

DAVID ALLAN
1st District

PATRICIA CULLINS
2nd District

KATHIE RHOADS
3rd District

JAMES WILLS
4th District

GERI BYRNE
5th District



TIFFANY A. MARTINEZ
DEPUTY CLERK OF THE
BOARD OF SUPERVISORS

204 S. COURT STREET
ALTURAS, CALIFORNIA 96101

(530) 233-6201
FAX (530) 233-2434

April 26, 2016

10:00 AM Call to Order

Attendee Name	Title	Status	Arrived
David Allan	Supervisor District I	Present	10:00 AM
Patricia Cullins	Supervisor District II	Present	10:00 AM
Kathie Rhoads	Supervisor District III	Present	10:00 AM
James Wills	Supervisor District IV	Present	10:00 AM
Geri Byrne	Supervisor District V	Present	10:00 AM
Margaret Long	County Counsel	Present	10:00 AM
Chester Robertson	Chief Administration Officer	Present	10:00 AM
Tiffany Martinez	Deputy Clerk of the Board	Present	10:00 AM

Pledge of Allegiance
Moment of Prayer

Prayer by Supervisor Wills.

Public Comment

UCCE Farm Advisor, Laura Snell, provided an update on the projects being completed in Modoc County.

UCCE Farm Advisor Report

Approval or Additions/Deletions to Agenda

County Administrative Officer, Chester Robertson, asked for the removal of item 7.a. and 7.b.

Motion to approve the agenda as amended.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Geri Byrne, Supervisor District V
SECONDER:	Patricia Cullins, Supervisor District II
AYES:	Allan, Cullins, Rhoads, Wills, Byrne

Correspondence

Supervisor Rhoads presented a letter on the County Veterans Service Officer regarding funding.

Supervisor Wills reported he responded to questions on the Modoc County Sheriff's Facebook page regarding comparison of Modoc County to Alpine County regarding funding.

Correspondence from Department of Veterans Affairs

Department Head Reports

None.

1. Consent Agenda Items:

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Geri Byrne, Supervisor District V
SECONDER:	James Wills, Supervisor District IV
AYES:	Allan, Cullins, Rhoads, Wills, Byrne

- 1.a. CONSIDERATION/ACTION: Requesting approval of the February 9, 2016 Board of Supervisor meeting minutes. (Clerk of the Board)**

2. Discussion/Information:

- 2.a. DISCUSSION/INFORMATION: Report on the Community Corrections Partnership Plan Committee (CCP). (CCP Committee)**

Chief Probation Officer, Leo Fernandez; retiring Community Corrections Partnership Coordinator, Liz Varney; and incoming Community Corrections Partnership Coordinator, Carol Cullins provided a background and update on the Community Corrections Partnership Committee.

Supervisor Wills thanked Liz Varney for her time and dedication to the County.

Supervisor Wills asked if there was an average completed on AB109 statistics in order to budget properly at the Sheriff department.

Chief Probation Office Fernandez stated there has not been a survey completed. He provided a background on the budget process.

Supervisor Allan thanked them for the presentation.

Supervisor Cullins thanked Liz Varney for her time with the County.

Chief Probation Officer Fernandez responded to questions from a member of the public.

Report from the CCP Committee

3. PUBLIC HEARING - 10:30 AM

3.a. PUBLIC HEARING: Introducing the reading of an ordinance which adds chapter 8.90, Locally Produced Approved Source Food Program, to Title 8 Health and Safety of the Modoc County Code. (Environmental Health)

Director of Environmental Health, Warren Farnam, provided a background on the proposed ordinance.

Supervisor Cullins asked about Section 8.90.030.

Director Farnam reported verbiage came from AB234 Gordon.

Proponents:

Representative for the Alturas Garden Club, Karen Haines, reported there are seven members of the club in the audience who all support the ordinance.

Surprise Valley Food Hub representative, Laurie Wayne, spoke in support of the ordinance. She stated the Surprise Valley Food Hub is working with the Community Alliance for Family Farms and UCCE to put together farm food safety plans. She stated this ordinance provides a structure for the group to partner with the County to ensure the safety and health of the community.

Opponents:

None.

The public hearing was closed at 10:37 a.m.

4. Environmental Health Items:

4.a. CONSIDERATION/ACTION: Requesting to introduce and waive the first reading of an ordinance which adds chapter 8.90, Locally Produced Approved Source Food Program, to Title 8.00 Health and Safety of the Modoc County Code. (Environmental Health)

Supervisor Byrne asked for clarification on the application process.

Director Farnam stated there is only one application.

Supervisor Cullins asked where the public can access the application.

Director Farnam stated the applications will be available at both the Ag Commissioner and Environmental Health offices.

Supervisor Wills asked for clarification on where the application will be filed and who handles the process.

Director Farnam stated both offices will have a copy as the ordinance covers two different sets of law in the Food and Ag code and also the Health and Safety Code.

Supervisor Wills stated he was concerned about having multiple places for the information to reside.

Supervisor Byrne inquired on the amount of the fee.

Director Farnam stated he does not see the program being very time consuming and at this time there will be no fee. He stated if the program grows and places a strain on the department, he will come back to the Board with a fee resolution.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	David Allan, Supervisor District I
SECONDER:	James Wills, Supervisor District IV
AYES:	Allan, Cullins, Rhoads, Wills, Byrne

4.b. DISCUSSION/INFORMATION: Presentation of new draft septic policy and ordinance revisions for Modoc County. (Environmental Health)

Director of Environmental Health, Warren Farnam, provided a background on the draft septic policy and ordinance revisions for Modoc County.

Supervisor Wills stated the one acre lots in the community should never been allowed.

Director Farnam stated California Pines is the largest subdivision in the State of California. He reported California Pines and Modoc Recreation Estates was created by the same developer. He stated he is working with the planning department for a recreational use on these lots to encourage the land owner to retain the parcel.

Director Farnam stated the permitting process will include new, repair, authorization and alteration. He stated this is to control the statistics.

CAO Robertson asked for clarification on the renewal transfer permits.

Director Farnam stated this permit is for someone who does not complete the process within a year or transfers the property by sale with a permit still open.

Supervisor Byrne asked about existing systems and what changes will occur.

Director Farnam stated unless the system is failing there will be no changes. He stated if an existing system fails it will fall under the new policy. He provided a background on the different types of systems which may be required. He provided a background on the USDA guidelines used for perk test and the new reporting methods moving forward.

Director Farnam stated cost will increase due to additional requirements and will be determined at a later date through a resolution.

Supervisor Cullins asked what the additional cost may be.

Director Farnam stated the permitting process estimated cost will be \$400 to \$500 for a site evaluation. He stated for a new standard system the estimated costs are \$300 to \$500 for staff time.

Supervisor Cullins asked how many inspection ports will be required in the leach field.

Director Farnam stated there will be one at the end of each leach line.

Motion for a 10 minute recess at 11:20 a.m.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Geri Byrne, Supervisor District V
SECONDER:	James Wills, Supervisor District IV
AYES:	Allan, Cullins, Rhoads, Wills, Byrne

Back in session at 11:30 a.m. with all Supervisors present.

5. Administrative Services Items:

- 5.a. CONSIDERATION/ACTION: Approval of a budget modification increasing expenditures Fund 151 Fish and Game in the amount of \$1,000; increasing revenue Fund 151 Fish and Game, in the amount of \$1,000. (Administrative Services)**

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

Supervisor Cullins asked about the approved budget amount.

CAO Robertson stated the typo will be corrected before signature of the budget modification.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	James Wills, Supervisor District IV
SECONDER:	David Allan, Supervisor District I
AYES:	Allan, Cullins, Rhoads, Wills, Byrne

5.b. CONSIDERATION/ACTION: Board of Supervisors approval to support and participate in the Northern Great Basin Broadband Project; authorize Chair to sign a letter of support and a letter of commitment of \$1,100 match funding. (Administrative Services)

CAO Robertson provided a background on the Northern Great Basin Broadband project. Robertson reported Modoc County's cost, depending on the amount of counties involved, will be from \$650-\$1,300.

Supervisor Byrne asked who will be representing the County at the meetings.

CAO Robertson stated he will not have this information until after the approval of the grant. He stated at that time there will be an opportunity to assign a Broadband Committee.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Geri Byrne, Supervisor District V
SECONDER:	Patricia Cullins, Supervisor District II
AYES:	Allan, Cullins, Rhoads, Wills, Byrne

5.c. CONSIDERATION/ACTION: Approval for the Chair of the BOS to sign the memorandum of understanding between the Superior Court of California, Modoc County and County of Modoc for appointment of the Chief Probation Officer. (Administrative Services)

County Administrative Officer, Chester Robertson, provided a background on the Memorandum of Understanding.

Supervisor Allan asked if this MOU will allow the Board to have input on the process.

CAO Robertson confirmed the Board will have input but not the final decision.

Supervisor Byrne asked to clarify why there is no Board member on the committee.

CAO Robertson stated this is correct. He stated the Board will have input through the reclassification committee.

Supervisor Allan asked if the existing Chief Probation Officer will have input in the process.

CAO Robertson confirmed Chief Probation Officer Fernandez will have input in the process.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	David Allan, Supervisor District I
SECONDER:	James Wills, Supervisor District IV
AYES:	Allan, Cullins, Rhoads, Wills, Byrne

6. Health Services Items:

6.a. CONSIDERATION/ACTION: Request approval of the contract for the services of Medical Director of Modoc County Health Services effective April 1, 2016 with a term of March 1, 2016 through June 30, 2017. (Public Health)

Deputy Director of Behavioral Health, Tara Shepard, provided a background on the contract.

Supervisor Wills asked about the amount paid per month.

CAO Robertson provided a background on the dollar amount added in the contract for Medical Director of Behavioral Health. Robertson stated this would combine Public Health and Behavioral Health Medical Director services and reduces the total overall cost to the county.

Supervisor Allan stated it is mandated by the State of California to have a Medical Director.

Deputy Director Shepherd stated Supervisor Allan is correct, the State of California mandates the County must have a Medical Director in both Alcohol and Drug Medi-Cal and Mental Health Medi-Cal.

Supervisor Byrne asked about the current amount he is being paid.

Deputy Director Shepherd confirmed the amount.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	David Allan, Supervisor District I
SECONDER:	Geri Byrne, Supervisor District V
AYES:	Allan, Cullins, Rhoads, Wills, Byrne

7. Behavioral Health Items:

- 7.a. CONSIDERATION/ACTION: A) Requesting to add a FTE BH Clinician II to the Mental Health Allocation table at Range 299-C: Step A-F; at the rate of \$4,778 monthly retro to April 7, 2016. (Behavioral Health)**

RESULT:	WITHDRAWN
----------------	------------------

- 7.b. CONSIDERATION/ACTION: B) If (A) is approved, requesting to promote from within Mental Health Services one BH Clinician I currently at Range & Step 274-D at the rate of \$4,428, to Behavioral Health Clinician II due to completion of all educational requirements to receive her LCSW license to become a Clinician II effective April 7, 2016. (Behavioral Health)**

RESULT:	WITHDRAWN
----------------	------------------

8. CALWorks Items:

- 8.a. CONSIDERATION/ACTION: Request permission to advertise and fill two Public Services Specialists; Range 122: Step A-F; (\$1,793 - \$2,289) with the ability to hire Step A -F, should candidates have exceptional knowledge, skills, and exceptional qualifications. (CalWORKs)**

Director of CALWorks, Diane Fogle, provided a background on the need to advertise and fill two Public Specialists.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	David Allan, Supervisor District I
SECONDER:	Geri Byrne, Supervisor District V
AYES:	Allan, Cullins, Rhoads, Wills, Byrne

- 8.b. CONSIDERATION/ACTION: Request approval of Ricoh (60) month lease agreement with Ray Morgan for (1) Ricoh MPC 3503, and (1) Ricoh MPC 5503 copier/printer/fax/scanner. (CalWORKs)**

Director of CALWorks, Diane Fogle, reported on the proposed lease which will replace the current copiers.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Patricia Cullins, Supervisor District II
SECONDER:	Geri Byrne, Supervisor District V
AYES:	Allan, Cullins, Rhoads, Wills, Byrne

9. Road/Airport Items:

9.a. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board to sign the attached resolution confirming the County Maintained Mileage of 982.872 miles. (Road/Airport)

Road Commissioner, Mitch Crosby, provided a background on the annual requirement.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	James Wills, Supervisor District IV
SECONDER:	Patricia Cullins, Supervisor District II
AYES:	Allan, Cullins, Rhoads, Wills, Byrne

9.b. CONSIDERATION/ACTION: Respectfully request permission to purchase a new BearCat chip spreader for a total cost of \$256,997.50 including tax and delivery. (Road/Airport)

Road Commissioner, Mitch Crosby, stated a bid came in late last week from Roscoe at \$269,000, not including delivery. He provided a background on chip sealing process and the age of the current equipment. He stated the proposed equipment will provide several improvements which will benefit the County.

Supervisor Byrne asked if the amount was in the budget.

Commissioner Crosby stated the amount was in the budget.

Supervisor Wills asked about cash flow projections.

Commissioner Crosby stated the proposed equipment would fall within the projected cash flow.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	David Allan, Supervisor District I
SECONDER:	Patricia Cullins, Supervisor District II
AYES:	Allan, Cullins, Rhoads, Wills, Byrne

10. Board of Supervisors Items:

10.a. CONSIDERATION/ACTION: Requesting approval of a resolution in Support of California Budget Augmentation For Senior Nutrition Programs. (Board of Supervisors)

Supervisor Cullins provided a background on the proposed resolution.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Geri Byrne, Supervisor District V
SECONDER:	James Wills, Supervisor District IV
AYES:	Allan, Cullins, Rhoads, Wills, Byrne

10.b. CONSIDERATION/ACTION: Requesting approval to draft a letter in opposition of Assembly Bill 2395, which attempts to establish a framework for telecommunication providers to relinquish their traditional landline service and authorize the Chair to sign. (Board of Supervisors)

Supervisor Byrne provided a background on Assembly Bill 2395 and stated the removal of traditional landline service is a safety issue.

Supervisor Cullins stated this correlates to the Senior Citizens resolution.

County Administrative Officer Robertson stated this bill relates to item 5.b. broadband coalition.

Supervisor Bryne asked to have a copy sent to Rural Counties Representatives of Counties.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	David Allan, Supervisor District I
SECONDER:	James Wills, Supervisor District IV
AYES:	Allan, Cullins, Rhoads, Wills, Byrne

10.c. DISCUSSION/INFORMATION: Update from Administration on Pit River Leveé Project. (Board of Supervisors)

CAO Robertson provided an update and detailed the next step in the process.

Supervisor Rhoads asked if there has been a decision for a program manager.

CAO Robertson stated a program manager will not be needed in the process with Cal Fire. He reported on the long term process and goals.

11. Comments/Reports:

a. Public Comments

None

b. Administrative Services Report

CAO Robertson reported on the following items; attended a training on E-Finance Plus software upgrade, nearly all PERS findings have been addressed with stipends being the majority of the issues, fixed asset expenditure for scales at the landfill will

be presented at a future Board meeting, meetings with State, City and Holdorfs recycling on additional regulations making it more difficult to recycle, results of the baseload coalition meeting on biomass and a recommendation to the Board to have some discussion with Assembly Member Dahle on this issue, meeting with Udall Foundation which had strong representation from all parties, meeting with watershed center representative which would address some of the issues with Red Rock Biofuel, and reported the Veterans Hall had a water main break and is being repaired.

Supervisor Cullins asked Robertson request a face to face meeting with Assembly Member Dahle and send a letter.

c. Department Head Reports

None.

d. Board of Supervisors Reports

Supervisor Allan reported he attended the NorCal EMS meeting where they addressed issues regarding the Surprise Valley Healthcare District.

Supervisor Cullins reported she attended a PSA2 meeting and the Library Advisory Board meeting which involved planning for the May 19th centennial celebration.

Supervisor Byrne reported on the following; attended a public lands steering conference call, Secure Rural Schools, RCRC meeting which addressed mining bills, reduction of transportation funding, possible fair funding with a sales tax raised on fairgrounds, California Tree Mortality Task Force and stated the Secure Rural Schools payment should have been received.

Supervisor Wills reported he attended the Disaster Council meeting where issues were brought up with the planning department on the flood plan and a discussion on tree mortality.

Supervisor Rhoads no report.

Supervisor Rhoads reads the closed session items into the record.

Motion to recess for lunch and reconvene in Closed Session.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Geri Byrne, Supervisor District V
SECONDER:	Patricia Cullins, Supervisor District II
AYES:	Allan, Cullins, Rhoads, Wills, Byrne

12. Closed Session:

12.a. CLOSED SESSION: Closed Session Pursuant to Government Code 54956.9: Pending Litigation. Case Name: Tule Lake Committee v. Modoc County (CU 14104). (County Counsel)

Direction given to staff.

12.b. CLOSED SESSION: Closed Session Pursuant to CA Government Code 54957; Performance Evaluation; Title: County Administrative Officer. (Administrative Services)

Evaluation complete.

ADJOURNMENT

Motion to adjourn.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Geri Byrne, Supervisor District V
SECONDER:	James Wills, Supervisor District IV
AYES:	Cullins, Rhoads, Wills, Byrne
ABSENT:	Allan

The meeting was adjourned at 3:29 PM

Tiffany A. Martinez
Deputy Clerk of the Board

Kathie Rhoads
Chair, Board of Supervisors