

# State of California, County of Siskiyou

## Board of Supervisors Minutes, February 1, 2022

The Honorable Board of Supervisors of Siskiyou County, California, met in regular session this 1<sup>st</sup> day of February 2022; there being present Supervisors Michael N. Kobseff, Ray A. Haupt, Nancy Ogren and Ed Valenzuela, County Administrator Angela Davis, County Counsel Edward J. Kiernan, and County Clerk and ex-Officio Clerk of the Board of Supervisors Laura Bynum by Deputy County Clerk Wendy Winningham. Supervisor Brandon Criss participated via teleconference/ZOOM.

The meeting was called to order by Vice Chair Valenzuela. 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 Airport Land Use Commission. Supervisor Haupt led in the salute to the flag of the United States of America.

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

### **Presentations from the Public**

Participation in presentations from the public by various members of the public was provided via teleconference phone.

Caller Richard Marshall voiced opposition to a draft letter to the Governor of California and Klamath River Renewal Corporation (KRRC) concerning the Klamath Dam Removal Project and shared concerns that the Board had not considered, nor adopted a Resolution to protect various cultural and historic resources located around Copco Lake.

Caller Chrissie Reynolds spoke in support of the Board taking action to protect various cultural and historic resources located around Copco Lake (ancient Beswick Forest) and in opposition to approval of the letter to the Governor of California and Klamath River Renewal Corporation (KRRC) concerning the Klamath Dam Removal Project without public comment.

Caller Nick Joslin provided a brief overview of a recent snow survey conducted in Siskiyou County, sharing concerns that the County was at 59% of average for snow and water depth for this time of year.

**Consent Agenda** – Approved.

At Supervisor Kobseff's request, item 5H, Natural Resources' letter to the State of California and the Klamath River Renewal Corporation re anticipated adverse impacts associated with the proposed Klamath River Dam Removal Project was pulled from the consent agenda for discussion.

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

#### Community Development / County Counsel

Approve the contract with Maire & Deedon, Inc. for hearing officer services and authorize the chair of the Board of Supervisors to execute the contract; approve the Resolution 22-30 designating hearing officers provided by Maire & Deedon Inc. as hearing officers for purposes of Chapter 10.14 of the Siskiyou County Code.

#### General County Fire

Approve contract and authorize the County Administrative Officer to sign and the County Auditor to pay for services provided under Agreement 2CA05430 for \$565,352.00 for CAL FIRE contracted services for staffing of the Hornbrook Station and Yreka Interagency Command Center for the 21/22 fiscal year from July 1<sup>st</sup>, 2021 through June 30<sup>th</sup>, 2022.

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**Consent Agenda – (continued)**

Health and Human Services - Behavioral Health Division

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

Health and Human Services - Behavioral Health Division

Approve and authorize the Chair to sign the Participation Agreement between Siskiyou County Health & Human Services Agency, Behavioral Health Division, California Mental Health Services Authority, for the term of July 1, 2021 to June 30, 2025 and authorize the county administrator to enter and execute any supplemental, amended or modifications to the agreement.

Health and Human Services - Behavioral Health Division

Ratify and approve the grant application, authorize acceptance of the grant award, authorize the County Administrator to enter into and execute a subrecipient agreement, and authorize the Auditor to establish budget appropriations and set expenditures per the grant guidelines.

Health and Human Services - Social Services Division

Approve and the Chair sign the third Addendum to the County of Siskiyou Contract for Services between the Siskiyou County Health and Human Services Agency and Personnel Preference, Inc., effective September 1, 2019 through June 30, 2022.

Health and Human Services - Social Services Division

Approve and the Chair sign the Contract for Services between the Siskiyou County Health and Human Services Agency and Suburban Propane, effective January 4, 2022 through June 30, 2023.

Natural Resources

Approve option #1 and take no action. If that option is selected, staff requests Board direction in sending notification letters to the current (Scott Valley Groundwater) advisory committee members that the committee is no longer active.

Public Works

Approve and sign the 3<sup>rd</sup> addendum between CH2MHill, Inc. and Siskiyou County Road Department for work on the Wooley Creek Bridge Project.

Sheriff-Jail

Approve contract between American Alarm Company, Inc. and Siskiyou County Sheriff's Office for fire alarm system.

Sheriff

Ratify the grant application for the Sheriff to apply for funds in the amount of \$195,000 from the Drug Enforcement Administration for law enforcement services covering the period of October 1<sup>st</sup>, 2021 through September 30<sup>th</sup>, 2022. Accept grant award in the amount of \$135,000.00. Authorize the Sheriff to sign all agreements necessary and the Auditor to establish budget appropriations per grant guidelines.

Sheriff

Approve the agreement between Siskiyou County and the San Mateo County Sheriff's Office pertaining to assistance provided under the Law Enforcement Mutual Aid Plan for reimbursement of services on the Lava Fire.

Sheriff

Approve the agreement between Siskiyou County and the Redding Police Department pertaining to assistance provided under the Law Enforcement Mutual Aid Plan for reimbursement of services on the Lava Fire.

Continued...

## **Consent Agenda – (continued)**

### **Sheriff**

Approve and ratify the Sheriff's Office's application for 21/22 funding from the California Department of Parks and Recreation Division of Boating and Waterways that will support the purchase of equipment. Authorize the Sheriff to sign any documents required to apply and accept funding per State guidelines and the Board adopt the Resolution (Number 22-23). Authorize the Auditor to establish budget appropriations.

Transfer of Funds - District Attorney-Public Admin - \$2,250. Resolution 22-24 adopted.

Transfer of Funds - Public Health COVID-19-47 Crisis Response - \$20,324. Resolution 22-25 adopted.

Transfer of Funds - Road Department - \$44,135. Resolution 22-26 adopted.

Transfer of Funds - Workers' Compensation - \$200,000. Resolution 22-27 adopted.

Transfer of Funds - Human Services Administration - \$9,000. Resolution 22-28 adopted.

**Natural Resources** - Approve letter to State of California and the Klamath River Renewal Corporation re anticipated adverse impacts associated with the proposed Klamath River Dam Removal Project. Continued to February 15, 2022.

This item was pulled from the consent agenda at Supervisor Kobseff's request. Supervisor Kobseff spoke in support of allowing for public comments to be received prior to discussing/approving the draft letter.

It was moved by Supervisor Kobseff, seconded by Supervisor Ogren and carried, following a roll call vote with Supervisors Haupt, Kobseff, Ogren, Valenzuela and Criss voting YES, that the letter to State of California and the Klamath River Dam Removal Project is continued to February 15, 2022.

**Health and Human Services** - Public Health Division - Presentation of an update re COVID-19 and vaccinations as they pertain to Siskiyou County. Presentation and discussion only.

Participation in this item by County staff was provided via teleconference phone.

Public Health Director Shelly Davis provided an update regarding COVID-19, including statistics related to confirmed cases, hospitalizations, deaths and vaccination efforts. Ms. Davis additionally provided an update regarding the Public Health satellite clinic in Yreka for providing vaccinations and testing services.

Brief discussion followed between members of the Board and Ms. Davis regarding the availability of monoclonal antibody therapy.

**County Administration** - Discussion, direction, and possible action re drafting letters related to the Shasta-Trinity and Klamath National Forests' Schedule of Proposed Actions (SOPAs) for January 1, 2022 to March 31, 2022. Presentation and discussion only.

Deputy County Administrator Elizabeth Nielsen provided an overview of several projects listed in the Schedules of Proposed Action (SOPAs) for which staff would develop comment letters for the Board to consider at a later date, including the Six Rivers Hazardous Fuels and Fire Management Project, Horse Creek Community WUI Hazardous Fuels Reduction Project, Seiad Creek at Panther Gulch: Coho Habitat Enhancement Design Project, Slater-McCash Planting, Thompson Legacy Sediment Site Treatment Plan and Lake Mountain & Middle Tompkins Grazing. In addition, Ms. Nielsen provided a status report on projects the Board previously commented on including, the Oak Knoll Range, Bear Country Project, Bray and Horsethief Grazing Allotment Analysis, Red Salmon Fire Recovery, Bradley Fire, Antelope Fire and Lava Fire Restoration.

Discussion followed between members of the Board and Ms. Nielsen regarding additional projects identified in the SOPAs in order to provide comments, the need to comment regarding sediment into flowing into the South Fork of the Scott River and the South Fork Sacramento Project which was not listed in the SOPA.

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## **County Administration – (continued)**

The Vice Chair opened the item to public comment.

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

Caller Nick Joslin advised that the South Fork Sacramento Project was in pre-scoping and would be added to a SOPA after scoping was completed.

**County Administration** - Discussion, direction and possible action re request to appoint Ms. Joy Hall to the position of Director of General Services, effective February 6, 2022. Approved.

County Administrator Angela Davis provided an overview of the recruitment process utilized to fill the vacant General Services Director position and recommended appointment of Joy Hall to fill the position.

Ms. Hall appeared before the Board. Following brief discussion between members of the Board and Ms. Hall regarding the recommendation, it was moved by Supervisor Kobseff, seconded by Supervisor Valenzuela and carried, following a roll call vote with Supervisors Haupt, Kobseff, Ogren, Valenzuela and Criss voting YES to appoint Ms. Joy Hall to the position of Director of General Services effective February 6, 2022.

**County Administration** - Discussion, direction and possible action re Resolution calling an election to submit to the voters of Siskiyou County a proposal for the establishment of a Board-Appointed County Auditor-Controller and ordering that the County election be consolidated with the statewide election to be held June 7, 2022. Resolution 22-29 adopted.

County Administrator Angela Davis provided an overview of the request to adopt a Resolution to call an election for the voters of Siskiyou County to consider establishment of a Board-Appointed County Auditor-Controller position.

Discussion followed between members of the Board and Ms. Davis regarding the anticipated effective date for establishment of a Board-Appointed County Auditor-Controller, should the voters approve the request, and similar actions that have been taken by voters in other California counties.

It was moved by Supervisor Kobseff, seconded by Supervisor Valenzuela and carried, following a roll call vote with Supervisors Haupt, Kobseff, Ogren, Valenzuela and Criss voting YES, to adopt a Resolution of the Siskiyou County Board of Supervisors, No. 22-29, calling an election to submit to the voters of Siskiyou County a proposal for the establishment of a Board-appointed County Auditor-Controller and ordering that the County election be consolidated with the statewide election to be held June 7, 2022.

**Board of Supervisors' Requests** - Board of Supervisors - Review status of local emergency related to the proliferation of illegal cannabis cultivation as declared by Resolution 20-18, adopted on January 21, 2020; action to extend or terminate local emergency. Local emergency extended.

It was moved by Supervisor Criss, seconded by Supervisor Ogren and carried, following a roll call vote with Supervisors Haupt, Kobseff, Ogren, Valenzuela and Criss voting YES, to extend the local emergency related to the proliferation of illegal cannabis cultivation.

**Board of Supervisors' Requests** - Board of Supervisors - Review status of local emergency related to catastrophic wildfire as declared by Resolution 21-77, adopted on June 1, 2021; action to extend or terminate local emergency. Local emergency extended.

It was moved by Supervisor Haupt, seconded by Supervisor Ogren and carried, following a roll call vote with Supervisors Haupt, Kobseff, Ogren, Valenzuela and Criss voting YES, to extend the local emergency related to catastrophic wildfire.

**Minute Approval** - December 14, 2021. Approved.

It was moved by Supervisor Ogren, seconded by Supervisor Kobseff and carried, following a roll call vote with Supervisors Haupt, Kobseff, Ogren, Valenzuela and Criss voting YES, to approve the December 14, 2021 minutes as presented.

**Public Hearings – Community Development - Planning Division - Public hearing for the first reading of an ordinance reclassifying land adjacent to Dunsmuir Municipal-Mott Airport from Rural Residential Agricultural (R-R) to Planned Development (P-D) on APN: 037-410-230; Township 40 North, Range 4 West, Section 35, MDB&M for the Purvis Zone Change (Z-21-07). Public hearing and first reading continued to February 15, 2022.**

This was the time set for a public hearing for the first reading of an ordinance reclassifying land adjacent to Dunsmuir Municipal-Mott Airport from Rural Residential Agricultural (R-R) to Planned Development (P-D) on APN: 037-410-230; Township 40 North, Range 4 West, Section 35, MDB&M for the Purvis Zone Change (Z-21-07).

The Vice Chair opened the public hearing.

Senior Planner Rachel Jereb provided a staff report, advising that the zone change was to allow for construction of a contractor's yard and that due to the proximity of the property to the Dunsmuir-Mott Airport, an avigation easement (aviation easement) was required by the Planning Commission. Ms. Jereb further advised that the City of Dunsmuir had no objection to the avigation easement, although the document had not been approved or recorded yet. Ms. Jereb requested continuation of the first reading until the avigation easement has been recorded.

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

In response to Supervisor Kobseff, Deputy County Counsel William Carroll advised that the first reading should not be approved until the avigation easement has been approved and recorded.

Following brief discussion between members of the Board, Ms. Jereb and County Counsel Edward J. Kiernan regarding the anticipated timeframe for approval and recordation of the avigation easement, it was moved by Supervisor Valenzuela, seconded by Supervisor Kobseff and carried, following a roll call vote with Supervisors Haupt, Kobseff, Ogren, Valenzuela and Criss voting YES, to continue the public hearing and the first reading to February 15, 2022.

**Public Hearings – Community Development - Planning Division - Continued public hearing for the second reading of an ordinance amending Chapter 5 of Title 10 of the Siskiyou County Code regarding the County's Surface Mining and Reclamation (SMARA) Ordinance. Ordinance 22-03 adopted.**

This was the time set for a continued public hearing for the second reading of an ordinance amending Chapter 5 of Title 10 of the Siskiyou County Code regarding the County's Surface Mining and Reclamation (SMARA) Ordinance, having been introduced on January 4, 2022.

Assistant Planner Bernadette Cizin provided a staff report, advising that the proposed amendments were to update the County's Surface Mining and Reclamation Act (SMARA) Ordinance in line with the State's requirements.

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

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

In response to Supervisor Haupt regarding language in the ordinance related to repurposing/reclaiming land for alternative land uses, Community Development Director Rick Dean advised that the Reclamation Plan associated with a surface mining operation would take into account and detail the type of use(s) that the land (site) could be repurposed.

It was moved by Supervisor Kobseff and seconded by Supervisor Valenzuela to determine the project exempt from CEQA in accordance with Section 15061(b)(3) and Section 15307; waive the second reading of the draft ordinance amending the County's Surface Mining and Reclamation Ordinance; and adopt the draft ordinance amending the County's Surface Mining and Reclamation Ordinance.

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**Public Hearings – Community Development - Planning Division – (continued)**

Following a roll call vote with Supervisors Kobseff, Ogren, Valenzuela and Criss voting YES and Supervisor Haupt ABSTAINING the motion to adopt Ordinance 22-03 carried.

**Public Hearings – Community Development – Environmental Health Division - Continued public hearing for the second reading of an ordinance amending Sections 33 and 34 and adding Section 34.5 of Chapter 2 of Title 5 of the Siskiyou County Code regarding waterless toilets. First reading approved; public hearing continued to February 15, 2022 for the second reading.**

This was the time set for a continued public hearing for the second reading of an ordinance amending Sections 33 and 34 and adding Section 34.5 of Chapter 2 of Title 5 of the Siskiyou County Code regarding waterless toilets, having been continued from January 18, 2022.

Community Development Director Rick Dean distributed a revised draft ordinance and requested consideration of a first reading of the draft ordinance, advising that there had been changes made to the document.

County Counsel Edward J. Kiernan advised that the ordinance revisions were substantial enough to consider this a first reading instead of a second reading.

Mr. Dean summarized various revisions to the draft ordinance related to waiver of a fee and language related to composting toilets and the Public Health and Environmental Health Departments. In addition, Mr. Dean provided a brief overview of the Department’s process for creating/developing ordinances.

In response to Vice Chair Valenzuela, Deputy County Clerk Wendy Winningham advised that the Clerk’s Office had not received any correspondence related to this item.

The item was opened to public comment and no public comments were received.

It was moved by Supervisor Kobseff, seconded by Supervisor Ogren and carried, following a roll call vote with Supervisor Haupt, Kobseff, Ogren, Valenzuela and Criss voting YES to approve the first reading and continue the public hearing for the second reading of the ordinance to February 15, 2022.

**Closed Session - Conference with legal counsel, existing litigation pursuant to Government Code §54956.9(a), two cases, Personnel pursuant to Government Code §54957, consider public employee performance evaluation for the position of County Counsel, commenced at 10:15a.m., concluded at 11:20a.m., with no action taken.**

**Report On Closed Session**

County Counsel Edward J. Kiernan announced that closed session concluded at 11:20a.m., with no reportable action taken.

**Board and Staff Reports**

Supervisor Kobseff advised of his virtual attendance at a Nortec meeting.

Supervisor Valenzuela advised of an upcoming trip to Washington DC on February 15<sup>th</sup> and reported on his participation in a California State Association of Counties (CSAC) meeting.

Supervisor Ogren advised of participating in the County’s annual Homeless Point In Time count.

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

Attest:  
Laura Bynum, County Clerk

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Brandon A. Criss, Chair

By: \_\_\_\_\_  
Deputy