

NED COE
1st District

PATRICIA CULLINS
2nd District

KATHIE RHOADS
3rd District

ELIZABETH CAVASSO
4th District

GERI BYRNE
5th District



TIFFANY A. MARTINEZ
CLERK OF THE BOARD
OF SUPERVISORS

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April 9, 2019

10:00 AM Call to Order

Attendee Name	Title	Status	Arrived
Ned Coe	Supervisor District I	Present	9:39 AM
Patricia Cullins	Supervisor District II	Absent	
Kathie Rhoads	Supervisor District III	Present	9:35 AM
Elizabeth Cavasso	Supervisor District IV	Present	9:30 AM
Geri Byrne	Supervisor District V	Present	9:35 AM
Chester Robertson	County Administration Officer	Present	9:59 AM
Margaret Long	County Counsel	Present	
Tiffany Martinez	Clerk of the Board/ACAO	Present	9:30 AM

Pledge of Allegiance

Moment of Prayer

Public Comment

Jay Younger thanked the Board of Supervisors and the Modoc County Road Department for their fast response during major flooding which occurred on Pine Creek.

Approval or Additions/Deletions to Agenda

Supervisor Byrne requested to remove 10.b. from the agenda.

County Counsel, Margaret Long, requested the addition of an urgency item to issue a letter of support to the California Parks and Recreation Prop 68 funding grant for the City Pool Committee. County Counsel Long reported the information came to the attention of the Board after the posting of the agenda and requires action prior to the next board meeting.

Ordered on a motion by Supervisor Byrne, seconded by Supervisor Coe to add an urgency item to the agenda as item 10.d. Requesting approval and authorization for the Chair of the Board to sign a letter of support to the California Parks and Recreation Prop 68 funding for the City Pool Committee.

Motion carried.

Motion to approve the agenda as amended.

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

Correspondence

The Chair of the Board entered the following correspondence into the record: 1) Letter from Cal Office of Emergency Services - U.S. Small Business Administration Economic Injury Disaster Loan Declaration due to a U.S. Department of Agriculture Disaster Designation; 2) News Release from the Superior Court of California Modoc County Grand - Modoc County Grand Juror Candidates Sought.

Correspondence - Cal OES US Small Business Administration

Correspondence - Modoc County Superior Court - Modoc County Grand Juror Candidates Sought

Department Head Reports

Road Commissioner, Mitch Crosby, provided an update on the flooding which occurred at Soldier Creek, Mill Creek, and Toms Creek Estates.

Agriculture Commissioner/Air Pollution Control Officer, Gary Fensler, reported on the following: 1) Air Pollution Control department received six applicants for the Carl Moyer program; 2) Reported updated County weights and measures stickers will now be seen on gas pumps in Modoc County.

Director of Social Services, Kelly Crosby, reported April is Child Abuse Awareness Month and thanked the local businesses in Modoc County who have highlighted the awareness program.

Recess as the Board of Supervisors and convene as the Library Board of Directors.

Motion to recess as the Board of Supervisors and convene as the Library Board of Directors.

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

1. PUBLIC HEARING - 10:00 A.M.:

1.a. PUBLIC HEARING: Library Tax Appeals for 2018-2019. (Library)

10:13 a.m. This being on or after the regularly advertised time for the public hearing to consider the 2018-2019 Library Tax Appeals, the Chair of the Board opened the public hearing.

Library Associate II, Kris Anderson, reported on the proposed appeals and provided a recommendation to the Library Board of Directors to approve all three (3) requests appeals.

Proponents:

None.

Opponents:

None.

10:14 a.m. There being no comments to come before the Board on the matter, the Chair of the Board closed the public hearing.

2. Library Items:

- 2.a. CONSIDERATION/ACTION: Requesting the Library Board of Directors for the Library Community Facility District #1 review and approve or deny the Library Tax Appeals as submitted. (Library)**

Ordered on a motion by Supervisor Coe, seconded by Supervisor Cavasso to approve the following Library Tax Appeals as recommended to the Library Board of Directors: 1) APN# 035-272-028; 2) APN# 010-340-027; 3) APN# 017-452-008.

Motion carried.

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

Adjourn as the Library Board of Directors and reconvene as the Board of Supervisors.

Motion to adjourn as the Library Board of Directors and reconvene as the Board of Supervisors.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Geri Byrne, Supervisor District V
SECONDER:	Ned Coe, Supervisor District I
AYES:	Coe, Rhoads, Cavasso, Byrne
ABSENT:	Cullins

3. Library Items:

- 3.a. CONSIDERATION/ACTION: Requesting approval of a budget modification for Fiscal Year 2018-2019 to Library Fund 0500, increasing revenues and expenditures in the amount of \$1,000. (Library)**

Library Associate II, Kris Anderson, provided an update on the proposed budget modification.

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

4. Consent Agenda Items:

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

- 4.a. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board to sign a cooperative agreement between the County of Modoc and Caltrans in the amount of \$12,000 per year, effective July 1, 2019 through June 30, 2022. (Agriculture)**

Contract# 2019-46

- 4.b. CONSIDERATION/ACTION: Requesting approval and authorization for the removal from the fixed asset inventory list one (1) 1998 Chevy 1/2 ton pickup and one (1) 1991 Chevy K2500 Pickup, as they have been sold in a surplus sale. (Agriculture)**

- 4.c. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board to sign a renewal agreement between the County of Modoc and the County of Lassen to allow for the detention of youth in Lassen County Juvenile Detention Facility, effective July 1, 2019 through June 30, 2020. (Probation)**

Contract# 2019-47

- 4.d. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board to sign an agreement between the County of Modoc and the County of Shasta for the placement of juvenile court wards at the Shasta County Juvenile Rehabilitation Facility not to exceed \$75,000, effective September 30, 2019 through September 29, 2020 with an automatic renewal for two additional one year terms. (Probation)**

Contract# 2019-48

- 4.e. CONSIDERATION/ACTION: Requesting approval of the March 12, 2019 Board of Supervisors meeting minutes. (Clerk of the Board)**

5. Agriculture Items:

- 5.a. CONSIDERATION/ACTION: Requesting approval of a budget modification for Fiscal Year 2018-2019 to General Unit 001; Agriculture 2510, increasing revenues and expenditures in the amount of \$85,934.50. (Agriculture)**

Agriculture Commissioner, Gary Fensler, provided a background on the proposed budget modification.

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

6. Social Services Items:

- 6.a. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board to sign an amendment to contract# 18-107 between the Modoc County Department of Social Services and the Training Employment and Community Help, Inc. (T.E.A.C.H. Inc.) to increase the Stage 1 Child Care contract in the amount of \$15,000.00, effective April 1, 2019. (Social Services)**

Director of Social Services, Kelly Crosby, provided an updated contract amendment which included a detailed description for further clarification and transparency for the public.

Contract# 2019-49

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

7. Watermaster Items:

- 7.a. CONSIDERATION/ACTION: Requesting approval of a budget modification for Fiscal Year 2018-2019 increasing expenditures for Watermaster Fund 0800, in the amount of \$20,000.00. (Watermaster)**

Executive Secretary, Peggy Ash, provided a background on the proposed budget modification.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Geri Byrne, Supervisor District V
SECONDER:	Ned Coe, Supervisor District I
AYES:	Coe, Rhoads, Cavasso, Byrne
ABSENT:	Cullins

- 7.b. CONSIDERATION/ACTION: Requesting approval to accept the transfer of fixed assets describe as one (1) building and real property located at 114 E. North Street, Alturas, Ca from the General Fund 001 to Watermaster Fund 0800, for an appraised value of \$115,000. (Watermaster)**

Executive Secretary, Peggy Ash, provided a background on the proposed fixed asset transfer.

County Administrative Officer, Chester Robertson, provided a background on the budgeted amount from the proceeds of the sale to the General Fund for Fiscal Year 2018-2019. CAO Robertson reported the remaining proceeds from the sale is recommended to be used for the improvement of General Fund fixed assets.

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

8. Road/Airport Items:

- 8.a. CONSIDERATION/ACTION: Requesting approval of a Resolution authorizing the expenditure of Fiscal Year 2019-2020 Road Maintenance and Rehabilitation Account funds. (Road/Airport)**

Road Commissioner, Mitch Crosby, provided a background on the proposed Resolution.

Resolution# 2019-18

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

FINAL CERTIFIED RESOLUTION# 2019-18

8.b. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board to sign the annual contracts to purchase materials for use on County road projects for calendar year 2019. (Road/Airport)

Road Commissioner, Mitch Crosby, provided a background on the proposed materials contracts.

Contract# 2019-50

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

9. Administrative Services Items:

9.a. CONSIDERATION/ACTION: Requesting authorization to terminate the Memorandum of Understanding (MOU) between Plumas Bank and Modoc County CalWorks Employment Program dated June 2, 2000 and authorize the Modoc County Auditor to withdraw the full funds from Plumas Bank Act # XXXXX1731 and XXXXX3780 and deposit the funds into CalWorks Fund 103. (Administrative Services)

County Administrative Officer, Chester Robertson, provided a background on the proposed authorization to terminate the Memorandum of Understanding.

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

9.b. CONSIDERATION/ACTION: Requesting approval of a budget modification for Fiscal Year 2018-2019 to CalWorks Fund 103, increasing revenues in the amount of \$32,180. (Administrative Services)

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

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Geri Byrne, Supervisor District V
SECONDER:	Ned Coe, Supervisor District I
AYES:	Coe, Rhoads, Cavasso, Byrne
ABSENT:	Cullins

- 9.c. CONSIDERATION/ACTION: Requesting approval of a budget modification for Fiscal Year 2018-2019 to General Fund 001; Buildings and Grounds 1410, increasing revenues and expenditures in the amount of \$23,090. (Administrative Services)**

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

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Ned Coe, Supervisor District I
SECONDER:	Geri Byrne, Supervisor District V
AYES:	Coe, Rhoads, Cavasso, Byrne
ABSENT:	Cullins

10. Board of Supervisors Items:

- 10.a. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board to sign a letter of support for the "Coalition of the Willing" to federal representatives. (Board of Supervisors)**

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Ned Coe, Supervisor District I
SECONDER:	Geri Byrne, Supervisor District V
AYES:	Coe, Rhoads, Cavasso, Byrne
ABSENT:	Cullins

- 10.b. CONSIDERATION/ACTION: Requesting approval of the appointment of Supervisor Byrne to the Tulalake Water Issues Committee. - *Removed from the agenda by requesting department.* (Board of Supervisors)**

- 10.c. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board to sign a letter to Congress in support of fully funding the Payment In-Lieu of Taxes (PILT). (Board of Supervisors)**

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

- 10.d. Requesting approval and authorization for the Chair of the Board to sign a letter of support to the California Parks and Recreation Prop 68 grant for the City Pool Committee.**

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Geri Byrne, Supervisor District V
SECONDER:	Ned Coe, Supervisor District I
AYES:	Coe, Rhoads, Cavasso, Byrne
ABSENT:	Cullins

11. Comments/Reports:

a. Public Comments

None.

b. Administrative Services Report

County Administrative Officer, Chester Robertson, reported on the following: 1) Continuum of Care Strategic Planning and the development of Modoc County goals; 2) Memorandum of Understanding (MOU) for hospital to pledge revenue from their special tax as collateral for the loan.

c. Department Head Reports

None.

d. Board of Supervisors Reports

Supervisor Cavasso reported on the following: 1) Modoc County Farm Bureau luncheon; 2) Western Region National Cohesive Wildland Fire Strategy conference call; 3) Modoc County Transportation Commission (MCTC) and Modoc Transportation Agency (MTA); 4) Modoc County Employee Recognition Committee; 5) Annual fire training; 6) Conference call for the Forest Management Task Force; 7) Presenting for the City Pool Committee at Alturas Rotary meeting.

Supervisor Byrne reported on the following: 1) Modoc County Farm Bureau luncheon; 2) Special Election; 3) Conference call on water issues with the Klamath project; 4) Klamath Water Users Annual meeting.

Supervisor Coe reported on the following: 1) Modoc County Farm Bureau luncheon; 2) Conference call on water issues with the Klamath project; 3) Behavioral Health Advisory Committee meeting; 4) Update on the California Department of Food and Agriculture (CDFA) review of regulations for Industrial Hemp.

Supervisor Rhoads reported on the following: 1) Modoc County Farm Bureau luncheon; 2) Modoc County Transportation Commission (MCTC) and Modoc Transportation Agency (MTA); 3) Meeting with the Sheriff, Under Sheriff and constituent regarding the Pit River.

The Chair of the Board read the Closed Session items into the record.

10:51 a.m. Motion to go into Closed Session.

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

12. Closed Session:

12.a. CLOSED SESSION: Pursuant to Government Code Section 54956.9: Pending Litigation. Case Name: Cox v. Padella, et al., Case No. 34-2019-80003090. (County Counsel)

RESULT:	DIRECTION GIVEN
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12.b. CLOSED SESSION: Pursuant to Government Code 54956.9: Pending Litigation. Case Name: In Re Bankruptcy of PG&E. Case No. 19.30088 and 79.30089. (County Counsel)

RESULT:	DIRECTION GIVEN
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11:09 a.m. The Board reconvened and reported out of Closed Session with Supervisor Coe, Rhoads, Cavasso and Byrne present

ADJOURNMENT

Motion to adjourn.

Motion to adjourn the April 9, 2019 meeting.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Geri Byrne, Supervisor District V
SECONDER:	Ned Coe, Supervisor District I
AYES:	Coe, Rhoads, Cavasso, Byrne
ABSENT:	Cullins

The meeting was adjourned at 11:11 AM

There being no further business to come before the Board at this time, the meeting was adjourned to meet in regular session Tuesday, April 23, 2019 at 10:00 a.m.

Tiffany A. Martinez
Clerk of the Board

Kathie Rhoads
Chair, Modoc County Board of Supervisors