

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
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September 13, 2016

10:00 AM Call to Order

Attendee Name	Title	Status	Arrived
David Allan	Supervisor District I	Present	9:57 AM
Patricia Cullins	Supervisor District II	Present	9:53 AM
Kathie Rhoads	Supervisor District III	Present	9:57 AM
James Wills	Supervisor District IV	Present	9:53 AM
Geri Byrne	Supervisor District V	Present	9:53 AM
Margaret Long	County Counsel	Present	9:52 AM
Chester Robertson	Chief Administration Officer	Present	9:52 AM
Tiffany Martinez	Deputy Clerk of the Board	Present	9:52 AM

Pledge of Allegiance

Moment of Prayer

Prayer provided by Pastor Clarence.

Public Comment

Anna Marie Jones asked the Supervisors to comment on the material she provided them via e-mail.

Supervisor Rhoads stated the Board is unable to respond as the matter is not on the agenda.

Patricia Cantrall reported the Likely Fire department would not be able to function without the assistance of Cal Fire. Cantrall thanked the ambulance service and Cal Fire for their assistance and services in the Likely area.

Approval or Additions/Deletions to Agenda

Motion to approve the agenda as presented

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

Correspondence

County Administrative Officer, Chester Robertson, provided a letter from the City of Susanville regarding the Honey Lake Power biomass facility in Lassen County.

Correspondence provided - Letter from the City of Susanville on biomass facility

Department Head Reports

None.

1. Presentation Items:

1.a. PRESENTATION: Modoc National Forest quarterly update from Westside District Ranger, Chris Christofferson. (Clerk of the Board)

Westside District Ranger, Chris Christofferson, began with an update of range issues which covered the restoration of 11 miles of fencing on the radar site and will be completed by 2017, wild horses gather will move forward with a contractor to be selected on Monday, September 19th, Ash Valley allotment environmental assessment is complete and currently out for public comment, Lassen Creek allotment is currently under analysis and reported on the sage step restoration of 2,000 acres near Clear Lake.

District Ranger Christofferson then provided an update on vegetation management issues which covered the biomass facilities possible closure and reported his office has provided information to the Governor's office illustrating the need for both the Burney and Susanville biomass plants, insect and disease projects on Joseph Creek 17 and Kresge north of Adin and then provided an update on the recreation projects which include work on road 10, blue mountain fire lookout improvements and travel management.

District Ranger Christofferson provided an update on Howard's Gulch fire, reporting the fire is 85% contained.

Patricia Cantrall commented on the prevalence of the noxious weed juniper, the clean up on the south fork of the pit river and praised the caretakers of the Blue Lake camp.

2. Consent Agenda Items:

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

- 2.a. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board and Behavioral Health Director, Karen Stockton, to sign a contract between Modoc County Behavioral Health and Sutter Valley Hospitals DBA: Sutter Center for Psychiatry, effective July 1, 2016 through June 30, 2017. (Behavioral Health)**

Contract# 16-124

- 2.b. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board and Behavioral Health Director, Karen Stockton, to sign a contract between Modoc County Behavioral Health and St. Helena Hospital, effective July 1, 2016 through June 30, 2017. (Behavioral Health)**

Contract#16-125

- 2.c. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board and Health Services Director, Karen Stockton, to sign a financial incentive agreement with Pamela Johnson, Licensed Marriage and Family Therapist, effective May 2, 2016 through May 1, 2017. (Behavioral Health)**

Contract#16-126

- 2.d. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board and Public Health Director, Karen Stockton, to sign the annual Certification Statements for the Children's Medical Services Plan, effective for Fiscal Year 2016-2017. (Public Health)**

Contract#16-127

- 2.e. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board to sign an amended property lease agreement between David D. Dodge and the County of Modoc, effective July 1, 2016 through June 30, 2027. (Social Services)**

Contract#16-128

- 2.f. CONSIDERATION/ACTION: Requesting the appointment of Patrick Mason to the Modoc County Library Advisory Board as the District 2 representative to fill an unexpired vacancy. (Library)**

- 2.g. **CONSIDERATION/ACTION: Requesting the reappointment of Harry Hitchings as the Veterans' Remains Officer for the County of Modoc, for a two year term ending December 31, 2018. (Clerk of the Board)**
- 2.h. **CONSIDERATION/ACTION: Requesting approval of a beer and wine permit for the Adin Volunteer Fire Department to hold a fundraiser on October 1, 2016. (Clerk of the Board)**
- 2.i. **CONSIDERATION/ACTION: Requesting approval of the August 23, 2016 Board of Supervisors meeting minutes. (Clerk of the Board)**

3. Planning Department Items:

- 3.a. **CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board to sign a Memorandum of Understanding (MOU) between the City of Alturas and the County of Modoc for Planning Director and staff services, effective September 1, 2016 to August 31, 2017. (Planning)**

County Administrative Officer, Chester Robertson, provided a background on the Memorandum of Understanding on behalf of Planning Director, Kim Hunter.

Contract#16-129

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

4. Social Services Items:

- 4.a. **CONSIDERATION/ACTION: Request permission to fill the Accounting Technician position at Range 169: Step-F; \$2,892 monthly, effective September 1, 2016. (Social Services)**

Social Services Director, Kelly Crosby, provided a background on the candidate selected to fill the position.

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

- 4.b. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board and Director of Social Services, Kelly Crosby, to sign the Memorandum of Understanding between Modoc County Office of Education and Modoc County Department of Social Services, effective July 1, 2016 through June 30, 2017. (Social Services)**

Social Services Director, Kelly Crosby, provided a background on the Memorandum of Understanding. Director Crosby provided "Attachment A" to be included for approval with the Memorandum of Understanding.

Contract#16-130

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

Additional information provided at meeting - Attachment A

5. County Counsel Items:

- 5.a. CONSIDERATION/ACTION: Requesting approval of a Resolution authorizing Trindel Insurance Fund to respond to claims on behalf of the County of Modoc. (County Counsel)**

County Counsel, Margaret Long, provided a background on the Resolution and the new process for claims. County Counsel Long reported Trindel is bringing claims adjustments in-house and are now able to have their claims adjusters send out notice letters on behalf of the county. County Counsel Long stated this will provided some consistency to the process of responding to claims and stated her recommendation is to approve the Resolution allowing Trindel Insurance Fund to respond to claims on behalf of the County of Modoc.

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

- 5.b. CONSIDERATION/ACTION: Requesting approval of the proposed bylaws for the Natural Resources Coordination Advisory Committee. (County Counsel)**

County Counsel, Margaret Long, provided a background on the proposed by-laws for the Natural Resources Coordination Advisory Committee.

Supervisor Byrne asked about the agenda preparation and stated she would feel more comfortable if the preparation of the agenda remained in the Clerk of the Board office.

Supervisor Wills stated he agreed with Supervisor Byrne.

Supervisor Byrne asked about timeline for applications and selection of committee members.

County Counsel stated it is the pleasure of the Board for the formation of a timeline to be established.

County Administrative Officer, Chester Robertson, stated his office could help draft an application using the Groundwater Resources Advisory committee application as a template.

CAO Robertson clarified the following changes will be made:

Section 10 C. "secretary" would be replaced with "Clerk of the Board".

Section E. amended to read "All official actions or decisions of the Committee shall be drafted and maintained by the Clerk of the Board and or his or her designee."

Supervisor Byrne asked about the verbiage "a quorum is not required to move recommendations to the Board"

County Counsel Long provided a background and stated she is not comfortable with the language due to possible compliance issues regarding the Brown Act.

CAO Robertson stated the committee by-laws were structured to reply in a timely matter.

Supervisor Cullins suggested the change of verbiage to "forward information to the Board" in place of " forward recommendations to the Board".

The Board concurred to amend Section 12 D. Quorum to read "A quorum for the transaction of business shall exist only as long as a majority of the Committee members are present. However, a quorum is not required to forward information to the Board."

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

6. Public Works Items:

6.a. CONSIDERATION/ACTION: Requesting approval of a Resolution pursuant to Government Code 25830 and 25831 and Modoc County Code section 8.02.020 establishing fee schedules of land classified for solid waste generation for Fiscal Year 2016/2017. (Public Works)

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

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

7. Administrative Services Items:

7.a. CONSIDERATION/ACTION: Approval of a budget modification to General Fund 001; County Counsel Unit 1210, increasing revenue by \$3,249.84 and increasing expenditures in the amount of \$6,338. (Administrative Services)

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

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

8. Comments/Reports:

a. Public Comments

Patricia Cantrall thanked the Veteran's for the 911 memorial and reported there was 160 members of the public in attendance.

b. Administrative Services Report

County Administrative Officer, Chester Robertson, reported on the following; draft housing contract, claims review, liability claims review and processing, site visit in Newell, presentation to the Board of Supervisors regarding completed audits and budget meeting with the Sheriff's department.

c. Department Head Reports

None.

d. Board of Supervisors Reports

Supervisor Allan reported on the following; praised the repairs to County Road 1, Groundwater Resources Advisory Committee meeting and suggested the Office of

Emergency Services and Environmental Health present at the next meeting, picked the winning ticket for the Modoc Heritage Foundation and Nor Cal EMS review of fees.

Supervisor Cullins reported on the following; senior citizens meeting, meeting with the First 5 Director to review the financials, Community Corrections Partnership meeting, and thanked the road department for their continued work.

Supervisor Wills reported he will be absent for the October 25th Board of Supervisors meeting. Supervisor Wills reported on the following; meeting at the Sheriff's office for the possible creation of a coalition with adjoining counties regarding tree mortality, Community Corrections Partnership meeting, continued search for a new Chief Probation Officer, Behavioral Health classes at the jail, TEACH classes at the jail, new funding for the jail construction and draft guidelines which will be provided in January, attended a meeting regarding the Lassen-Modoc County Flood Control budget with Lassen County Counsel, Bob Burns and Supervisor Rhoads, Nor TEC meeting, and reported on County Road 54 repairs.

Supervisor Byrne reported on the following; Groundwater Resources Advisory Committee meeting, County Coordination meeting where they discussed the following; juniper acres, travel management policy, radar site report, 1/3 of RAC committees will not be able to function due to lack of a quorum, not receiving bids on timber sales, wild horse gather update, new staff update, budget committee meeting and reported the Tulelake-Butte Valley Fair was a success with increased attendance.

Supervisors Rhoads reported on the following; attended a Modoc Fire Safe Council meeting, Treasury Oversight Committee budget meeting, Lassen Modoc County Flood Control meeting with Bob Burns and attended the Senior Citizen fundraising dinner.

Chair Rhoads read the Closed Session items into the record.

11:19 a.m. Motion to go into Closed Session.

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

9. Closed Session:

9.a. CLOSED SESSION: Closed Session Pursuant to Government Code 54956.9: Pending Litigation. Case Name: Wong-Torres. (County Counsel)

No reportable action.

11:39 a.m. The Board reported out of Closed Session with Supervisor Allan, Cullins, Rhoads, Wills and Byrne present.

ADJOURNMENT

Motion to Adjourn

Motion to adjourn the September 13, 2016 meeting.

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

The meeting was adjourned at 11:41 PM

No further business to come before the Board at this time, the meeting was adjourned to meet in regular session Tuesday, September 27, 2016 at 10:00 a.m.

Tiffany A. Martinez
Deputy Clerk of the Board

Kathie Rhoads
Chair, Modoc County Board of Supervisors