homeless Management Information System not to exceed \$1,327.50, effective July 1, 2021 to June 30, 2022. (Social Services)**

Contract# 2021-145

3. Planning Department Items:

- 3.a. CONSIDERATION/ACTION: Requesting approval to waive the second reading and approve amendments to the Zoning Code in accordance with CA Government Code Sections 65852.1 and 65852.22 regarding accessory and Junior Accessory Dwellings. (Planning)**

Planning Director, Sean Curtis, provided a background on the proposed ordinance update regarding Junior Accessory Dwellings.

Ordinance# 236-150

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

FINAL CERTIFIED ORDINANCE# 236-150

RESULT:	ANNOUNCED
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4. Treasurer/Tax Collector Items:

- 4.a. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board to sign the Positive Pay Service Agreement with Plumas Bank, effective October 26, 2021. (Treasurer/Tax Collector)**

Treasurer-Tax Collector, Cheryl Knoch, provided an update regarding a fraudulent incident and reported on the proposed agreement.

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

5. Social Services Items:

- 5.a. CONSIDERATION/ACTION: Requesting permission to promote one (1) Social Worker Supervisor I, Range 297, Step-F, \$5,476.00 monthly to a Program Manager, Range 300; Step-F +4%, \$5,783.00 monthly, effective November 1, 2021. (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, Rhoads, Cavasso, Byrne

6. Farm Advisor Items:

- 6.a. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board to sign a letter to the Modoc National Forest requesting that the ownership of forty-three (43) wild horse weanlings be transferred from the Forest Service to Modoc County as per allowance by the Forest Service regulations. (Farm Advisor)**

Farm Advisor, Laura Snell, provided a background on the third annual event and the proposed letter, and provided additional documents which included an updated letter, the bill of sale, and release of liability. Farm Advisor Snell reported the release of liability has already been sent out to the participants.

Supervisor Coe thanked all involved in the program and stated the colt challenge is an excellent program that promotes the adoption of wild horses.

Farm Advisor Snell reported the event was created through the wild horse working group and provided the additional benefits to the community.

Supervisor Cavasso thanked all involved for the creation of this valuable program.

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

7. Emergency Services Items:

7.a. CONSIDERATION/ACTION: Requesting approval and authorization to retroactively authorize \$6,777.86 for repair of large generator per Modoc County Code section 3.24.060 from PSPS 2634-7120. (Office of Emergency Services)

Deputy Director of the Office of Emergency Services (OES), Heather Hadwick, provided a background on the proposed purchase.

County Administrative Officer, Chester Robertson, provided an update on the code section to allow the repair under Modoc County Code section 3.24.060 (b) (1) state of emergency.

A discussion was held and several questions were asked.

Contract# 2021-146

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

8. Administrative Services Items:

8.a. CONSIDERATION/ACTION: Requesting approval of a continuing resolution authorizing remote teleconference meetings of the legislative bodies of Modoc County pursuant to Brown Act provisions. (Administrative Services)

Resolution# 2021-53

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

FINAL CERTIFIED RESOLUTION# 2021-53

RESULT:	ANNOUNCED
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8.b. CONSIDERATION/ACTION: Requesting approval to award the bid for one (1) Bubbler Turnkey stream gage monitoring system and one (1) radar turnkey monitoring system to Forest Technology Systems (FTS) in the amount of \$19,950.58. (Administrative Services)

Assistant County Administrative Officer (CAAO), Tiffany Martinez, provided a background on the stream gage. CAAO Martinez noted that the Department of Water Resources (DWR) has been consulted in this project, and they would be assisting in installing the gage, therefore no installation is included in the bid proposal. CAAO Martinez reported although this company is outside of the United States, the bid amount is in United States dollars and the company is prepared to remit the sales tax. CAAO Martinez reported the device will be located at the top of the Big Valley Groundwater Basin to capture water flowing into the basin. CAAO Martinez reported an existing stream gage is in place outside of the basin to capture the water flow leaving the basin and stated the collected data will be used to calculate the annual flow going in and out of the basin for the annual report occurring in April annually.

CAAO Martinez reported the radar turnkey proposed location is not yet finalized.

Supervisor Cavasso expressed appreciation for the hard work in coordinating this project. Supervisor Cavasso expressed disappointment that a local company was not able to outbid a company located in Canada.

CAAO Martinez reported the local companies do not specialize in this type of equipment, and that it was difficult to find a company that specializes in this type of equipment.

Contract# 2021-146

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

9. Board of Supervisors Items:

9.a. CONSIDERATION/ACTION: Requesting approval to appoint Terry D. Lee as the Interim Chief Probation Officer; \$9,355.00 monthly, effective October 26, 2021. (Administrative Services)

County Administrative Officer (CAO), Chester Robertson, provided a background on the appointment of the Interim Chief Probation Officer. CAO Robertson detailed the challenges with housing and updated the board on the process which will be conducted until permanent housing can be obtained. CAO Robertson provided details of the many qualifications and prior work experience of the hire.

Supervisor Cavasso asked how long the interim appointment would be serving for in Modoc County.

CAO Robertson reported it is unknown at this time, but the desire is for a permanent Chief Probation Officer to be in-place as soon as possible.

Doreen SmithPower reported she applied for this Chief Probation Officer position and she has a problem with this appointment.

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

9.b. CONSIDERATION/ACTION: Requesting approval of a letter in support of SB 3011, know as the State, Local, Tribal and Territorial Fiscal Recovery, Infrastructure, and Disaster Relief Flexibility Act. - *Emergency Item Added to Agenda*

Chair of the Board, Ned Coe, provided background on the passage last week of Senate Bill (SB) 3011. Chair of the Board Coe detailed how the funds from the American Rescue Plan Act (ARPA) can be expended by states and local governments. Chair of the Board Coe reported some of the details included in SB 3011, including the following: 1) Provides parameters whereby counties are allowed to direct up to ten million dollars of the American Rescue Plan Act (ARPA) recovery fund allocations for government services, without being required to calculate revenue loss; 2) Expands areas of infrastructure where funds can be allocated; 3) Provides emergency relief for natural disasters.

Chair of the Board Coe reported that California State Association of Counties (CSAC) has requested that each county contact congressional members to encourage movement through the House of Representatives for legislative consideration.

Supervisor Byrne asked if Rural County Representatives of California (RCRC) has mentioned Senate Bill 3011.

Chair of the Board Coe reported that Rural County Representatives of California (RCRC) has not yet discussed it.

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

10. Comments/Reports:

a. Public Comments

None.

b. Administrative Services Report

County Administrative Officer (CAO), Chester Robertson, reported on the following: 1) Open Enrollment for employee benefits which ends on November 15, 2021; 2) Meeting with the Road

Commissioner regarding pre-clearance on several projects to allow for shovel ready projects when funding becomes available; 3) Property insurance renewals and the increased costs to replace equipment throughout the county due to inflation; 4) Thanked the board for approval of the salary to move forward with the Interim Chief Probation Officer appointment.

Chair of the Board, Ned Coe, expressed gratitude to the road department for working on the necessary permitting and studies so projects will be ready to proceed when the funding is available.

Supervisor Byrne reported several constituents in her district have expressed complaints regarding gravel roads and the dust produced.

CAO Robertson responded with details of various funding challenges.

c. Department Head Reports

Assistant County Administrative Officer (ACAO), Tiffany Martinez, provided an update on the following: 1) Groundwater upcoming public hearing on the final Groundwater Sustainability Plan (GSP) with the Modoc and Lassen Groundwater Sustainability Agencies; 2) Public comment period is October 28, 2021 through November 28, 2021 for the Big Valley Groundwater Sustainability Agency (BVGA); 3) Update on Department of Water Resources (DWR) grant; 4) Update on Lassen-Modoc County Flood Control and Water Conservation District.

Supervisor Byrne reported she has witnessed complaints on social media regarding the Airborne Electromagnetic Surveys (AEM) and believes that many residents do not understand the purpose of the survey. Supervisor Byrne recommended creating messaging explaining the benefits for people in the Big Valley Basin.

Director of Social Services, Tom Sandage, provided an update on the following: 1) Recruitment and retention of employees within Social Services; 2) Reorganization of the offices to reduce the level of staffing needed; 3) Migration from C4 to California Statewide Automated Welfare System (CalSAWS); 4) California Work Opportunity and Responsibility to Kids (CalWORKS) housing program; 5) Adult Services staffing updates regarding organizational roles and cross training; 6) Legislative update regarding social services programs; 7) Child welfare update regarding training within the department; 8) Foster care program update; 9) Update to county and state accounting software systems.

Supervisor Cavasso asked the timeline when Social Services would have their vision/mission/expectations foundation revision completed.

Director Sandage reported that he had hoped it would be completed already. Director Sandage detailed that Social Services will be utilizing their University of California, Davis (UCD) custom training contract hours to facilitate training and creation. Director Sandage relayed that UCD is currently working on obtaining a facilitator for his department. Director Sandage reported that he and the management team will be utilizing a facilitator to incorporate the entire staff into the process.

d. Board of Supervisors Reports

Supervisor Cavasso reported on the following: 1) Modoc County Advisory Board of the NorCal Continuum of Care (CoC); 2) Community Corrections Partnership (CCP) Special meeting; 3) First 5 Commission meeting; 4) Call from constituent regarding recreational vehicle (RV) ordinance; 5) Library Advisory Board meeting; 6) Modoc County Fire Safe Council general meeting; 7) Open enrollment update.

Supervisor Rhoads reported on the Local Agency Formation Commission (LAFCo).

Supervisor Byrne reported on the following: 1) Probation Officer Interview; 2) Interconnected Surface Water Ad Hoc Committee meeting, 3) Big Valley Groundwater Advisory Committee meeting; 4) Chair and Vice-Chair Ad Hoc Big Valley Groundwater Advisory Committee meeting (BVAC); 5) Tri-Counties meeting; 6) Calls from constituents regarding dust and provided the Road Commissioner a proposed product to investigate to assist with dust mitigation; 7) Calls from several constituents regarding illegal building on Lookout Ranchettes and reported the information to the Assistant County Administrative Officer.

Supervisor Coe reported on the following: 1) National Association of Counties (NACo) Western Interstate Regional Conference in conjunction with Rural Action Caucus (RAC); 2) PSA 2 Board meeting; 3) Wolf Working Group meeting; 4) Local Agency Formation Commission (LAFCo); 5) Conference call for the National Association of Counties (NACo) West meeting; 6) Golden State Natural Resources (GSNR) board meeting with the determination of selecting Nubieber as the site for a pellet mill.

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

12:08 p.m. Motion to go into Closed Session.

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

11. Closed Session:

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

RESULT:	EVALUATION HELD
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12:30 p.m. The Board reconvened and reported out of closed session with Supervisor Coe, Rhoads, Cavasso and Byrne present.

ADJOURNMENT

12:30 p.m. Motion to adjourn.

Motion to adjourn the October 26, 2021 meeting.

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

The meeting was adjourned at 12:31 PM

There being no further business to come before the Board at this time, the meeting was adjourned to meet in regular session Tuesday, November 9, 2021 at 10:00 a.m.

Tiffany A. Martinez
Clerk of the Board

Ned Coe
Chair, Modoc County Board of Supervisors