

# State of California, County of Siskiyou

## Board of Supervisors Minutes, January 18, 2022

The Honorable Board of Supervisors of Siskiyou County, California, met in regular this 18<sup>th</sup> day of January 2022; there being present Supervisors Brandon Criss, Michael N. Kobseff, 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 Ray A. Haupt participated in the meeting via teleconference phone/ZOOM.

The meeting was called to order by Chair Criss. 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 and County Service Area 5. Supervisor Kobseff led in the salute to the flag of the United States of America.

**County Counsel** - Discussion, direction and possible action re Resolution authorizing remote teleconference meetings of the Legislative Bodies of Siskiyou County pursuant to Brown Act provisions due to a State of Emergency. Resolution 22-08 adopted.

County Counsel Edward J. Kiernan provided an overview of the request, advising that the Resolution would make it possible for a member of the Board of Supervisors to participate in Board meetings via teleconference phone (ZOOM).

It was moved by Supervisor Valenzuela, seconded by Supervisor Kobseff and carried, following a roll call vote with Supervisors Kobseff, Haupt, Valenzuela, Ogren and Criss voting YES, to approve AB 361 Resolution 22-08 for holding remote meetings under the modified Brown Act requirements.

**Off-Agenda item** – County Counsel – 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. Urgency item added to the closed session agenda.

County Counsel Edward J. Kiernan provided an overview of the request, advising that Board action and/or direction was necessary prior to the next regular Board meeting on February 1, 2022. Mr. Kiernan requested that the item be added to the closed session agenda.

It was moved by Supervisor Kobseff, seconded by Supervisor Valenzuela and carried, following a roll call vote with Supervisors Kobseff, Haupt, Valenzuela, Ogren and Criss voting YES, to consider an item not on the posted agenda regarding 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.

**Closed Session** - Conference with legal counsel, existing litigation pursuant to Government Code §54956.9(a), name of case: In the Matter of the License Surrender Proceedings for the Lower Klamath Project: Federal Energy Regulatory Commission proceedings: No P-2082-063 and 14803-001, commenced at 9:04a.m., concluded at 9:31a.m., with no action taken.

### Report On Closed Session

County Counsel Edward J. Kiernan announced that closed session concluded at 9:31a.m., with no reportable action taken.

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

### Presentations from the Public

There were no presentations from the public received.

**Consent Agenda – Approved.**

At Chair Criss' request, item 9C - County Administration/Personnel's Resolution amending the Siskiyou County Salary Schedule for revisions in the Sheriff's and District Attorney's Offices, was pulled from the consent agenda for discussion.

At Supervisor Haupt's request, item 9F - Community Development/Planning Division's contract with ECORP Consulting, Inc., for CEQA analysis services, was pulled from the consent agenda for discussion.

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

County Administration - Personnel

Approve Personnel Resolution P 22-09 adding Senior Civil Engineer – Range RG067 to the Siskiyou County Salary Schedule, delete Deputy Director of Road/Bridge Services – 1.0 FTE, delete Associate Civil Engineer – 1.0 FTE, create Senior Civil Engineer – 1.0 FTE, in the Road Department, delete Fiscal Technician II – 1.0 FTE, create Fiscal Technician III – 1.0 FTE, create Program Manager – 1.0 FTE, create Social Worker Supervisor – 1.0 FTE, in Health and Human Services Agency, effective February 6, 2022.

County Administration - Personnel

Authorize the termination of all employment contracts between the County of Siskiyou and the following employees, effective February 5, 2022: Chief Probation Officer, Director of Community Development, Director of Health and Human Services Agency and Public Defender.

County Administration - Personnel

Approve Personnel Resolution P 22-10 between the County of Siskiyou and the Appointed Department Heads effective February 6, 2022.

County Administration - Personnel

Approve Personnel Resolution P 22-11 between the County of Siskiyou and the Assistant Department Heads effective February 6, 2022.

County Administration - Personnel

Approve Resolution P 22-12 between the County of Siskiyou and the Confidential Employees effective February 6, 2022.

County Administration - Personnel

Approve Personnel Resolution P 22-13 amending the Siskiyou County Salary Schedule effective February 6, 2022 and February 5, 2023.

Community Development - Building Division

Approve and authorize the Chair to sign the Contract for Services between the County of Siskiyou (Community Development Department) and Richard Friedman for plan checking services.

Community Development - Planning Division

Approve the agreement with HousingTools and authorize the Board Chair to execute the agreement.

County Counsel

Motion to consent to waiving any theoretical conflict for Best Best and Krieger so that it may represent a third party, as set forth in the attached letter, and authorize execution of the attached indicating such waiver.

County Library

Approved the Zip Book grant application and award and authorize County Administrator to sign the claim form to receive the award funds.

Continued...

**Consent Agenda – (continued)**

General Services - Stage

Authorize the Chair to execute the contract between County of Siskiyou – S.T.A.G.E. and Ads in Motion for the term of October 31, 2022 through June 30, 2027.

Health and Human Services - Behavioral Health Division

Approve and authorize the Chair to sign the 2<sup>nd</sup> addendum between Siskiyou County Health and Human Services Agency, Behavioral Health Division, and Thomas Milam, MD, Inc. DBA Iris Telehealth Medical Group for the term of July 1, 2020 through June 30, 2022.

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 Rogue Valley Medical Transportation LLC, for the term of January 1, 2022 to June 30, 2023.

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 NorCal Services for Deaf.

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 Remi Vista, Inc. for the term of July 1, 2021 to June 30, 2024.

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 Prime Healthcare Services, Inc., dba Shasta Regional Medical Center for the term of July 1, 2021 to June 30, 2026.

Health and Human Services - Social Services Division

Approve and the Chair sign this Resolution 22-20 to correct and supersede Resolution 21-162 that authorized the Siskiyou County Health and Human Services Agency, Social Services Division, to accept the Housing Navigator Program Allocation, and allow the County Auditor to establish budget once funds are received.

Health and Human Services - Social Services Division

Approve and the Chair sign the Addendum to the Contract for Services in the amount not to exceed \$40,366.24 with Edgewood Custom Interiors for the tear-out of existing carpeting and installation of new carpeting at 818 South Main Street, Yreka, CA.

Sheriff

Approve the agreement between County of Siskiyou and the Trinity 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 County of Siskiyou and the Tehama 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 County of Siskiyou and the Sutter 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 County of Siskiyou and the Belmont 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 the agreement between County of Siskiyou and the Solano 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 County of Siskiyou and the Hillsborough Police Department pertaining to assistance provided under the Law Enforcement Mutual Aid Plan for reimbursement of services on the Lava Fire.

Sheriff

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

Sheriff

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

Sheriff

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

Sheriff

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

Sheriff

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

Sheriff

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

Sheriff

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

Transfer of Funds - Public Health - \$290,873. Resolution 22-14 adopted.

Transfer of Funds - Building - \$7,500. Resolution 22-15 adopted.

Transfer of Funds - Planning - \$25,000. Resolution 22-16 adopted.

Continued...

**Consent Agenda – (continued)**

Transfer of Funds - Planning - \$35,000. Resolution 22-17 adopted.

Transfer of Funds - Planning Projects - \$43,261. Resolution 22-18 adopted.

Transfer of Funds - County Library - \$26,000. Resolution 22-19 adopted.

**County Administration – Personnel** - Adopt Resolution amending the Siskiyou County Salary Schedule to make revisions as detailed in the Resolution to positions in the Sheriff's and District Attorney's Offices, effective February 6, 2022. Personnel Resolution P 22-21 adopted.

This item was pulled from the consent agenda at Chair Criss' request.

In response to the Chair, Deputy County Administrator Melissa Cummins distributed and summarized a revised Resolution, advising that the effective date should read: February 20, 2022 rather than February 6, 2022.

Following discussion between members of the Board and Ms. Cummins regarding the amendment request from the Sheriff and District Attorney's bargaining units, potential impact of the changes on employees' salaries and the effective date, it was moved by Supervisor Valenzuela and seconded by Supervisor Criss to approve Resolution amending the Siskiyou County Salary Schedule as outlined above effective February 20, 2022. Following a roll call vote with Supervisors Kobseff, Haupt, Valenzuela, Ogren and Criss voting YES, the motion to adopt Personnel Resolution P 22-21 carried unanimously.

**Community Development - Planning Division** - Approve contract with ECORP Consulting, Inc., to provide CEQA analysis services for the proposed Kidder Creek Orchard Camp Project, in an amount not to exceed \$43,261. Approved.

This item was pulled from the consent agenda at Supervisor Haupt's request.

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

In response to Supervisor Haupt, Community Development Director Rick Dean advised that the pass-through funding to pay ECORP Consulting, Inc. was being provided by the Kidder Creek Orchard Camp and not the County.

It was moved by Supervisor Haupt, seconded by Supervisor Kobseff and carried, following a roll call vote with Supervisors Kobseff, Haupt, Valenzuela, Ogren and Criss voting YES, to approve the contract for services with ECORP for CEQA analysis services and authorize the Board Chair to execute the agreement.

**Natural Resources** - Discussion, direction and possible action re request to approve Charter of Commitments by Members of the Klamath Communities Coalition "Coalition of the Willing" Steering Committee with the goal to identify and address challenges to Klamath Basin communities associated with water availability. No action taken.

Deputy County Administrator Elizabeth Nielsen appeared before the Board and provided an overview of the request to approve a Charter for the Klamath Communities Coalition Steering Committee.

In response to Supervisor Criss, Ms. Nielsen advised that Siskiyou County contributed funding toward the "Coalition of the Willing" use of a facilitator.

Supervisor Kobseff shared concerns regarding the need for clarification regarding the Charter (created for the Steering Committee or for the Coalition as a whole?).

Discussion followed between members of the Board, Ms. Nielsen and Deputy County Clerk Wendy Wittingham regarding Siskiyou County's contributions, the need for additional facilitator and Coalition members' input regarding the Charter, who would be authorized to sign the Charter document, if approved, and the need for additional review and possible revision of the Charter language.

No action was taken with regard to this item.

**Public Requests** - Hornbrook Community Services District - Discussion direction and possible action re a request to set up a payment plan with the County for repayment of an invoice in the amount of \$8,177.34 for Election Services/Expenses for the November 2, 2021 Special District Election. Continued to a later date.

County Administrator Angela Davis provided a brief overview of the request, advising that a representative of the Hornbrook Community Services District (CSD) would be available via teleconference phone. Ms. Davis additionally advised that the District did have sufficient funding to pay the election services invoice and that the Auditor-Controller was available should the Board have questions.

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

In response to Supervisor Criss, Hornbrook CSD President Robert Puckett provided an overview of the District's funding received from California Office of Emergency Services and used to repair/replace the District's water system, sharing concerns regarding the District's potential need for any remaining funding to repay the State and/or cover costs associated with lawsuits.

In response to Supervisor Haupt, Ms. Davis advised that it was unknown whether the County would be able to proceed with a loan to the District to repay the outstanding election services costs.

Auditor-Controller Diane Olson advised that the District had not established a committed fund for insurance and State disaster funds which may allow the District to utilize funding to pay the election costs. Ms. Olson requested to work with the District and bring back additional information at a later date.

Following brief discussion between members of the Board and Ms. Olson regarding the inability of the County to create a payment plan (loan) for the expenses, the Chair advised that this item was continued to a later date to allow the Auditor to work with the District.

**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 various statistics on cases, hospitalizations and vaccination efforts. Ms. Davis advised that the County was experiencing a surge in the number of cases and shared concerns regarding the Public Health COVID Dashboard on the County's website which was not operational currently. Ms. Davis additionally advised of efforts being made to keep the public informed with the Dashboard down and advised of efforts being made to work with local schools and vaccinations.

Discussion followed between members of the Board and Ms. Davis regarding the Department's after-hours satellite clinic for COVID testing and vaccinations, the availability of at-home tests for the public to apply for, the unknowns related to COVID variants that may or may not be responsible for the County's surge in cases and the need for information related to the differences between subcutaneous and intravenous monoclonal antibody therapy.

**County Clerk** - Discussion, direction and possible action re rescheduling or canceling the Board of Supervisors' meetings of June 7, 2022 and November 8, 2022, due to the Primary and General Elections. June 7, 2022 meeting rescheduled to June 14, 2022; November 8, 2022 meeting date cancelled.

Deputy County Clerk Wendy Winningham provided an overview of the request to either reschedule or cancel Board of Supervisors' meetings on June 7 and November 8, 2022 due to Elections.

Discussion followed between members of the Board and Ms. Winningham regarding the request, available dates for rescheduling the meetings and the possible need to schedule special meetings if needed, should a meeting be cancelled.

It was moved by Supervisor Valenzuela, seconded by Supervisor Kobseff and carried, following a roll call vote with Supervisors Kobseff, Haupt, Valenzuela, Ogren and Criss voting YES, to reschedule the June 7, 2022 meeting to June 14, 2022 and cancel the November 8, 2022 meeting.

**Office of Emergency Services** - Discussion, direction and possible action re Resolution proclaiming the existence of a local emergency related to drought throughout Siskiyou County. Resolution 22-22 adopted.

Deputy Director of the Office of Emergency Services Bryan Schenone provided an overview of the request, advising that the emergency proclamation was updated to include current draft conditions. Mr. Schenone additionally shared concerns regarding the County weather predictions for the upcoming months with regard to possible continued drought conditions.

Discussion followed between members of the Board, Mr. Schenone, County Counsel Edward J. Kiernan and Deputy County Clerk Wendy Winningham regarding the timing (60 days or 30 days) for bringing the Resolution/Proclamation back before the Board for consideration, the County staff directed to bring the agenda item back before the Board, the benefits associated with a current emergency proclamation in place, possible inclusion of verbiage related to winter water rights in the Scott Valley and the need to include verbiage noting critical recharge of aquifers at this time of year.

It was moved by Supervisor Kobseff and seconded by Supervisor Ogren to approve the resolution, including this verbiage: "recharge of these aquifers is critical at this time of year" in the Resolution's fifth Whereas paragraph and direct the Clerk to bring the resolution back every thirty days for consideration of extension.

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

**County Administration** - Presentation of a follow up from the December 7, 2021 Board meeting regarding a requested increase in the Civil Grand Jury budget. Presentation and discussion only.

Deputy County Administrator Rachel York advised that no available funding to increase the Civil Grand Jury's budget was located, although American Rescue Plan Act (ARPA) funds would be utilized to purchase two laptops for the Civil Grand Jury's use.

Brief discussion followed between members of the Board regarding the need to address the budget issue during the County's budget cycle.

**County Administration** - Presentation of an update re American Rescue Plan Act (ARPA) projects and associated funding. Presentation and discussion only.

Deputy County Administrator Rachel York provided an update regarding American Rescue Plan Act (ARPA) projects, advising that the ARPA Committee would continue to review suggested projects to utilize the funding with another update to be brought back before the Board in December, 2022.

Brief discussion followed between members of the Board and Mr. York regarding suggested semi-annual review of proposed projects and the associated funding (mid-year and end of the year).

**County Administration** - Discussion, direction and possible action re first reading of an ordinance amending Section 2-2.201 of Chapter 2 of the Siskiyou County Code relating to Hours of Work. First reading approved; public hearing for the second reading set on February 15, 2022.

Deputy County Administrator Elizabeth Nielsen provided an overview of the request to modify the ordinance language related to the authority to order/amend County and departmental business hours as needed.

It was moved by Supervisor Kobseff, seconded by Supervisor Valenzuela and carried, following a roll call vote with Supervisors Kobseff, Haupt, Valenzuela, Ogren and Criss voting YES, to introduce, waive, and approve the first reading of the ordinance to amend Section 2-2.201 of Chapter 2 of the Siskiyou County Code Relating to Hours of Work, direct the staff to bring back the ordinance for a second reading on February 15, 2022, and delegate authority to the County Administrator to order/amend County and departmental business hours as needed.

**Board of Supervisors' Requests** - Board of Supervisors - Appointment of one member of the Board of Supervisors to the Sierra Nevada Conservancy Governing Board. Supervisor Valenzuela appointed to represent Siskiyou County on the Sierra Nevada Conservancy.

Deputy County Clerk Wendy Wunningham provided an overview of the request to consider appointed one member of the Board to the Sierra Nevada Conservancy (SNC) Governing Board.

It was moved by Supervisor Kobseff, seconded by Supervisor Ogren and carried, following a roll call vote with Supervisors Kobseff, Haupt, Valenzuela, Ogren and Criss voting YES, to appoint Supervisor Valenzuela to the Sierra Nevada Conservancy Governing Board.

Supervisor Kobseff requested that irrigation water curtailment and winter water rights be an item for discussion with the SNC.

**Board of Supervisors' Requests** - Board of Supervisors - Discussion, direction and possible action re Committee assignments for members of the Board of Supervisors for 2022. Approved as discussed.

Deputy County Clerk Wendy Wunningham provided a brief overview of the request, advising that Supervisor Valenzuela's recent appointment to the Sierra Nevada Conservancy Governing Board would be added to his list of committee assignments.

Following brief discussion between members of the Board and Ms. Wunningham regarding the Rural County Representatives of California (RCRC) Environmental Services Joint Powers Authority (ESJPA) delegate and alternate positions and the need to remove General Services Director Jason Ledbetter as the first alternate, as he was no longer with the County, it was moved by Supervisor Kobseff, seconded by Supervisor Ogren and carried, following a roll call vote with Supervisors Kobseff, Haupt, Valenzuela, Ogren and Criss voting YES, to approve the Committee assignments for members of the Board for 2022 as discussed.

**Appointments** - County Clerk - Appointment of three members to the scheduled vacancies on the Etna Cemetery District, for terms ending January 5, 2026. Eva Dickinson appointed.

Following an overview of the request from Deputy County Clerk Wendy Wunningham, it was moved by Supervisor Haupt, seconded by Supervisor Criss and carried, following a roll call vote with Supervisors Kobseff, Haupt, Valenzuela, Ogren and Criss voting YES, to appoint incumbent Eva Dickinson to the scheduled vacancy on the Etna Cemetery District, for a term ending January 5, 2026.

The remaining vacancies were continued to a later date.

**Appointments** - County Clerk - Appointment of one member to the scheduled vacancy on the Fort Jones Cemetery District, for a term ending January 5, 2026. Sherry Glendenning appointed.

Following an overview of the request from Deputy County Clerk Wendy Wunningham, it was moved by Supervisor Haupt, seconded by Supervisor Kobseff and carried, following a roll call vote with Supervisors Kobseff, Haupt, Valenzuela, Ogren and Criss voting YES, to appoint incumbent Sherry Glendenning to the scheduled vacancy on the Fort Jones Cemetery District, for a term ending January 5, 2026.

**Appointments** - County Clerk - Appointment of three members to the scheduled vacancies on the Happy Camp Cemetery District, for terms ending January 5, 2026. Dion Wood and Kathleen Toland appointed.

Following an overview of the request from Deputy County Clerk Wendy Wunningham, it was moved by Supervisor Haupt, seconded by Supervisor Kobseff and carried, following a roll call vote with Supervisors Kobseff, Haupt, Valenzuela, Ogren and Criss voting YES, to appoint incumbents Dion Wood and Kathleen Toland to the scheduled vacancies on the Happy Camp Cemetery District, for terms ending January 5, 2026.

The remaining vacancy was continued to a later date.

**Appointments** - County Clerk - Appointment of two members to the scheduled vacancies on the Henley-Hornbrook Cemetery District, for terms ending January 5, 2026. Bryan Schaufler and Barbara Saenz appointed.

Following an overview of the request from Deputy County Clerk Wendy Winningham, it was moved by Supervisor Haupt, seconded by Supervisor Criss and carried, following a roll call vote with Supervisors Kobseff, Haupt, Valenzuela, Ogren and Criss voting YES, to appoint incumbents Bryan Schaufler and Barbara Saenz to the scheduled vacancies on the Henley-Hornbrook Cemetery District, for terms ending January 5, 2026.

**Appointments** - County Clerk - Appointment of two members to the scheduled vacancies on the Behavioral Health Services Board for terms ending December 31, 2023.

Deputy County Clerk Wendy Winningham provided an overview of the request, advising that, in September, 2021, one member was appointed and that two scheduled vacancies with December 31, 2023 terms were available to fill. Ms. Winningham advised that the Clerk's Office received letters of interest in serving from Donna Mathwig, Dee McGuffey, Lise Rogers and Patricia Crossen.

Following discussion between members of the Board and Ms. Winningham regarding those interested persons and the available positions on the Behavioral Health Services Board, it was moved by Supervisor Ogren, seconded by Supervisor Kobseff and carried, following a roll call vote with Supervisors Kobseff, Haupt, Valenzuela, Ogren and Criss voting YES, to appoint Donna Mathwig and Dee McGuffey to the scheduled vacancies on the Siskiyou County Behavioral Health Services Board, for terms ending December 31, 2023.

**Appointments** - County Clerk - Appointment of one member to the unscheduled vacancy on the Behavioral Health Services Board for a term ending December 31, 2022 and one alternate member to the unscheduled vacancy for a term ending December 31, 2021. Patricia Crossen appointed to fill the member position.

Deputy County Clerk Wendy Winningham provided an overview of the request, advising that, in September, 2021, these vacancies were continued as no one was appointed. Ms. Winningham further advised that the Clerk's Office received letters of interest in serving from Lise Rogers and Patricia Crossen.

Following discussion between members of the Board and Ms. Winningham regarding those interested persons and the available member and alternate member positions on the Behavioral Health Services Board, it was moved by Supervisor Ogren, seconded by Supervisor Kobseff and carried, following a roll call vote with Supervisors Kobseff, Haupt, Valenzuela, Ogren and Criss voting YES, to appoint Patricia Crossen to the unscheduled vacancy on the Siskiyou County Behavioral Health Services Board, member position, for a term ending December 31, 2022.

The alternate member position was not filled.

**Appointments** - County Clerk - Appointment of three members to the scheduled vacancies on the Law Library Advisory Board, for one-year terms ending December 31, 2022. TJ Linville and John Quinn appointed.

Deputy County Clerk Wendy Winningham provided an overview of the request, advising that incumbent TJ Linville and Attorney John Quinn were interested in serving.

It was moved by Supervisor Valenzuela, seconded by Supervisor Criss and carried, following a roll call vote with Supervisors Kobseff, Haupt, Valenzuela, Ogren and Criss voting YES, to appoint TJ Linville and John Quinn to the scheduled vacancies on the Law Library Advisory Board, for one-year terms ending December 31, 2022.

The remaining vacancy was continued to a later date.

**Appointments - County Clerk -** Appointment of three members to the Modoc Siskiyou Community Action Agency (MSCAA) Board of Directors for two terms ending December 31, 2023 and one term ending December 31, 2025. Renate Funke, Lowell Pratt and Keith Bradley appointed to terms ending December 31, 2023 and December 31, 2025, respectively.

Deputy County Clerk Wendy Winningham provided an overview of the request, advising that incumbent Keith Bradley was interested in re-appointment. In addition, Ms. Winningham advised that the Clerk's Office received letters of interest in serving from Renate Funke, Lowell Pratt and Jennifer Rogar.

Following discussion between members of the Board and Ms. Winningham regarding those interested persons, the available terms and the ability of the Modoc-Siskiyou Community Action Agency to make appointments to the Board of Directors, it was moved by Supervisor Kobseff, seconded by Supervisor Ogren and carried, following a roll call vote with Supervisors Kobseff, Haupt, Valenzuela, Ogren and Criss voting YES, to appoint Renate Funke and Lowell Pratt to the scheduled vacancies on the Modoc Siskiyou Community Action Agency (MSCAA) Board of Directors for terms ending December 31, 2023 and appoint Keith Bradley to the scheduled vacancy on the Modoc Siskiyou Community Action Agency (MSCAA) Board of Directors for a term ending December 31, 2025.

**Appointments - County Clerk -** Appointment of one member to the scheduled vacancy on the Partnership Health Plan of California Board of Commissioners for a term ending January 16, 2026. Jonathan Andrus appointed.

Deputy County Clerk Wendy Winningham provided an overview of the request, advising that incumbent Jonathan Andrus was interested in re-appointment.

It was moved by Supervisor Ogren, seconded by Supervisor Criss and carried, following a roll call vote with Supervisors Haupt, Valenzuela, Ogren and Criss voting YES and Supervisor Kobseff ABSTAINING, to appoint Jonathan Andrus to the scheduled vacancy on the Partnership Health Plan of California Board of Commissioners for a term ending January 16, 2026.

**Minute Approval -** December 7, 2021. Approved.

It was moved by Supervisor Haupt, seconded by Supervisor Kobseff and carried, following a roll call vote with Supervisors Kobseff, Haupt, Valenzuela, Ogren and Criss voting YES, to approve the December 7, 2021 minutes as presented.

**Public Hearings -** Community Development - Environmental Health Division - 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 1, 2022 for the second reading.

This was the time set for a 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 introduced on December 7, 2021.

Chair Criss opened the public hearing.

Community Development Director Rick Dean provided a staff report, advising that the ordinance would allow the permitting of composting/waterless toilets in certain situations. In addition, Mr. Dean requested that the County's Local Agency Management Plan (LAMP) for oversight of onsite wastewater treatment systems be updated upon adoption of the ordinance.

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

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

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**Public Hearings - Community Development - Environmental Health Division – (continued)**

It was moved by Supervisor Haupt and seconded by Supervisor Kobseff to waive the second reading and approve adoption of an ordinance amending Siskiyou County Code Sections 5-2.33, 5-2.34 and adding 5-2.34.5.

In response to Supervisor Ogren regarding language in the draft ordinance with regard to chemical and/or composting toilets in Section 5-2.34(c), Mr. Dean summarized the differences between the two.

Discussion followed between members of the Board, Mr. Dean and County Counsel Edward J. Kiernan regarding the red-lined version of the draft ordinance which indicated deletion of language in the Section title but not within the Section and the references to the Environmental Health and the Public Health Departments in the permitting of waterless toilets.

Mr. Kiernan suggested that the draft ordinance language be revised and the item be considered a first reading rather than a second reading.

The motion maker withdrew the motion to approve and the second concurred.

Supervisor Kobseff voiced concerns regarding the lengthy process to adopt the ordinance and requested that the item move forward as a second reading.

It was moved by Supervisor Kobseff, seconded by Supervisor Ogren and carried, following a roll call vote with Supervisors Kobseff, Haupt, Valenzuela, Ogren and Criss voting YES, to approve the first reading of the ordinance amending Siskiyou County Code Sections 5-2.33, 5-2.34 and adding 5-2.34.5, with the language related to chemical and/or composting toilets, the Environmental Health and Public Health Departments in Section 5-2.34 be revised/amended as discussed, reopen the public hearing and continue to February 1, 2022.

**Closed Session** - Conference with labor negotiators pursuant to Government Code §54957.6, conference with legal counsel, existing litigation pursuant to Government Code §54956.9(a), two cases, 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, commenced at 11:40a.m., concluded at 1:52p.m., with no action taken.

**Report On Closed Session**

County Counsel Edward J. Kiernan announced that closed session concluded at 1:52p.m. In addition, Mr. Kiernan advised that Deputy County Administrator Elizabeth Nielsen and Assistant County Counsel Natalie Reed were not present during the labor negotiation closed session items and that Supervisor Haupt recused himself during discussion of item 19J, Conference with legal counsel, existing litigation pursuant to Government Code §54956.9(d)(1), name of case: Siskiyou Hospital, Inc., dba Fairchild Medical Center v. California Department of Health Care Services, et al., United States District Court, Eastern District of California, Sacramento Division, Case No. 2:20-CV-00487-TLN-KJN.

**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

\_\_\_\_\_  
Brandon A. Criss, Chair

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