

State of California, County of Siskiyou

Board of Supervisors Minutes, December 3, 2024

The Honorable Board of Supervisors of Siskiyou County, California, met in regular session this 3rd day of December 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, Siskiyou Power Authority, County Service Area 4 and In Home Supportive Services Public Authority. Supervisor Criss led in the salute to the flag of the United States of America.

Invocation - Siskiyou County Sheriff Chaplain Keith Bradley provided an invocation.

Closed Session - Personnel pursuant to Government Code §54957, conference with legal counsel, existing litigation pursuant to Government Code §54956.9(d)(1), two cases, conference with legal counsel, anticipated litigation pursuant to Government Code §54956.9, significant exposure to litigation pursuant to Government Code §54956.9(d)(2), one case, conference with legal counsel, anticipated litigation pursuant to Government Code §54956.9, initiation of litigation pursuant to Government Code §54956.9(d)(4), one case, commenced at 9:03 a.m. and concluded at 9:33 a.m., with no action taken.

Report On Closed Session

County Counsel Natalie E. Reed announced that closed session concluded at 9:33 a.m., with no reportable action taken with regards to Item 4C, Conference with legal counsel, existing litigation pursuant to Government Code §54956.9(d)(1), name of case: Renee Klep, et al., v. County of Siskiyou, et al., United States District Court, Eastern District of California, Sacramento Division, Case No. 2:23-cv-00274; and Item 4D, Conference with legal counsel, anticipated litigation pursuant to Government Code §54956.9, significant exposure to litigation pursuant to Government Code §54956.9(d)(2), one case. Additionally Ms. Reed advised that the balance of the closed session agenda would be taken up at the end of the meeting.

Presentations from the Public

There were no presentations from the public.

Consent Agenda – Approved.

At Supervisor Kobseff's request, item 7L, General Services – Sanitation contract with Edgar & Associates, Inc. was pulled from the consent agenda for discussion.

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:

County Administration

Approve (adopt) Resolution 24-201 declaring County-owned property APN: 038-210-010 as surplus and authorize the Chair to sign.

County Administration

Approve and authorize the Chair to sign the Fourth Amendment to the Master Service Agreement with AccuSourceHR, Inc.

County Administration

Approve the donation of the Surplus Cook Trailer to the Siskiyou County Sheriff Posse and approve staff to complete all necessary documentation.

Continued...

Consent Agenda – (continued)

County Administration - Natural Resources

Ratify letter to the State Water Resources Control Board providing comments regarding the October 22, 2024 Notice for comment on potential extension of the current Emergency Regulation for the Scott and Shasta River Watersheds.

County Administration - Personnel

Adopt Resolution P 24-202 amending the Siskiyou County Salary Schedule, Position Allocation List, and new classifications specifications for positions in County service effective December 8, 2024.

County Clerk

Appoint in-lieu of election to the Tulelake Multi-County Fire Protection District Jeffery Boyd, Thomas Frey and John Prosser for full terms, December 6, 2024 through December 1, 2028 and Ryan Baley for a short-term December 6, 2024 through December 4, 2026.

County Counsel

Approve the First Addendum to Agreement for Services with Swanson Law Office, that extends the term of the agreement, increases the compensation under the contract by \$40,000, and amends Exhibit "B" (and paragraph 1 of the agreement), and authorize the Board chair to execute same.

County Library

Approve acceptance of the \$1,000.00 from the Yreka Friends of the Library to be used for monthly monitoring of the fire alarm system at the Yreka Library.

County Library

Ratify the Department Head's signature on the 2024-25 Zip Book Award Agreement in the amount of \$23, 877. Please authorize the department to accept the awarded Zip Book Grant funds and authorize the Auditor's Office to establish budget as necessary.

County Library

Approve acceptance of the \$200.00 gift certificate from The Library Store to be used towards future purchases.

Facilities Management

Approve the Public Works Contract between the County and Ray-Mac Mechanical, Inc. and authorize the Board Chair to sign the Contract to provide HVAC system upgrades to the HVAC system located at the Health and Human Services Department 818 S Main Street, Yreka, California in the not-to-exceed amount of \$476,870.32.

Health and Human Services - Behavioral Health Division

Approve and authorize the Chair to sign the Memorandum of Understanding for Services between Siskiyou County Health and Human Services Agency, Behavioral Health Division, and Siskiyou County Sheriff for the term commencing July 1, 2024 through June 30, 2025.

Health and Human Services - Behavioral Health Division

Approve and authorize the Chair to sign the Contract for Services between Siskiyou County Health and Human Services Agency - Behavioral Health Division and Applied Survey Research for the term of July 1, 2024 through June 30, 2025.

Health and Human Services – Social Services Division

Approve and Chair sign the Contract between the Siskiyou County Health and Human Services Agency and SolutionsWest, effective October 1, 2023, through June 30, 2025.

Public Defender

Authorize the CAO to sign the Amendment No. 2 to BSCC Public Defense Pilot Program Grant to extend terms through December 21, 2026 and increase amount by \$52,027 for a total of \$164,159.09.

Continued...

Consent Agenda – (continued)

Sheriff

Approve contract between Dr. Catherine Nicka, MD and Siskiyou County Sheriff's Office for autopsy and examination services. Terms are valid from July 1, 2024 through June 30, 2027. Allow the Auditor to make appropriations.

Sheriff

Approve the Sheriff to continue working with A&P Helicopters, Inc for aviation services per the original contract term in accordance with the new fee schedule listed in the 2nd addendum, Exhibit A.

Siskiyou County Local Transportation Commission

Authorize the Board Chair to execute the Siskiyou Transportation Agency Joint Powers Agreement.

Transfer of Funds - County Library - \$1,000. Resolution 24-203 adopted.

Transfer of Funds - Sheriff - \$2,050. Resolution 24-204 adopted.

Transfer of Funds - Solid Waste Disposal - \$16,820. Resolution 24-205 adopted.

Transfer of Funds - Human Services Administration - \$2,904. Resolution 24-206 adopted.

General Services – Sanitation - Approve contract with Edgar & Associates, Inc. to conduct a Feasibility Study for Organic Waste Management to comply with SB 1383, in an amount not to exceed \$157,705, for the term December 1, 2024 through November 30, 2025. Motion to approve failed; no action taken.

This item was pulled from the consent agenda at Supervisor Kobseff's request. Supervisor Kobseff shared concerns, requesting clarification of Exhibit A (Scope of Work) in the Edgar & Associates' contract.

General Services Project Coordinator Emily Harper appeared before the Board, advising that the Exhibit A was identified as Tasks, beginning on page 29 of the Proposal to Siskiyou County.

In response to Chair Kobseff, County Counsel Natalie E. Reed advised that the agenda item (contract) had been reviewed by County Counsel's Office prior to being placed on the agenda.

Discussion followed between members of the Board and Ms. Harper regarding Siskiyou County's exemption from the organic waste requirements and the benefits associated with completing a feasibility study, including options for performing food recovery services.

Supervisor Kobseff spoke in opposition to the proposed feasibility contract.

It was moved by Supervisor Valenzuela to approve FY 24/25 contract with Edgar & Associates to provide a Feasibility Study for General Services for organic waste management at the rate of \$157,705.

Further discussion followed, including General Services Director Joy Hall, regarding the grant funding being used for the feasibility study and the potential for additional grant funding opportunities once a feasibility study is completed, including possible options for addressing 'green waste' and purchasing equipment for local transfer stations.

Supervisors Ogren and Kobseff voiced concerns regarding the potential for creating additional bureaucracy at the County level and the lack of benefits of the program for rural counties.

Edgar & Associates, Inc. representative Evan Edgar appeared before the Board, speaking in support of the CalRecycle program as a means to feed people and to manage excess green waste for rural and urban communities and counties.

The motion died for lack of a second.

Public Requests - SMART Workforce Center - Presentation re Workforce Innovation and Opportunity Act and other workforce updates for Siskiyou County. Presentation and discussion only.

SMART Workforce Center Chief Executive Officer Wendy Zanutelli and Regional Business Services Manager Carrian Ann Foster appeared before the Board.

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Public Requests - SMART Workforce Center – (continued)

Ms. Zanotelli presented a powerpoint presentation regarding the SMART Workforce Center, including an overview of the Workforce Innovation Opportunity Act and the associated funding for the Center to provide local job search and placement services in Del Norte, Shasta, Siskiyou and Trinity Counties. Ms. Zanotelli additionally provided an overview of the Northern Rural Training and Employment Consortium (NoRTEC) that the SMART Workforce Center is a part and an overview of the two SMART offices located in Yreka (at the Goodwill) and Weed (at the College of the Siskiyou campus). Ms. Zanotelli summarized Siskiyou County's unemployment trends and shared concerns regarding the County's declining labor force.

Continuing the powerpoint, Ms. Zanotelli summarized the various services the Center provides to County citizens who are in need of a job and/or training, the services provided to local businesses and the variety of training programs and job placements made. Ms. Zanotelli additionally spoke in support of the benefits provided by National Dislocated Worker Grants available following natural disasters.

Brief discussion followed between members of the Board, Ms. Zanotelli and Ms. Foster regarding the Center's connection to the 211 services and benefits associated with co-location at the College (COS).

County Counsel - Discussion, direction, and possible action on the present and future anticipated costs associated with the tax exchange dispute resolution process (fiscal analysis/mediation/arbitration) the County and City of Yreka are engaged in under Revenue and Taxation Code Section 99 for the Evans-Wilmarth Annexation. Presentation and discussion only.

County Counsel Natalie E. Reed provided an overview and recent history associated with a tax exchange dispute concerning the Evans-Wilmarth Annexation between the City of Yreka and the County. Ms. Reed advised of the Revenue and Taxation Code requirement that the City and the County equally share the costs associated with dispute resolution, including a third party fiscal analysis which had not been completed. Ms. Reed further advised that if the parties do not come to resolution following completion of the analysis and further discussion between the City and County, the next process would include a mediation stage and that those costs could vary. Ms. Reed additionally advised that the City had reached out to mediators and one that could be available in the next few months could cost approximately \$4,650 that would be split between the City and County. Ms. Reed advised that, should mediation be unsuccessful, arbitration would be the next step.

In response to Chair Kobseff, Ms. Reed advised that the parties were still in the fiscal analysis portion of the process and would not move on to mediation until the first phase of the process was completed.

Appointments - County Clerk - Appointment of one member to the unscheduled vacancy on the Siskiyou Resource Conservation District, for a term ending November 30, 2024. Dropped from the agenda.

The Chair advised that this item was dropped from the agenda at the Clerk's request.

Appointments - County Clerk - Appointment of one member to the unscheduled vacancy on the Shasta Valley Resource Conservation District, for a term ending November 30, 2024. Dropped from the agenda.

The Chair advised that this item was dropped from the agenda at the Clerk's request.

Appointments - County Clerk - Appointment of one member to the unscheduled vacancy on the Siskiyou Resource Conservation District, for a term ending November 26, 2026. Continued to a later date.

Deputy County Clerk Wendy Winningham provided an overview of the request, advising that the Clerk nor the District had not received any letters of interest in serving on the District Board. Ms. Winningham requested continuation of this item.

The Chair advised that this item was continued to a later date at the Clerk's request.

Appointments - County Clerk - Appointment of two members to the scheduled vacancies on the Siskiyou Resource Conservation District, for full terms ending November 30, 2028. Jefferson Maddox appointed; remaining vacancy continued to a later date.

Deputy County Clerk Wendy Winningham provided an overview of the request, advising that incumbent Jefferson Maddox expressed interest in continuing on the District Board. Continued...

Appointments - County Clerk – (continued)

It was moved by Supervisor Haupt, seconded by Supervisor Kobseff and carried, following a roll call vote with Supervisors Haupt, Valenzuela, Criss, Ogren and Kobseff voting YES appoint Jefferson Maddox to the scheduled vacancy on the Siskiyou Resource Conservation District, for a full term ending November 30, 2028.

The Chair advised that the remaining vacancy was continued to a later date.

Appointments - County Clerk - Appointment of two members to the scheduled vacancies on the Shasta Valley Resource Conservation District, for full terms ending November 30, 2028. William Hirt appointed; remaining vacancy continued to a later date.

Deputy County Clerk Wendy Winningham provided an overview of the request, advising that incumbent William Hirt expressed interest in continuing on the District Board.

It was moved by Supervisor Kobseff, seconded by Supervisor Criss and carried, following a roll call vote with Supervisors Haupt, Valenzuela, Criss, Ogren and Kobseff voting YES to appoint William Hirt to the scheduled vacancy on the Shasta Valley Resource Conservation District, for a full term ending November 30, 2028.

The Chair advised that the remaining vacancy was continued to a later date.

Appointments - County Clerk - Appointment of one member to the unscheduled vacancy on the Siskiyou County Planning Commission, for a representative of Supervisorial District 3, for a term ending June 30, 2027. Danielle Lindler appointed.

Deputy County Clerk Wendy Winningham provided an overview of the request, advising that former Planning Commissioner Danielle Lindler expressed interest in serving on the Planning Commission.

Following brief discussion between members of the Board and Ms. Winningham regarding the definition of scheduled and unscheduled vacancies on various committees, boards, districts, it was moved by Supervisor Kobseff, seconded by Supervisor Ogren and carried, following a roll call vote with Supervisors Haupt, Valenzuela, Criss, Ogren and Kobseff voting YES to appoint Danielle Lindler to the unscheduled vacancy on the Siskiyou County Planning Commission, for a representative of Supervisorial District 3, for a term ending June 30, 2027.

Minute Approval - October 15, 2024; October 29, 2024; November 12, 2024. Approved.

It was moved by Supervisor Haupt, seconded by Supervisor Valenzuela and carried, following a roll call vote with Supervisors Haupt, Valenzuela, Criss, Ogren and Kobseff voting YES to approve the October 15, 2024, October 29, 2024 and November 12, 2024 minutes as presented.

Public Hearings - Community Development - Continued public hearing to consider adoption of revised Rules for the establishment and administration of the Siskiyou County Agricultural Preserve and Williamson Act Contracts (SP-24-03). Approved; Resolution 24-207 adopted.

This was the time set for a continued public hearing to consider adoption of revised Rules for establishment and administration of the Siskiyou County Agricultural Preserve and Williamson Act Contracts (SP-24-03), having been continued from November 12, 2024.

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

Associate Planner Bernadette Cizin appeared before the Board and provided an overview of the request to update the County's Rules for establishing and administering Williamson Act contracts and Agricultural Preserves, including recommended revisions to the Rules. Ms. Cizin requested that the Board reconsider an earlier request to create one Agricultural Preserve to encompass all lands currently in Agricultural Preserve until Community Development can further review the issue. Ms. Cizin additionally requested to incorporate verbiage into the Rules that a landowner wishing to non-renew a contract shall contact the Community Development – Planning Division to obtain appropriate forms and instructions and to incorporate the County's policy regarding public acquisition of land (i.e. Resolutions 08-153 and 13-87) into the Rules.

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Public Hearings - Community Development – (continued)

Lastly, Ms. Cizin advised that, should a landowner's property qualify for the Timber Production Zoning (TPZ), the landowner would not be subject to contract cancellation fees. Ms. Cizin advised of speaking with Farm Bureau representatives regarding the anticipated process for inspecting property under Williamson Act with regard to approved commercial agriculture activities.

In response to the Chair, Deputy County Clerk Wendy Winingham advised that the Clerk's Office had not received additional correspondence other than earlier correspondence from local resident Mark Coats.

There being no public comment, the public hearing was declared closed.

It was moved by Supervisor Haupt, second 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 24-207 hereby taking the following actions: determine the amendments to the Rules for the Establishment and Administration of Agricultural Preserves and Williamson Act Contracts be categorically exempt from the California Environmental Quality Act (CEQA) pursuant to Sections 15307 and 15061(b)(3) of the CEQA Guidelines; and adopt the amendments to Rules for the Establishment and Administration of Agricultural Preserves and Williamson Act Contracts attached as Exhibit A of this Resolution attached and incorporated herein.

Supervisor Criss returned to the Board Chambers.

Board and Staff Reports

Supervisor Valenzuela advised of his attendance at a California State Association of Counties (CSAC) event in Pasadena California.

Supervisor Criss advised of his participation in local Read Across Siskiyou events, and his attendance at a Sierra-Sacramento Valley EMS Agency meeting, Tulelake's Veterans' Day event, Klamath Endangered Species Act (ESA) meeting and a LEMSA quarterly meeting. Supervisor Criss additionally advised of plans to attend an upcoming listening session at College of the Siskiyous (COS) regarding Medicine Lake and an upcoming Superior California Economic Development District (SCEDD) meeting. Supervisor Criss further advised of activities taking place at Petroglyph Point area of the Lava Beds National Monument.

Supervisor Haupt advised of his participation in Read Across Siskiyou events at local schools, and his attendance for a dinner with State Water Board representatives and an associated water tour, a California Rifle and Pistol Association (CRPA) fundraiser and a meeting with California Fish and Wildlife regarding their Bear Management Plan with Supervisor Kobseff.

Supervisor Ogren advised of her participation in the Read Across Siskiyou event at Big Springs School, and her attendance at a Siskiyou County Firesafe Council meeting, an OreCal RC&D meeting, a PSA 2 Area Agency on Aging Executive Board meeting, a Behavioral Health Advisory Board meeting, a Local Transportation Commission meeting, a California Rifle and Pistol Association (CRPA) dinner, Collier Interpretive and Information Center (CIIC) meeting and Thanksgiving with family.

Supervisor Kobseff advised of his participation for the Read Across Siskiyou event, a Local Transportation Commission meeting, a California Fish and Wildlife meeting regarding comments on their Bear Management Plan via ZOOM with Supervisor Haupt, a California Rifle and Pistol Association (CRPA) dinner and a dinner and tour with State Water Board representatives of the Scott and Shasta systems.

Closed Session - Personnel pursuant to Government Code §54957, conference with legal counsel, existing litigation pursuant to Government Code §54956.9(d)(1), two cases, conference with legal counsel, anticipated litigation pursuant to Government Code §54956.9, significant exposure to litigation pursuant to Government Code §54956.9(d)(2), one case, conference with legal counsel, anticipated litigation pursuant to Government Code §54956.9, initiation of litigation pursuant to Government Code §54956.9(d)(4), one case, commenced at 11:23 a.m. and concluded at 11:54 a.m., with action taken.

Report On Closed Session

County Counsel Natalie E. Reed announced that closed session concluded at 11:54 a.m., with reportable action taken.
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Report On Closed Session – (continued)

With regard to Item 4B, Conference with legal counsel, existing litigation pursuant to Government Code §54956.9(d)(1), name of case: Ger Chong Ze Chang, et al., v. County of Siskiyou, et al., United States District Court, Eastern District of California, Sacramento Division, Case No. 2:22-cv-01378, Ms. Reed advised that it was moved by Supervisor Kobseff and seconded by Supervisor Criss and carried with a unanimous vote of YES to authorize representation by outside counsel Best, Best, and Krieger.

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