

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 SPECIAL MEETING

November 13, 2023

10:00 AM Call to Order

Attendee Name	Title	Status	Arrived
Ned Coe	Supervisor District I	Remote	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

County Administrative Officer, Chester Robertson, requested to add an emergency item as follows:

Closed Session: Pursuant to California Government Code 54957. Subsection (a); Threat to public service or facility.

CAO Robertson reported the item came to his attention after the posting of the agenda and requires action prior to the next meeting.

Ordered on a motion by Supervisor Byrne, seconded by Supervisor Cavasso to add the emergency item: Closed Session: Pursuant to California Government Code 54957. Subsection (a); Threat to public service or facility.

Motion carried unanimously by a roll call vote.

Motion to approve the agenda as amended.

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

Correspondence

None.

Department Head Reports

None.

1. Public Hearing - 10:00 AM:

1.a. PUBLIC HEARING: McKee Parcel Map (PM2023-05) - Applicants Dale & Ruth McKee are requesting a parcel map to split this existing 52.45-acre project site into two (2) parcels. (Planning)

Interim Planning Director, Sean Curtis, provided a background on the proposed parcel map split.

The Chair of the Board opened the public hearing at 10:06 a.m.

Proponents: None.

Opponents: None.

The Chair of the Board closed the public hearing at 10:09 a.m.

2. Planning Department Items:

2.a. CONSIDERATION/ACTION: Requesting approval of a Resolution for Parcel Map (PM 2023-05) as filed by Dale and Ruth McKee and adopt a notice of exemption. (Planning)

Interim Planning Director, Sean Curtis, provided a background on the proposed resolution.

Resolution# 2023-53

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

FINAL CERTIFIED RESOLUTION# 2023-53

RESULT:	ANNOUNCED
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- 2.b. **CONSIDERATION/ACTION:** Requesting approval to waive the first reading of an Ordinance to rezone Assessor Parcel Number 023-260-042-000, owned by Dale and Ruth McKee; from Unclassified (U) zone to Agriculture General (AG) zone within the boundaries of Parcel Map (PM2023-05) and set the second reading for November 28, 2023. (Planning)

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

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

- 2.c. **CONSIDERATION/ACTION:** Requesting approval to waive the second reading and adopt an Ordinance to rezone Assessor Parcel Number 017-250-030-000, owned by Hagge Ranch, Inc.; from Unclassified (U) zone to Rural Residential (RR) zone within the boundaries of Parcel Map (PM2023-01). (Planning)

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

Ordinance# 236-155

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

FINAL CERTIFIED ORDINANCE# 236-155

RESULT:	ANNOUNCED
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- 2.d. **CONSIDERATION/ACTION:** Requesting approval to waive the second reading and adopt an Ordinance to rezone Resultant Parcel two (2) on Assessor Parcel Number 017-160-074-000, owned by Myrtle Tree Development, LLC.; from Unclassified (U) zone to Residential High Density (RH) zone shown on the attached Parcel Map (PM2023-03). (Planning)

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

Ordinance# 236-156

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

FINAL CERTIFIED ORDINANCE# 236-156

RESULT:	ANNOUNCED
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3. Consent Agenda Items:

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

- 3.a. **CONSIDERATION/ACTION: Requesting approval of the October 24, 2023 Board of Supervisors meeting minutes. (Clerk of the Board)**

4. Treasurer/Tax Collector Items:

- 4.a. **CONSIDERATION/ACTION: Requesting approval of a budget modification for Fiscal Year 2023-2024 to General Fund 001; Tax Collector Unit 1160, increasing revenue and expenditures in the amount of \$4,000.00. (Treasurer/Tax Collector)**

Treasurer-Tax Collector, Cheryl Knoch, provided a background on the proposed budget modification.

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

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

Motion to recess as the Board of Supervisors and convene as the Modoc County Air Pollution Control District.

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

5. Air Pollution Control District:

- 5.a. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board to sign a contract between the County of Modoc Air Pollution Control District and Carl Moyer Program for the Fiscal Year 2023-2024, effective July 1, 2023 through June 30, 2024. (Air Pollution Control District)**

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

Ordered on a motion by Supervisor Byrne, seconded by Supervisor Cavasso to approve as amended and authorization for the Chair of the Board to sign a contract between the County of Modoc Air Pollution Control District and Carl Moyer Program for the Fiscal Year 2023-2024, effective July 1, 2023 through June 30, 2024 with the correction to the selection box in section 4: Program Administration to 12.5% (Air District under one million inhabitants).

Motion carried unanimously by a roll call vote.

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

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

Motion to adjourn as the Modoc County Air Pollution Control District and reconvene as the Board of Supervisors.

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

6. Agriculture Items:

- 6.a. CONSIDERATION/ACTION: Requesting approval and authorization to solicit the chemical bid package for the County of Modoc Agriculture Department for Fiscal Year 2023-2024. (Agriculture)**

Agriculture Commissioner, Heather Kelly, provided a background on the proposed bid package solicitation.

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

7. Farm Advisor Items:

- 7.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 twenty-one (21) wild horses ages four (4) or younger be transferred from the Forest Service to The County of Modoc, as per allowance by the Forest Service regulations. (Farm Advisor)

Farm Advisor, Laura Snell, provided a background on the proposed letter.

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

8. Social Services Items:

- 8.a. **CONSIDERATION/ACTION:** Requesting approval and authorization for the Chair of the Board and the Director of Social Services to sign an amended contract between the County of Modoc and California Department of Social Services for services associated with required child welfare case review and quality assurance, not to exceed \$215,211.00, effective July 1, 2023 through June 30, 2024. (Social Services)

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

Ordered on a motion by Supervisor Cavasso, seconded by Supervisor Starr to approve as amended and authorize the Chair of the Board and the Director of Social Services to sign an amended contract between the County of Modoc and California Department of Social Services for services associated with required child welfare case review and quality assurance, not to exceed \$215,211.00, effective January 1, 2020 through June 30, 2024.

Motion carried by a roll call vote.

Contract# 2023-206

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

- 8.b. **CONSIDERATION/ACTION:** Requesting approval and authorization for the Chair of the Board and the Director of Social Services to sign a renewal contract via DocuSign between the County of Modoc and Evident Change for the SafeMeasures Reporting Services Subscription not to exceed \$45,712.64, effective October 1, 2023 through September 30, 2028 (Social Services)

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

A discussion was held and several questions were asked of Director of Social Services Sandage.

Contract# 2023-207

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

9. Health Services Items:

- 9.a. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board and the Director of Health Services to sign an agreement between Modoc County Health Services and Teletask, Inc. not to exceed \$950.00, effective October 1, 2023 to September 31, 2024. (Public Health)**

Director of Health Services, Stacy Sphar, provided a background on the proposed contract.

Contract# 2023-208

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

10. Behavioral Health Items:

- 10.a. CONSIDERATION/ACTION: Requesting approval of a Resolution deferring implementation of the changes made to Welfare and Institutions Code Section 5008 by Senate Bill 43. (Health Services)**

Director of Health Services, Stacy Sphar, provided a background on the proposed resolution.

Resolution# 2023-54

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

FINAL CERTIFIED RESOLUTION# 2023-54

RESULT:	ANNOUNCED
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- 10.b. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board to sign a contract between the County of Modoc and Advocates for Human Potential Inc. for the immediate and sustainable housing needs of people experiencing homelessness not to exceed \$1,260,647.00, effective September 5, 2023 through June 30, 2027. (Behavioral Health)**

Director of Health Services, Stacy Sphar, provided a background on the proposed contract.

A discussion was held and several questions were asked of the Director of Health Services Sphar.

Contract# 2023-209

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

- 10.c. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board to sign a contract between the County of Modoc and STURNER Consulting for EHR support for Modoc County Health Services not to exceed \$30,000.00 per fiscal year, effective December 1, 2023 through June 30, 2025. (Behavioral Health)**

Director of Health Services, Stacy Sphar, provided a background on the proposed contract.

Contract# 2023-210

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

11. Administrative Services Items:

- 11.a. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board to sign the Memorandum of Agreement between the County of Modoc and Robert K. Weidner for government relations advisory services related to water resource constraints impacting the county in the amount of \$15,000.00, effective July 1, 2023 through June 30, 2024. (Administrative Services)**

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

Contract# 2023-211

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

- 11.b. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board to sign the Memorandum of Agreement between the County of Modoc and Robert K. Weidner for government relations advisory services in the amount of \$20,000.00, effective July 1, 2023 through June 30, 2024. (Administrative Services)**

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

Contract# 2023-212

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

- 11.c. CONSIDERATION/ACTION: Requesting approval of a budget modification for Fiscal Year 2023-2024 to 296 SGMA, SGMA Round 2 Unit 5500; modifying revenue and expenditures in the amount of \$100,000.00. (Administrative Services)**

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

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

12. Board of Supervisors Items:

- 12.a. CONSIDERATION/ACTION: Requesting approval to make a determination for the County Medical Services Program (CMSP) governing board election. (Board of Supervisors)**

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

13. Comments/Reports:

a. Public Comments

None.

b. Administrative Services Report

County Administrative Officer, Chester Robertson, reported on the following: 1) Meeting with the City of Alturas regarding the city pool repairs; 2) Meeting with Caltrans on the Capital Preventative Maintenance (CAPM) workshop; 3) Meeting with Surprise Valley Electric on light districts; 4) Oath of Office for the new District Attorney; 5) California Department of Food and Agriculture (CDFA) annual financial statement; 6) Planning Department Ad Hoc Committee meeting; 7) Meeting with Treasurer and Auditor on grants within the county and a potential resolution for interfund borrowing; 8) Geothermal meeting with property owners in Surprise Valley; 9) Update on the old hospital building repairs and maintenance needs; 10) Review of budgeting software with the Auditor and Information and Technology; 11) Meeting with Pacific Corporation related to the removal of the Klamath Dams; 12) Meeting with Caltrans for additional cleanup days throughout the county.

c. Department Head Reports

Agriculture Commissioner, Heather Kelly, reported they will be submitting a grasshopper disaster declaration within the next week. Agriculture Commissioner Kelly reported that the annual financial statement for the last fiscal year will be completed this week.

d. Board of Supervisors Reports

Supervisor Byrne reported on the following 1) Klamath Management Team Tri-counties Teams meeting; 2) Meeting with Jessie Barrington of Western Resources Legal Center; 3) Modoc County Cattlemen's Dinner; 4) Golden State Natural Resources (GSNR) Board of Director's meeting and public meeting in Jamestown, CA; 5) Fire Chiefs meeting regarding the GSNR in Bieber; 6) Community Development Ad Hoc Meeting; 7) Modoc County Farm Bureau annual meeting and dinner; 8) Groundwater Sustainability Plan (GSP) Incomplete discussion; 9) Rural County Representative of California (RCRC), Golden State Finance Authority (GSFA), and Golden State Connect Authority (GSCA) meeting; 10) Tri-Counties meeting; 11) Nor-Cal Emergency Medical Services (EMS) meeting; 12) California State Association of Counties (CSAC) Annual Conference.

Supervisor Coe reported on the following: 1) Klamath Management Team Tri-counties Teams meeting; 2) Modoc County Cattlemen's Dinner; 3) California State Association of Counties (CSAC) Health and Human Services meeting; 4) Modoc County Farm Bureau Annual meeting and dinner; 5) Caltrans Capital Preventative Maintenance (CAPM) open house in Alturas; 6) District Attorney swearing-in ceremony; 7) California State Association of Counties (CSAC) Annual Conference.

Supervisor Cavasso reported on the following: 1) Northern Rural Training and Employment Consortium (NorTEC) meeting; 2) Modoc County Cattlemen's Dinner; 3) 6th Annual Wildland Fire Cohesive Strategy workshop; 4) Western Region Cohesive Strategy work group.

Supervisor Starr reported on the following: 1) Audit and Personnel committee meeting for Superior California Economic Development (SCED); 2) Loan committee meeting for Superior California Economic Development (SCED); 3) Environmental Stewardship Program and Tour; 4) Modoc County Cattlemen's Dinner; 5) Modoc County Farm Bureau annual meeting and dinner.

Supervisor Rhoads reported on the following: 1) Elks drive-thru dinner and fundraiser; 2) Forest Service Recreation Committee meeting; 3) American Legion dinner and fundraiser; 4) Modoc County Farm Bureau Annual meeting and dinner; 5) Forest Service Coordination meeting; 6) Call from constituents regarding F Reservoir; 7) Caltrans Capital Preventative Maintenance (CAPM) open house in Alturas; 8) District Attorney swearing-in ceremony; 9) First 5 Commission meeting; 10) Veterans Parade.

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

11:13 a.m. Motion to go into Closed Session.

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

14. Closed Session:

14.a. CLOSED SESSION: Pursuant to CA Government Code 54957; Performance Evaluation; Title: Agriculture Commissioner. (Administrative Services)

RESULT:	EVALUATION HELD
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14.b. CLOSED SESSION: Pursuant to CA Government Code 54956.8: Real Property Negotiations: APN# 003-172-011-000. (Administrative Services)

RESULT:	DIRECTION GIVEN
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14.c. CLOSED SESSION: Pursuant to CA Government Code 54956.8: Real Property Negotiations: APN# 027-030-024-000, 027-070-033-000, 027-070-008-000, 027-070-037-000, and 027-050-05. (Administrative Services)

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

RESULT:	EVALUATION HELD
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14.e. CLOSED SESSION: Pursuant to CA Government Code 54957 (a): Threat to public services or facilities.

Direction given.

4:00 p.m. The Board reconvened with Supervisor Rhoads, Starr, Cavasso, and Byrne present. Supervisor Coe was present by remote location.

ADJOURNMENT

Motion to adjourn.

Motion to adjourn the November 13, 2023 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 4:07 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 28, 2023 at 10:00 a.m.

Tiffany A. Martinez
Clerk of the Board

Kathie Rhoads
Chair, Modoc County Board of Supervisors