

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

204 S. COURT STREET
ALTURAS, CALIFORNIA 96101

(530) 233-6201
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January 28, 2020

10:00 AM Call to Order

Attendee Name	Title	Status	Arrived
Ned Coe	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
Elizabeth Cavasso	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	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

Motion to approve the agenda as presented.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Ned Coe, Supervisor District I
SECONDER:	Patricia Cullins, Supervisor District II
AYES:	Coe, Cullins, Rhoads, Cavasso, Byrne

Correspondence

None.

Department Head Reports

None.

1. Board of Supervisors Items:

- 1.a. CONSIDERATION/ACTION: Requesting approval of a Resolution which recognizes Modoc County Maintenance Worker II, Aaron Zufelt, as the 2019 Modoc County Employee of the 4th Quarter. (Board of Supervisors)**

Resolution# 2020-05

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

FINAL CERTIFIED RESOLUTION# 2020-05

- 1.b. PRESENTATION: Modoc National Forest introduction of Acting Forest Supervisor. (Clerk of the Board)**

Public Affairs Officer, Ken Sandusky, introduced Acting Forest Supervisor, Chris Sexton, from the Klamath National Forest who will be on detail with the Modoc National Forest for a four (4) months.

Supervisor Byrne provided comments regarding the importance of the wild horse census being completed in the winter months.

2. Consent Agenda Items:

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

- 2.a. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board to sign a contract between Vince Minto and the County of Modoc for services regarding the Williamson Act not to exceed \$3,000, effective January 28, 2020 through August 1, 2020. (Assessor)**

Contract# 2020-12

- 2.b. CONSIDERATION/ACTION: Requesting the reappointment of Carole McCulley as a Commissioner to the Modoc County Children and Families Commission (First 5 Modoc) for a three year term, effective January 28, 2020. (First 5 Modoc Commission)**

- 2.c. **CONSIDERATION/ACTION: Requesting approval of the reappointment of Cheryl Kunert as the District II Commissioner to the Modoc County Fish and Game Commission, effective December 2019 through December 2021. (Fish, Game & Recreation Commission)**
- 2.d. **CONSIDERATION/ACTION: Requesting approval of the appointment of Mark Moriarity as the District IV Commissioner to the Modoc County Fish and Game Commission, effective December 2019 through December 2021. (Fish, Game & Recreation Commission)**
- 2.e. **CONSIDERATION/ACTION: Requesting approval of the reappointment of Chris Ratliff as the District V Commissioner to the Modoc County Fish and Game Commission, effective December 2019 through December 2021. (Fish, Game & Recreation Commission)**
- 2.f. **CONSIDERATION/ACTION: Requesting approval of the reappointment of Curt Talbott as the District III Commissioner to the Modoc County Fish and Game Commission, effective December 2019 through December 2021. (Fish, Game & Recreation Commission)**
- 2.g. **CONSIDERATION/ACTION: Requesting approval of the January 14, 2020 Board of Supervisors meeting minutes. (Clerk of the Board)**

3. Assessor Items:

- 3.a. **CONSIDERATION/ACTION: Requesting approval to waive the second reading and approve of Ordinance# 310-A to amend Chapter 3.06.020 of the Modoc County Code . (Assessor)**

Ordinance# 310-A

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Patricia Cullins, Supervisor District II
SECONDER:	Kathie Rhoads, Supervisor District III
AYES:	Coe, Cullins, Rhoads, Cavasso, Byrne

4. District Attorney Items:

- 4.a. **CONSIDERATION/ACTION: Requesting approval of a Resolution authorizing the District Attorney to apply, administer, and implement the Victim Witness Assistance Program Grant. (District Attorney)**

Support Services Administrator, Luvina Albright, provided a background on the proposed Resolution.

Resolution# 2020-6

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

FINAL CERTIFIED RESOLUTION# 2020-06

- 4.b. CONSIDERATION/ACTION: Requesting approval to award bid and authorize the purchase of one (1) 2020 Chevrolet Suburban SUV from Lithia Chevrolet, in the amount of \$48,071.95. (District Attorney)**

Support Services Administrator, Luvina Albright, provided a background on the proposed purchase.

A discussion was held and several questions were asked of staff.

Contract# 2020-13

RESULT:	APPROVED [4 TO 1]
MOVER:	Ned Coe, Supervisor District I
SECONDER:	Patricia Cullins, Supervisor District II
AYES:	Coe, Cullins, Rhoads, Cavasso
NAYS:	Byrne

5. Library Items:

- 5.a. CONSIDERATION/ACTION: Requesting approval of a Fine-Free Policy as recommended by Modoc County Library Advisory Board, to be effective February 1, 2020. (Library)**

Librarian, Cheryl Baker, provided a background on the proposed policy.

A lengthy discussion was held and several questions were asked of staff.

Library Associate II, Kris Anderson, provided a background on the staff time required to process library fines and the costs associated with the process.

Contract# 2020-14

RESULT:	MOTION TO DENY [UNANIMOUS]
MOVER:	Kathie Rhoads, Supervisor District III
SECONDER:	Geri Byrne, Supervisor District V
AYES:	Coe, Cullins, Rhoads, Cavasso, Byrne

11:14 a.m. Motion for a ten minute recess.

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

11:21 a.m. The Board reconvened with Supervisor Coe, Cullins, Rhoads, Cavasso and Byrne present.

6. Treasurer/Tax Collector Items:

- 6.a. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board to sign the updated Modoc County Investment Policy, effective January 28, 2020. (Treasurer/Tax Collector)**

Treasurer/Tax Collector, Cheryl Knoch, provided a background on the proposed Investment Policy and detailed several corrections from the posted policy.

Contract# 2020-15

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Patricia Cullins, Supervisor District II
SECONDER:	Kathie Rhoads, Supervisor District III
AYES:	Coe, Cullins, Rhoads, Cavasso, Byrne

7. County Clerk Items:

- 7.a. CONSIDERATION/ACTION: Requesting approval of a Resolution authorizing the County Clerk to conduct all elections requested of her office during 2020. (Elections)**

County Clerk, Stephanie Wellemeyer, provided a background on the proposed Resolution.

Resolution# 2020-07

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

FINAL CERTIFIED RESOLUTION# 2020-07

8. Auditor Items:

- 8.a. CONSIDERATION/ACTION: Requesting permission to promote one (1) Payroll Specialist I, Range 240; \$4,507.00 monthly to a Payroll Specialist II, Range 260: Step F+4%; \$4,736.00 monthly, effective February 1, 2020. (Auditor)**

Auditor, Stephanie Wellemeyer, provided a background on the proposed promotion.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Kathie Rhoads, Supervisor District III
SECONDER:	Ned Coe, Supervisor District I
AYES:	Coe, Cullins, Rhoads, Cavasso, Byrne

9. Social Services Items:

- 9.a. CONSIDERATION/ACTION: Requesting permission to promote from within one (1) Program Manager, Range 320: Step-D; \$5,571.00 monthly to Deputy Director of Social Services, Range 358: Step-B; \$6,108.00 monthly, effective January 14, 2020. (Social Services)**

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

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

- 9.b. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board and Director of Social Services to sign the Personal Services and Sublicense Agreement between the County of Shasta and the County of Modoc, not to exceed \$1,500.00, effective as of the last date it has been sign by both parties through June 30, 2021. (Social Services)**

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

Contract# 2020-16

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

9.c. CONSIDERATION/ACTION: Requesting approval from the Chair of the Board and County Administration to participate in the Refugee Resettlement Program, per Executive Order-13888. (Social Services)

County Administrative Officer, Chester Robertson and Deputy Director of Social Services, Tom Sandage, provided a background on the proposed participation in the Refugee Resettlement Program.

Supervisor Cullins stated she does not feel that Modoc County has the resources to house homeless.

Supervisor Coe stated he concurs with Supervisor Cullins that there are limited resources for resident and stated he opposes this item.

RESULT:	MOTION TO OPPOSE [UNANIMOUS]
MOVER:	Ned Coe, Supervisor District I
SECONDER:	Patricia Cullins, Supervisor District II
AYES:	Coe, Cullins, Rhoads, Cavasso, Byrne

10. Administrative Services Items:

10.a. CONSIDERATION/ACTION: Requesting approval and authorization for the Chair of the Board to sign the California Department of Veterans Affairs Subvention Certificate of Compliance for Fiscal Year 2019-2020. (Administrative Services)

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

Contract# 2020-17

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

10.b. CONSIDERATION/ACTION: Requesting approval of a Resolution to ratify the Memorandum of Understanding between the Deputy Sheriff's Association (DSA) (Safety Unit) and County of Modoc, effective January 1, 2020 through June 30, 2021. (Administrative Services)

Deputy County Counsel, Sophia Meyer, provided a background on the negotiations for the Deputy Sheriff's Association (DSA) Memorandum of Understanding (MOU). Deputy County Counsel Meyers provided a background on the proposed MOU detailing the following items included in the MOU: 1) Updated classifications with salary adjustments effective January 1, 2020; 2) Due to the reclassified positions employees will receive new anniversary dates; 3) Longevity is no longer called longevity but has been changed to merit increases; 4) On call pay has been changed from a percentage to a flat amount; 5) Cross training pay has been removed; 6) Shift differential pay has

been removed; 7) Resident Deputy pay has been changed from a percentage to a flat dollar amount; 8) K-9 pay has been changed from a percentage to a flat dollar amount; 9) Authority with the Sheriff to provide uniforms for Dispatchers; 10) Maintenance of membership language updated to current laws; 11) Removed Addendum "A" for Correctional Officers. Deputy County Counsel provided a background on several corrections to the MOU.

Ordered on a motion by Supervisor Cullins, seconded by Supervisor Rhoads to approve of a Resolution to ratify the Memorandum of Understanding between the Deputy Sheriff's Association (DSA) (Safety Unit) and the County of Modoc, effective January 1, 2020 through June 30, 2021 with the following amendments as underlined below:

1. Updated the cover page effective date from December 1, 2020 through June 30, 2021 to January 1, 2020 through June 30, 2021.
2. Update Page 5, Section 6.1 (a) as follows: To manage the Sheriff-Coroner-Patrol-Jail-Dispatch Departments and Office of Emergency Services generally and to determine policy.
3. Update Page 7, Section 7.2 Affected employees shall be given a fourteen (14) calendar day notice prior to such change in schedule.
4. Update Page 7, Section 7.3 Affected employees shall be given a fourteen (14) calendar day notice prior to such change in schedule.
5. Page 9, Section 9.1 Employees recognize that the pay increases may not be realized in their paychecks until March 2020, however it is understood by both Union and County that the pay increases shall go into effect on January 1, 2020 and any pay not realized starting after that date shall be retroactively paid when increases are implemented through payroll.

Motion carried unanimously.

Contract# 2020-18

Resolution# 2020-08

RESULT:	APPROVE AS AMENDED [UNANIMOUS]
MOVER:	Patricia Cullins, Supervisor District II
SECONDER:	Kathie Rhoads, Supervisor District III
AYES:	Coe, Cullins, Rhoads, Cavasso, Byrne

FINAL CERTIFIED RESOLUTION# 2020-08

11. Comments/Reports:

a. Public Comments

None.

b. Administrative Services Report

None.

c. Department Head Reports

None.

d. Board of Supervisors Reports

Supervisor Rhoads reported on the following: 1) Forest Service Coordination meeting; 2) Treasury Oversight Committee meeting; 3) Reported she has been following the audit status.

Supervisor Byrne reported on the following: 1) Rural County Representatives of California (RCRC) meeting and legislation update; 2) Forest Service Coordination meeting; 3) Received calls regarding clean up issues in District V.

Supervisor Coe reported on the following: 1) Rural County Representatives of California (RCRC) meeting and legislation update; 2) Modoc Resource Conservation District (RCD) meeting; 3) Modoc County Cooperative Extension Winter Ag meeting; 4) Washoe County Lands bill meeting; 5) Central Valley Regional Water Quality Control Board staff meeting in Redding regarding the Pit River listing; 6) Calls regarding watermaster case and snow removal on County Road 17; 7) Received a report of increased crime on ranches in District I and IV.

Supervisor Cullins reported on the following: 1) Continuum of Care (CoC) meeting; 2) Behavioral Health Advisory Board meeting.

Supervisor Cavasso reported on the following: 1) Local Oral Health Committee meeting and update of activities; 2) Modoc County Firesafe Council meeting was canceled; 3) Constituents concern about land use; 4) E-mail from Karen Kramer thanking the board for their support of the conservation easement; 5) Continuum of Care (CoC) meeting; 6) Nor-Tec meeting update; 7) Western Region Cohesive Strategy meeting.

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:	Patricia Cullins, Supervisor District II
AYES:	Coe, Cullins, Rhoads, Cavasso, Byrne

12. Closed Session:

12.a. CLOSED SESSION: Pending Litigation. Government Code 54956.95; Case Name: DFEH v. Modoc County Sheriff’s Office; Case Number# CU 18-135. (County Counsel)

RESULT:	DIRECTION GIVEN
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12:24 p.m. The Board reconvened and reported out of Closed Session with Supervisor Coe, Cullins, Rhoads, Cavasso and Byrne present.

ADJOURNMENT

Motion to adjourn.

Motion to adjourn the January 28, 2020 meeting.

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

The meeting was adjourned at 12:25 PM

There being no further business to come before the Board at this time, the meeting was adjourned to meet in regular session Tuesday, February 11, 2020 at 10:00 a.m.

Tiffany A. Martinez
Clerk of the Board

Elizabeth Cavasso
Chair, Modoc County Board of Supervisors