

State of California, County of Siskiyou

Board of Supervisors Minutes, October 1, 2024

The Honorable Board of Supervisors of Siskiyou County, California, met in regular session this 1st day of October 2024; there being present Supervisors Brandon Criss, Ed Valenzuela, Michael N. Kobseff, Nancy Ogren and Ray A. Haupt, County Administrator Angela Davis, County Counsel Natalie E. Reed and County Clerk and ex-Officio Clerk of the Board of Supervisors Laura Bynum by Deputy County Clerk Wendy Winningham.

The meeting was called to order by Chair Kobseff. Pursuant to AB23, the Clerk announced that the Board members receive no additional compensation for sitting as members of the Siskiyou County Flood Control and Water Conservation District and County Service Area 4. Deputy County Clerk Wendy Winningham led in the salute to the flag of the United States of America.

Invocation - Siskiyou County Sheriff Chaplain Bob Mason provided an invocation.

Presentations from the Public

In Home Supportive Services (IHSS) providers Jesus Figueroa Cacho, Audrey Williams, Brenda Garner and Neal Aranson appeared before the Board, sharing concerns regarding the need for an increase in wages for IHSS workers and a fair labor contract.

IHSS providers Suzette Miller and Vickie Esquibel appeared before the Board, speaking in support of the Board approving a fair labor contract for IHSS caregivers.

Local Service Employees International Union (SEIU) 2015 representative Jacob Hibbetts appeared before the Board, sharing concerns regarding the need for a fair labor contract for local IHSS caregivers.

IHSS providers Teresa Schnacker and Heather Dowden appeared before the Board, voicing concerns regarding the negative impacts of IHSS workers in the County receiving minimum wage pay and the need for a fair contract.

Participation in this item by members of the public was provided via ZOOM/teleconference phone.

Online caller voiced concerns regarding the lack of a labor contract with local IHSS workers/caregivers.

IHSS providers Charastena James, Roseanna Perez, Laura Rivara and Shawn Pagano appeared before the Board, sharing concerns regarding the negative impacts associated with the lack of a contract for local IHSS care providers.

SEIU 2015 organizer Megan Goodhue appeared before the Board, speaking in support of the Board approving a fair labor contract for local IHSS care providers.

Consent Agenda – Approved.

At Chair Kobseff's request, items 5I, 5J, 5K, 5L, 5M and 5O, Health and Human Services Behavioral Health, Public Health and Social Services Division's agenda items concerning various addendums to contracts, an amendment to grant agreement and a lease agreement, were pulled from the consent agenda and continued to October 15, 2024.

It was moved by Supervisor Valenzuela, seconded by Supervisor Ogren and carried, following a roll call vote with Supervisors Haupt, Valenzuela, Criss, Ogren and Kobseff voting YES, that the following consent agenda is approved, and the Chair and/or clerk authorized to execute/record any necessary documents:

Community Development

Approve use of \$7,200 additional funds from the REAP Grant for further design services under the Design Path Studio contract and approves the First addendum to the contract.

Community Development

Approve the funding agreement between Siskiyou County and Southfork Rock Products, LLC to administer the cost for Vestra Resources, Inc services to facilitate the CEQA analysis for Waddel Pit planning project.

Continued...

Consent Agenda – (continued)

County Administration

Ratify the letter Amendments to Land Management Plans to Address Old-growth Forests Across the National Forest System, Draft Environmental Impact Statement, which was signed by the Board Chair and submitted to the Forest Service by the comment deadline of September 20th.

County Administration/IT - GIS

Approve the second addendum with Vestra Resources, Inc., with the total contract amount not to exceed \$182,926.00.

General County Fire

Approve amended agreement, authorize the Board Chair to sign and the County Auditor to pay for services provided under Agreement 2CA06894 for \$751,929.00 for CAL FIRE contracted services for staffing of the Hornbrook Station and Yreka Interagency Command Center for the 24/25 fiscal year from July 1st, 2024 through June 30th, 2025.

General Services - Airports

Authorize the Chair to execute the First Addendum to Airport Ground Lease between the County of Siskiyou and Mitchell & Paulette Cary Living Trust.

General Services - STAGE

Adopt Resolution 24-164 authorizing the County Administrator to execute any documents necessary to obtain financial assistance provided by the California Department of Transportation Division of Mass Transportation 5311 Grant for the 2024 cycle. Authorize staff to accept the awarded funds and authorize the Auditor's office to establish the budget.

Health and Human Services - Behavioral Health Division

Approve and authorize the Chair to sign the First Addendum for the Contract of Services between Siskiyou County Health & Human Services Agency, Behavioral Health Division, and Happy Camp Community Action, Inc.

Health and Human Services - Public Health Division

Approve and authorize the Chair to sign the Governing Board Resolution 24-165 with the State of California – Health and Human Services Agency – California Department of Public Health (CDPH) and County of Siskiyou for Future of Public Health Funding Award Number FoPH, for fiscal years FY 2024-25, FY 2025-26, and FY 2026-27, with a current allocation of \$521,363, for July 1, 2024 to June 30, 2025, authorize the County Administrator to act on behalf of the County to execute any and all program award documents as outlined in Section 2 of the Resolution and authorize the Auditor to establish budget appropriations and set expenditures per the grant guidelines.

Library

Approve acceptance of the \$1,000.00 from NorthNet Library System to be used for staff development.

Sheriff

Approve the first addendum for services between National Medical Services Labs, Inc. and the Siskiyou County Sheriff's Office for toxicology analysis for the period of July 1st, 2024 through June 30th, 2025. Authorize the Chair to sign the addendum and allow the Auditor to make appropriations.

Transfer of Funds - Communications - \$8,200. Resolution 24-166 adopted.

Transfer of Funds - Courthouse & Grounds - \$9,000. Resolution 24-167 adopted.

Transfer of Funds - Health and Human Services - \$189,096. Resolution 24-168 adopted.

Transfer of Funds - Library - \$1,000. Resolution 24-169 adopted.

Health and Human Services - Behavioral Health Division - Approve addendum to contract with Siskiyou Union High School District to provide certain Prevention and Early Intervention services, deleting and replacing Exhibit A, Scope of Services, increasing compensation by \$150,000 to a total not to exceed \$300,000 and extending the term through June 30, 2025.

This item was pulled from the consent agenda and continued to October 15, 2024 at Chair Kobseff's request.

Health and Human Services - Behavioral Health Division - Approve addendum to contract with Quartz Valley Indian Reservation to provide certain Prevention, Outreach and Access & Linkage services to at-risk populations, deleting and replacing Exhibit A, Scope of Services, increasing compensation by \$50,000 to a total not to exceed \$100,000 and extending the term through June 30, 2025.

This item was pulled from the consent agenda and continued to October 15, 2024 at Chair Kobseff's request.

Health and Human Services - Behavioral Health Division - Approve addendum to contract with Etna Police Activities League to provide certain Prevention services to at-risk populations, deleting and replacing Exhibit A, Scope of Services, increasing compensation by \$30,215 to a total not to exceed \$60,430 and extending the term through June 30, 2025.

This item was pulled from the consent agenda and continued to October 15, 2024 at Chair Kobseff's request.

Health and Human Services - Behavioral Health Division - Approve addendum to contract with Michaele Brown, MSW, LCSW to provide services specified in Exhibit A, increasing compensation for FY 23/24 and FY 24/25 as detailed in the addendum, for a total not to exceed \$118,000.

This item was pulled from the consent agenda and continued to October 15, 2024 at Chair Kobseff's request.

Health and Human Services - Public Health Division - Approve first amendment to funding implementation project grant agreement with County Medical Services Program Governing Board for the Local Indigent Care Needs Grant Program, amending Sections 12 and 13 as detailed in the amendment and extending the term to June 30, 2026.

This item was pulled from the consent agenda and continued to October 15, 2024 at Chair Kobseff's request.

Health and Human Services - Social Services Division - Approve lease agreement with Jefferson Resource Properties, LLC for property located at 746 and 750 South Main Street, Yreka CA, at the monthly rent as detailed in Exhibits A and A-1, for the term October 1, 2024 through September 30, 2029.

This item was pulled from the consent agenda and continued to October 15, 2024 at Chair Kobseff's request.

County Administration - Presentation of an update regarding local impacts resulting from Lower Klamath Dam removal activities, including impacts to groundwater wells and the Collier Interpretive and Information Center Safety Roadside Rest Area and a draft letter sent to the Federal Energy Regulatory Commission from Nossaman LLP on behalf of the County concerning the Lower Klamath Project. Presentation and discussion only.

Deputy County Administrator Elizabeth Nielsen appeared before the Board, advising that the item was a follow up to the Board's request for an update on Lower Klamath Dam removal activities and associated impacts to groundwater wells and the Collier Rest Area located on Interstate 5 north of Yreka. Ms. Nielsen summarized negative impacts being seen following dam removal and drawdown of local reservoirs, including a residential groundwater well that serves multiple residents that has lost water (gone dry) and experienced sediment intrusion. Ms. Nielsen advised that the Klamath River Renewal Corporation (KRRC) provided a temporary solution to the negatively impacted well, although a permanent solution was needed prior to upcoming freezing winter months (the temporary water tank could be negatively impacted by freezing weather). Ms. Nielsen additionally summarized a letter, written by Nossaman LLP on the County's behalf, to the Federal Energy Regulatory Commission (FERC) requesting that FERC require the KRRC to provide a permanent solution for residents/homes impacted by the dry or underproducing wells by October 30th, provide temporary and then permanent solution for other wells in the vicinity of the dam removal project and to provide funding to assist the Copco Lake Mutual Water Company in upgrading their system should a permanent solution involve the Water Company.

Continued...

County Administration – (continued)

In addition, Ms. Nielsen shared concerns regarding the recent, indefinite closure of the Collier Safety Roadside Rest Area due to water distribution issues, the lack of a timeline for Caltrans and the KRRC to resolve the water distribution issues and land subsidence issues witnessed in the Copco area (i.e. at local residences and Copco Lake Mutual Water Company infrastructure/pipes) following dam removal activities and needing repair. Ms. Nielsen advised that the letter to FERC requested their assistance in requiring that the KRRC address land subsidence impacts to local landowners and also requested that FERC respond to the County's current letter and to a letter sent to FERC in April, 2024 within 30 days of filing of this letter. Ms. Nielsen further advised that the draft letter by Nossaman LLP was signed and submitted to FERC on September 27, 2024 in the same form as was in the agenda item. Ms. Nielsen provided a copy of the finalized letter.

Deputy County Clerk Wendy Winningham advised that the Clerk's Office received a 54-page correspondence from William E. Simpson II with regard to this agenda item on September 27, 2024 of which the Board members were copied.

Discussion followed between members of the Board and Ms. Nielsen regarding the need to specify that the Collier Interpretive and Information Center (CIIC) is a separate entity located at the Collier Safety Roadside Rest Area on Interstate 5, the negative impacts associated with the Rest Area's closure, including a paid CIIC employee that would not be able to work during the closure, the need for the status of Patricia Avenue and other roads in the Copco area needing repairs following the dam removal activities, the need to stress to the State and Governor that the County does not have resources to conduct water quality testing in the Klamath and the County's request that the KRRC provide a potable water tank to the Collier Safety Roadside Rest Area in order for the Rest Area and CIIC to reopen to the public.

Appointments - County Clerk - Appointment of one member to the unscheduled vacancy on the Etna Cemetery District, for a term ending January 3, 2028. Continued to a later date.

Deputy County Clerk Wendy Winningham provided an overview of the request, advising that there had no letters of interest in filling the vacant position received.

Chair Kobseff advised that this item was continued to a later date at Ms. Winningham's request.

Minute Approval - September 17, 2024. Approved.

It was moved by Supervisor Valenzuela, seconded by Supervisor Ogren and carried, following a roll call vote with Supervisors Haupt, Valenzuela, Criss, Ogren and Kobseff voting YES, to approve the September 17, 2024 minutes with the following addition:

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County Clerk - Discussion, direction and possible action re request to reschedule a Personnel appeal hearing on behalf of a Sheriff's Office employee, originally set for a one-day hearing on September 24, 2024. Personnel appeal hearing scheduled on September 24, 2024 vacated; new hearing scheduled for October 29 and 30, 2024 starting at 9 a.m.

Add the following at the end of this item:

If either side feels that it cannot adequately prepare for the hearing within the time set for the hearing or should any dispute arise in preparing for the hearing, either party shall immediately petition the Board of Supervisors for any relief which the party(ies) deem appropriate and which the Board may, in its discretion grant.

If an official transcript of the hearing is desired, the requesting party shall make arrangements for a court reporter and said requesting party shall be responsible for payment of such services. Copies of the official transcript shall be paid for by the party(ies) requesting such copy. Unless a request for an official transcript is made in accordance with the foregoing provisions, it shall be deemed that the right to an official transcript has been waived.

Public Hearings - Community Development - Planning Division - Public hearing to consider Resolution directing staff to issue a Notice of Non-Renewal for properties under Williamson Act Contract Nos. 93002, 83015, 72005, 72025, 72030A and 72077A for Project AGN-24-02 with locations throughout the County. Resolution 24-170 adopted.

This was the time set for a public hearing to consider Resolution directing staff to issue a Notice of Non-Renewal for properties under Williamson Act Contract Nos. 93002, 83015, 72005, 72025, 72030A and 72077A for Project AGN-24-02 with locations throughout the County.

Chair Kobseff opened the public hearing.

Supervisor Criss recused himself from consideration of this item and left the Board Chambers.

Senior Planner James Phelps appeared before the Board and provided an overview of the request, including a summary of each Williamson Act Contract and the recommended reasons for issuance of a Notice of Non-Renewal. Mr. Phelps recommended non-renewal for the various Williamson Act Contracts, stating that the Planning Division had not received requested information from the Contract holders, the 2023 Use Survey was not returned, or property owners declined to apply for new Williamson Act Contracts following a property purchase. Mr. Phelps additionally requested that the Board determine that the project to be exempt under CEQA Guidelines Section 15317, Open Space Contracts or Easements.

In response to the Chair, Deputy County Clerk Wendy Winingham advised that the Clerk's Office had not received any correspondence related to this item.

Discussion followed between members of the Board, Mr. Phelps and County Counsel Natalie E. Reed regarding concerns about the term 'contract' with regard to the Williamson Act, the Williamson Act Contracts that run with the land and the need for the Board to be notified once Notices of Non-Renewal have been processed.

There being no public comments, the public hearing was closed.

It was moved by Supervisor Valenzuela, seconded by Supervisor Ogren and carried, following a roll call vote with Supervisors Haupt, Valenzuela, Ogren and Kobseff voting YES and Supervisor Criss RECUSED, to adopt Resolution 24-170 directing staff to issue a Notice of Non-Renewal to Williamson Act Contracts No. 93002, 83015, 72005, 72025, 72030A, 72077A, and hereby taking the following actions: the Board of Supervisors determine that the proposed issuance of Non-Renewals of Williamson Act contracts is categorically exempt under Section 15317 of the CEQA Guidelines; and authorize staff to process the Notice of Non-Renewals with any changes directed by the Board.

Closed Session - Conference with legal counsel, existing litigation pursuant to Government Code §54956.9(d)(1), two cases, commenced at 10:04 a.m., concluded at 10:33 a.m., with action taken.

Report On Closed Session

County Counsel Natalie E. Reed announced that closed session concluded at 10:33 a.m., with the following reportable action taken.

With regard to item 12B, Conference with legal counsel, existing litigation pursuant to Government Code §54956.9(d)(1), name of case: Rodney Dean Bates v. Brandon Raul Evangelista, et al., Sacramento County Superior Court, Case No. 23-CV-009732, a suit alleging dangerous condition of County property, Ms. Reed advised that it was moved by Supervisor Valenzuela and seconded by Supervisor Kobseff and carried with a unanimous vote of YES, to authorize defense of suit and representation by outside counsel.

Board and Staff Reports

There were no Board or staff reports given.

Adjournment - There being no further business to come before the Board of Supervisors, the meeting was adjourned.

Attest:
Laura Bynum, County Clerk

Michael N. Kobseff, Chair

By: _____
Deputy