

Tehama County
Tuesday, November 5, 2024 9:00 AM
Board of Supervisors
Meeting Minutes



727 Oak Street, Red Bluff, CA 96080
(530) 527-4655
<http://www.tehama.gov>
Board Chambers

William Moule, District 1
Candy Carlson, District 2
Pati Nolen, District 3
Matt Hansen, District 4, Vice Chair
John Leach, District 5, Chairman

Gabriel Hydrick
Chief Administrator

Margaret Long
County Counsel

Sean Houghtby
Clerk of the Board
(530) 527-3287

9:00 AM CALL TO ORDER / PLEDGE OF ALLEGIANCE

Present: Supervisor William Moule, Supervisor Candy Carlson, Supervisor Pati Nolen, Vice Chair Matt Hansen, and Chairperson John Leach

Chairman Leach presided. Present in the chambers were Clerk of the Board Sean Houghtby Deputy by Mary DiMaggio, County Counsel Margaret Long, and Chief Administrator Gabriel Hydrick.

PUBLIC COMMENT

Chairman Leach read an electioneering warning statement.

A resident led prayer, discussed the election and introduced church members' daughters.

A resident commented on the retired clerk and recorder salary.

A resident commented on the importance of election votes.

A resident read a letter about a state of emergency regarding the elections.

A New California Chapter Member continued reading the letter from Mr. Kehoe.

A resident commented on ordinance and the retired clerk and recorder salary.

A resident commented on the Planning Commission's agenda.

A resident commented on the retired clerk and recorder salary and discussed Tom Walker's comment on the meeting prior.

Supervisor Hansen thanked the elections department and polling locations and discussed the precinct and the complexities.

ANNOUNCEMENT OF AGENDA CORRECTIONS

The Clerk announced Item #16 belongs on the Consent Agenda for Air Pollution Control.

PREVIOUS REPORTABLE ACTIONS FROM CLOSED SESSION

35. CLOSED SESSION 24-1426 a) PERSONNEL / PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Government Code Section 54957) Title: Part One of the Tehama County Public Works Director Annual Performance.

Report Out: Part one of evaluation was held. Part two was set for 11/5/24.

36. CLOSED SESSION 24-1429 a) PERSONNEL / PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Government Code Section 54957) Title: Part One of the Tehama County Air Pollution Control Officer Annual Performance Evaluation Process.

Report Out: Item continued to 11/5/24

37. CLOSED SESSION 24-1761 a) Liability Claims Pursuant to Government code 54956.95 Claimant: Yvette Blin Agency Claim against: Tehama County.

Report Out: Denied 3-0, Appoint Derick E. Konz through Angelo Kilday and Kilduff through Trindel to represent the County.

38. AGENDA Tehama County Board of Supervisors October 22, 2024 Evaluation Process
CLOSED SESSION 24-1815 a) PERSONNEL / PUBLIC EMPLOYEE APPOINTMENT OR EMPLOYMENT (Government Code Section 54957) Title: Director of Planning.

Report Out: Direction given to staff - Item continued to 11/5/24.

BOARD OF SUPERVISORS STANDING AND AD HOC COMMITTEE

Fire Committee (Standing) (Leach, Hansen) - Not met.

Public Works Committee (Standing) (Leach, Nolen) - Meeting in two weeks.

Veterans Halls Advisory Committee (Standing) (Carlson, Leach) - Meeting in January.

Rescue Act Ad Hoc Committee (Carlson, Moule) - Today.

Public Safety Tax Initiative Working Group (Hansen, Moule) - Not met.

Personnel Procedures & Guidelines Ad Hoc Committee (Hansen, Carlson) - Met.

REPORTS OF MEETINGS ATTENDED INCLUDING AB1234

Supervisor Moule - None.

Supervisor Carlson - None.

Supervisor Nolen - TCTC.

Supervisor Hansen - None.

Supervisor Leach - None.

ANNOUNCEMENTS BY COUNTY DEPARTMENTS

Social Services Director Bekkie Emery reported the success of Meals on Wheels Trivia Night and thanked the Sunrise Rotary and Michelle Hitchcock for their partnership.

Public Guardian/Public Administrator Melani Kain introduced the newest Public Guardian/Public Administrator Deputy Kristina Dyson and announced her department is fully staffed with deputies.

Sheriff Dave Kain introduced Farm Manager Ken Hartman and thanked him for the community engagement.

Mr. Hartman discussed his plans for agricultural programs for supporting county entities.

Administrative Services Director Tom Provine announced an update on the power outages, discussed the delay in the Corning Veterans Hall Project and addressed comments about the ordinance for purchasing agreements.

Supervisor Carlson commented on the cost amount regarding purchasing agreements.

CONSENT AGENDA

Motion made by Supervisor Hansen to approve the Consent Item numbers 1 through 16, seconded by Supervisor Moule. Motion Denied.

Motion made by Supervisor Carlson to amend Supervisor Hansen's motion and to approve Consent Items numbers 1 through 15, seconded by Supervisor Nolen.

Approval of the Consent Agenda.

A motion was made by Supervisor Carlson, seconded by Supervisor Nolen, to approve the Consent Agenda. The motion carried by the following vote:

RESULT: APPROVED THE CONSENT AGENDA

MOVER: Candy Carlson

SECONDER: Pati Nolen

AYES: Supervisor Moule, Supervisor Carlson, Supervisor Nolen, Vice Chair Hansen, and Chairperson Leach

1. **GENERAL WARRANT REGISTER - 10/06/24 - 10/19/24** **24-1877**
2. **AUDITOR'S CLAIMS** **24-1808**
 - a) Court Operations, 2026-53230, Benjamin E. Magid, \$3,680.
 - b) Court Operations, 2026-53230, Kenneth A. Miller, \$2,240.
3. **AUDITOR-CONTROLLER** **24-1762**
 - a) RESOLUTION - Adoption of the resolution establishing the Tehama County Appropriation Limit for 2024-25 using the following adjustment factors provided by Department of Finance: a) the percentage of change in per Capita Personal Income (CPI) over prior year (3.62%), and b) the percentage change (-.67) in population for unincorporated Tehama County.

b) Certification of the 2023-24 appropriations subject to the limit.
Enactment No: RES NO. 2024-088

4. ADMINISTRATION 24-1757

a) NOTICE OF COMPLETION - Approval for the Chair to sign the Notice of Completion for the Energy Conservation Project, as contracted by Aircon Energy, Inc. of Sacramento, California.

5. CLERK & RECORDER 24-1811

a) AGREEMENT - Confirmation of the Clerk & Recorder to sign the Addendum to the Memorandum of Understanding with the Department of Justice (DOJ) (Misc. Agree. #185-2013) for regulation and oversight of the Electronic Recording Delivery System (ERDS) Program in the amount of \$1009.87, thereby extending the date through 6/30/25.

Enactment No: MISC. AGR 2024-333

6. DEPARTMENT OF AGRICULTURE 24-1939

a) AGREEMENT - Approval and authorization for the Agricultural Commissioner to sign Cooperative Agreement No. 23-0729-030-SF with the California Department of Food and Agriculture for the provision of costs incurred relative to the detection of European Grapevine Moth in an amount not to exceed \$11,456, effective 7/1/24 and shall terminate 12/31/24.

Enactment No: MISC. AGR 2024-334

7. DEPARTMENT OF AGRICULTURE / DIVISION OF ANIMAL SERVICES 24-1869

a) AGREEMENT - Approval and authorization for the Director of Animal Services to sign the Agreement with Hill's Pet Nutrition Sales, Inc (Hill's), for the purpose of providing and/or making available select Hill's brand pet food at a discounted price, effective upon date of signing for one year with two one-year renewable extensions.

Enactment No: MISC. AGR 2024-335

8. DEPARTMENT OF AGRICULTURE / DIVISION OF ANIMAL SERVICES 24-1868

a) AGREEMENT - Approval and authorization for the Director of Animal Services to sign the Agreement with Valley Vet Clinic RB, Inc., for the purpose of providing dog and cat spay and neuter services for the amounts as listed with a maximum amount not to exceed \$100,000, effective 11/1/24 and shall terminate 10/31/25.

Enactment No: MISC. AGR 2024-336

9. FIRE 24-1827

a) Authorization to issue a refund to Red Line Installations Inc. in the amount of \$501 as project has been cancelled.

10. LIBRARY 24-1879

a) Approval and authorization for the County Librarian to accept grant funding and sign the agreement with the California State Library for purpose of purchasing patron-requested books that are not currently available in collection in an amount not to exceed \$11,527, effective 7/1/24 through 6/30/25.

b) TRANSFER OF FUNDS: LIBRARY, B-3 - From State Other (6021-450620) to Contingency (1109-59000), \$1,527; and from Contingency (1109-59000) to Printed

Library Material (6021-5322023), \$1,527 (**Requires 4/5's vote**).

11. HEALTH SERVICES AGENCY / MENTAL HEALTH 24-1885

a) AGREEMENT - Approval and authorization for the Executive Director to sign the Amendment #1 to the Misc. Agreement #2023-242 with Housing Tools for the purpose of assisting with the Permanent Local Housing Allocation (PLHA) grant administration for Tehama County and the Cities of Red Bluff and Tehama, thereby amending the Scope of Work in Exhibit B, with a maximum compensation not to exceed \$126,200, effective 7/1/23 through 6/30/26 (*subject to receipt of required insurance documentation*).

Enactment No: MISC. AGR 2024-337

12. HEALTH SERVICES AGENCY / ADMINISTRATION 24-1850

a) AGREEMENT - Approval and authorization for the Executive Director to sign Amendment #1 to the Misc. Agreement #2023-81 with American Janitorial & Maintenance Services, Inc., DBA: Ultimate Building Maintenance for the purpose of providing janitorial services thereby amending the Fee Schedule in Exhibit B to revise the locations and frequency of services, with maximum compensation not to exceed \$117,000 in any fiscal year, effective 7/1/23 and shall terminate 6/30/26 (*subject to receipt of required insurance documentation*).

Enactment No: MISC. AGR 2024-338

13. SHERIFF / PERSONNEL 24-1830

a) OTHER THAN "A" STEP - Approval to appoint applicant as Sheriff's Records Supervisor, Range 31, Step 2, upon successful completion of all pre-employment requirements.

14. SOCIAL SERVICES 24-1857

a) AGREEMENT- Approval and authorization for the Social Services Director to sign the Amendment with First 5 Tehama (Misc. Agree. #2023-24) for the purpose of providing administrative support to the Tehama County Child Abuse Prevention Coordinating Council to lower total compensation from \$75,000 to \$70,000, effective date 11/5/24 and shall terminate 6/30/25 (*subject to receipt of required insurance documentation*).

Enactment No: MISC. AGR 2024-339

15. SOCIAL SERVICES / COMMUNITY ACTION AGENCY 24-1859

a) AGREEMENT - Approval and authorization for the Director of the Tehama County Community Action Agency to sign Agreement 24F-3049 Amendment #1 with the Department of Community Services and Development increasing the total amount available in the budget by \$19,000 from \$302,929 to \$321,929 for the term of 1/1/24 through 4/30/25.

Enactment No: MISC. AGR 2024-340

b) AGREEMENT - Approval and authorization for the Director of the Tehama County Community Action Agency to sign Agreement 24F-3049 Amendment #2 with the Department of Community Services and Development increasing the grand total amount available in the contract by an additional \$7,000 from \$321,929 to \$328,929 for the term of 1/1/24 through 4/30/25.

Enactment No: MISC. AGR 2024-341

9:47 A.M. RECESS to convene as the Tehama County Air Pollution Control District

Approval of the Consent Agenda.

A motion was made by Vice Chair Hansen, seconded by Supervisor Moule, to approve the Consent Agenda. The motion carried by the following vote:

RESULT: APPROVED THE CONSENT AGENDA

MOVER: Matt Hansen

SECONDER: William Moule

AYES: Supervisor Moule, Supervisor Carlson, Supervisor Nolen, Vice Chair Hansen, and Chairperson Leach

16. TEHAMA COUNTY AIR POLLUTION CONTROL DISTRICT 24-1867

a) AGREEMENT - Approval and authorization for the Air Pollution Control Officer to sign a Carl Moyer/FARMER Low-Emission Equipment Incentive Program Agreement with Arrow Farms in the amount of \$55,000, effective upon execution by both parties and terminates three years from the date of installation (*Subject to receipt of required insurance documentation*).

Enactment No: MISC. AGR 2024-342

9:47 A.M. ADJOURN to reconvene as the Tehama County Board of Supervisors

REGULAR AGENDA

17. ARPA AD HOC COMMITTEE - LATCF Recommendations 24-1655

a) INFORMATIONAL PRESENTATION AND DIRECTION TO STAFF - Regarding the ARPA Ad Hoc's recommendation for an additional grant of \$54,000 to the Tehama County Film Commission from Local Assistance and Tribal Consistency Fund (LATCF).

Administrative Services Director Tom Provine discussed the ARPA AD HOC Committee recommendations and the breakdown of expenditures and information of LATCF Funding.

Upstate California Film Commissioner Sabrina Jurisich explained the expansion of the tax credit program and the impacts on production.

In response to Supervisor Moule, Ms. Jurisich discussed the film commission impacts on economic development.

In response to Supervisor Hansen, Ms. Jurisich confirmed the information provided is out of Tehama County.

In response to Supervisor Hansen, Mr. Provine discussed the two-year grant renewal.

Discussion took place regarding recommendations, allocation of the funding and timeline.

Motion made by Supervisor Nolen to accept the recommendations to allocate the funding immediately, effective June 2025, seconded by Supervisor Carlson.

RESULT: APPROVED

MOVER: Pati Nolen

SECONDER: Candy Carlson

AYES: Supervisor Moule, Supervisor Carlson, Supervisor Nolen, Vice Chair

Hansen, and Chairperson Leach

b) INFORMATIONAL PRESENTATION AND DIRECTION TO STAFF - Regarding staff plans for IT projects and ongoing operations, using the Board's previous direction with Local Assistance and Tribal Consistency Fund (LATCF).

Informational Systems Manager David Bliss presented a presentation about potential projects, costs and risk and credential management tools and features.

In response to Supervisor Moule, Mr. Bliss explained the cost estimate per hour for labor.

In response to Chairman Leach, Mr. Bliss discussed the cost estimates for what can currently be accomplished.

Mr. Bliss continued with the presentation.

In response to Chairman Leach, Mr. Bliss explained the dark web.

Supervisor Carlson discussed the negative impacts and exposures of security breaches.

In response to Supervisor Nolen, Mr. Bliss discussed the awareness of sensitive information with potential threats.

In response to Supervisor Hansen, Mr. Bliss discussed the complex threats for cyber insurance and risks for access and breaches.

Chairman Leach complimented Mr. Bliss with his current efforts.

Mr. Bliss continued his presentation.

In response to Supervisor Hansen, Mr. Bliss discussed the IT transition amount and the current allocated funds.

In response to Supervisor Hansen, Mr. Provine discussed the previous Board consensus on the allocated funding amount for IT.

Discussion took place regarding the allocated funding, the projected amount, one-time funding and restrictions.

Motion made by Supervisor Carlson to allocate the \$600,000 out of the LATCF monies, effective 11/5/24, seconded by Supervisor Nolen.

RESULT: APPROVED

MOVER: Candy Carlson

SECONDER: Pati Nolen

AYES: Supervisor Moule, Supervisor Carlson, Supervisor Nolen, Vice Chair Hansen, and Chairperson Leach

c) INFORMATIONAL PRESENTATION AND DIRECTION TO STAFF - Regarding the ARPA Ad Hoc's recommendation to set aside remaining unallocated funds in Local Assistance and Tribal Consistency Fund (LATCF) for deferred maintenance projects.

Mr. Provine discussed the allocated the remainder of the amount for capital improvement plans.

Motion made by Supervisor Moule to accept the recommendations for the remaining unallocated funds for deferred maintenance projects, seconded by Supervisor Carlson.

Supervisor Hansen absent 10:28 A.M.

Supervisor Carlson commented on the back-up requests and deferred maintenance.

Supervisor Hansen returns 10:29 A.M.

Motion made by Supervisor Moule to accept the recommendations for the remaining unallocated funds for deferred maintenance projects, seconded by Supervisor Carlson.

RESULT: APPROVED

MOVER: William Moule

SECONDER: Candy Carlson

AYES: Supervisor Moule, Supervisor Carlson, Supervisor Nolen, Vice Chair Hansen, and Chairperson Leach

10:00 A.M.

22. PLANNING- Interim Planning Director Jessica Martinez 24-1804

a) PUBLIC HEARING - Conduct a public hearing to consider the Gerber Union School District Partial Williamson Act Cancellation of 3.1+/- acres (APZC#23-01).

Chairman Leach opened public hearing at 10:39 A.M.

Interim Planning Director Jessica Martinez discussed the following resolution.

In response to Supervisor Moule, Ms. Martinez discussed the signed the resolution after approval.

Chairman Leach closed public hearing at 10:41 A.M.

b) The Board of Supervisors accept/approve the partial Non-renewal of Williamson Act Contract No. 244 for the 3.1+/- acres as described in Attachment B;

RESULT: APPROVED

MOVER: William Moule

SECONDER: Pati Nolen

AYES: Supervisor Moule, Supervisor Carlson, Supervisor Nolen, Vice Chair Hansen, and Chairperson Leach

c) Adopt the finding that the Tehama County Board of Supervisors has determined a Categorical Exemption applies, as specified in Section 15308 (Class 14

Categorical Exemption) Minor addition to schools;

RESULT: APPROVED

MOVER: Pati Nolen

SECONDER: William Moule

AYES: Supervisor Moule, Supervisor Carlson, Supervisor Nolen, Vice Chair Hansen, and Chairperson Leach

d) RESOLUTION - Adoption of a resolution adopting findings and granting (APZC#23-01) the tentative approval of cancellation of a land conservation contract on land owned by T.A.D. Farms for the Gerber Union School District, subject to the conditions and contingencies set forth in Attachment C.

RESULT: APPROVED

MOVER: Pati Nolen

SECONDER: William Moule

AYES: Supervisor Moule, Supervisor Carlson, Supervisor Nolen, Vice Chair Hansen, and Chairperson Leach
Enactment No: RES NO. 2024-089

18. FIRE - Fire Chief Monty Smith

24-1865

a) AGREEMENT - Approval and authorization for the Chair to sign the Lease Agreement between the Tehama County Fire Department and the Rancho Tehama Association Fire Station building at 17155 Rancho Tehama Road, Corning, CA 96021, effective date of signing, through 7/1/25 with annual renewal up to five years.

RESULT: APPROVED

MOVER: William Moule

SECONDER: Matt Hansen

AYES: Supervisor Moule, Supervisor Carlson, Supervisor Nolen, Vice Chair Hansen, and Chairperson Leach
Enactment No: MISC. AGR 2024-343

19. FIRE - Fire Chief Monty Smith

24-1823

a) AGREEMENT - Approval and authorization for the Chair to sign the Agreement with Mast Roofing, Inc. for the Bowman Fire Station Roof Project, for a total contract amount of \$59,350, effective on date of signing through 6/30/25 (*subject to receipt of required insurance documentation*).

RESULT: APPROVED

MOVER: Pati Nolen

SECONDER: Candy Carlson

AYES: Supervisor Moule, Supervisor Carlson, Supervisor Nolen, Vice Chair Hansen, and Chairperson Leach
Enactment No: MISC. AGR 2024-344

b) Authorization for the Chief Administrator to execute change orders for the project in an amount up to \$5,935 with all change orders being brought back to the Board for confirmation.

RESULT: APPROVED
MOVER: Pati Nolen
SECONDER: Candy Carlson
AYES: Supervisor Moule, Supervisor Carlson, Supervisor Nolen, Vice Chair Hansen, and Chairperson Leach

20. HEALTH SERVICES AGENCY / CLINIC DIVISION - Executive Director 24-1851

Jayne Bottke

a) AGREEMENT - Approval and authorization for the Executive Director to sign the agreement with Shasta-Tehama-Trinity Joint Community College District for placement of student interns for required clinical and/or observation experience, effective 10/22/24 and shall terminate 10/21/2027.

RESULT: APPROVED
MOVER: Matt Hansen
SECONDER: William Moule
AYES: Supervisor Moule, Supervisor Carlson, Supervisor Nolen, Vice Chair Hansen, and Chairperson Leach
Enactment No: MISC. AGR 2024-345

21. HEALTH SERVICES AGENCY / PUBLIC HEALTH - Executive Director 24-1884

Jayne Bottke

a) AGREEMENT - Approval and authorization for the Executive Director to sign the grant funding agreement with First 5 Tehama/Tehama County Children and Families Commission for the purpose of providing funding to the Health Services Agency for the perinatal/postpartum initiative, up to \$15,000, effective 9/23/24 and shall terminate 6/30/25.

In response to Supervisor Moule, Health Services Agency Executive Director Jayme Bottke discussed the terminology of perinatal.

RESULT: APPROVED
MOVER: Pati Nolen
SECONDER: Candy Carlson
AYES: Supervisor Moule, Supervisor Carlson, Supervisor Nolen, Vice Chair Hansen, and Chairperson Leach
Enactment No: MISC. AGR 2024-346

23. PUBLIC WORKS - Public Works Director Jim Simon 24-1861

a) INFORMATIONAL PRESENTATION - Grant Award and Feasibility Study for South Ave. Woodson Bridge at Sacramento River.

Public Works Director Jim Simon presented information regarding the replacements, investment program and budget.

In response to Chairman Leach, Mr. Simon discussed the divers' inspections and materials from CalTrans.

In response to Supervisor Moule, Mr. Simon confirms there is no danger and explained

it in further details.

b) AGREEMENT - Approval and authorization for the Director to sign the Federal Highway Administration FY 2022 Bridge Investment program Project Agreement for the Tehama County Feasibility Study/Woodson Bridge.

RESULT: APPROVED

MOVER: Candy Carlson

SECONDER: Pati Nolen

AYES: Supervisor Moule, Supervisor Carlson, Supervisor Nolen, Vice Chair Hansen, and Chairperson Leach
Enactment No: MISC. AGR 2024-347

c) Approval and authorization for the Director to advertise a Request for Proposal for the purpose of performing a Feasibility Study for South Ave. Woodson Bridge at Sacramento River.

RESULT: APPROVED

MOVER: Candy Carlson

SECONDER: Pati Nolen

AYES: Supervisor Moule, Supervisor Carlson, Supervisor Nolen, Vice Chair Hansen, and Chairperson Leach

24. PUBLIC WORKS - Public Works Director Jim Simon 24-1854

a) CHANGE ORDER - Approval and authorization for the Director to issue Change Order No. 1 to the Agreement with S.T. Rhoads Inc. (Road Agreement #2024-03) for the 99W & South Main Street Project, to perform monthly water quality testing, in an amount equal to \$7,590.

RESULT: APPROVED

MOVER: Matt Hansen

SECONDER: William Moule

AYES: Supervisor Moule, Supervisor Carlson, Supervisor Nolen, Vice Chair Hansen, and Chairperson Leach

b) CHANGE ORDER - Approval and authorization for the Director to issue Change Order No. 4 to the Agreement with S.T. Rhoads Inc. (Road Agreement #2024-03) for the 99W & South Main Street Project, to perform potholing, in an amount equal to \$15,000.

RESULT: APPROVED

MOVER: Matt Hansen

SECONDER: William Moule

AYES: Supervisor Moule, Supervisor Carlson, Supervisor Nolen, Vice Chair Hansen, and Chairperson Leach

c) CHANGE ORDER - Approval and authorization for the Director to issue Change Order No. 6 to the Agreement with S.T. Rhoads Inc. (Road Agreement #2024-03) for the 99W & South Main Street Project, to perform potholing, in an amount equal to \$11,778.01.

Public Works Director Jim Simon stated there is a correction on item C instead of “to

perform potholing” it should state “to perform asphalt removal and replacement”.

Motion made by Supervisor Carlson, to move the change order with the correction as stated, seconded by Supervisor Nolen.

RESULT: APPROVED

MOVER: Candy Carlson

SECONDER: Pati Nolen

AYES: Supervisor Moule, Supervisor Carlson, Supervisor Nolen, Vice Chair Hansen, and Chairperson Leach

d) CHANGE ORDER - Approval and authorization for the Director to issue Change Order No. 8 to the Agreement with S.T. Rhoads Inc. (Road Agreement #2024-03) for the 99W & South Main Street Project, to remove existing concrete foundations, in an amount equal to \$5,000.

RESULT: APPROVED

MOVER: Pati Nolen

SECONDER: Candy Carlson

AYES: Supervisor Moule, Supervisor Carlson, Supervisor Nolen, Vice Chair Hansen, and Chairperson Leach

e) CHANGE ORDER - Approval and authorization for the Director to issue Change Order No. 10 to the Agreement with S.T. Rhoads Inc. (Road Agreement #2024-03) for the 99W & South Main Street Project, to maintain existing irrigation systems, in an amount equal to \$10,000.

RESULT: APPROVED

MOVER: Pati Nolen

SECONDER: Candy Carlson

AYES: Supervisor Moule, Supervisor Carlson, Supervisor Nolen, Vice Chair Hansen, and Chairperson Leach

f) CHANGE ORDER - Approval and authorization for the Director to issue Change Order No. 17 to the Agreement with S.T. Rhoads Inc. (Road Agreement #2024-03) for the 99W & South Main Street Project, to replace sanitary sewer manhole cone section, in an amount equal to \$5,000.

In response to Supervisor Carlson, Mr. Simon confirmed there are sufficient contingency funds for this project.

In response to Chairman Leach, Mr. Simon addressed the round-about and the county limits.

RESULT: APPROVED

MOVER: Pati Nolen

SECONDER: Candy Carlson

AYES: Supervisor Moule, Supervisor Carlson, Supervisor Nolen, Vice Chair Hansen, and Chairperson Leach

25. PURCHASING / PUBLIC WORKS - Public Works Director Jim Simon 24-1849

a) Award the bid for two (2) new $\frac{3}{4}$ ton 4x2 Extended Cab Long Bed Pickup Trucks, one (1) new $\frac{1}{2}$ ton 4x2 Extended Cab Standard Bed Pickup Truck, one (1) new $\frac{3}{4}$ ton 4x2 Extended Cab 4-Door Long Bed Pickup Truck with 8' Utility Bed and one (1) new $\frac{3}{4}$ ton 4x4 Extended Cab Long Bed Pickup Truck to Corning Ford and further authorize the Purchasing Agent to sign purchase orders for the acquisition.

Supervisor Carlson addressed the budget funds for vehicle replacements.

RESULT: APPROVED

MOVER: William Moule

SECONDER: Candy Carlson

AYES: Supervisor Moule, Supervisor Carlson, Supervisor Nolen, Vice Chair Hansen, and Chairperson Leach

26. SHERIFF'S OFFICE - Sheriff Dave Kain

24-1824

a) AGREEMENT - Approval and authorization for the Chair and Sheriff to sign the Agreement with Studio 530 Photography for the purpose of providing official employee portraits and department photos in the amount not to exceed \$12,000, effective 10/01/24, and shall terminate 09/30/25 (*subject to receipt of required insurance documentation*).

Sheriff Dave Kain discussed the complications with this agreement and ordinance 2125 with Administration.

In response to Supervisor Moule, Sheriff Kain discussed the anticipated amount spent on this item.

In response to Supervisor Hansen, Sheriff Kain discussed the quote per head shot.

Supervisor Hansen recommends putting this item out for bid and discussed the conflicts and perception.

In response to Supervisor Hansen, Sheriff Kain discussed the confines of the general fund budget.

Motion made by Supervisor Hansen for this item to go out for bid, seconded by Supervisor Moule.

Motion was denied due to the approval of the secondary motion.

Secondary motion made by Supervisor Carlson to not exceed the \$7,500 amount instead of "not to exceed \$12,000", and approve the agreement seconded by Supervisor Nolen.

RESULT: APPROVED

MOVER: Candy Carlson

SECONDER: Pati Nolen

AYES: Supervisor Carlson, Supervisor Nolen, and Chairperson Leach

NAYS: Supervisor Moule, and Vice Chair Hansen

Enactment No: MISC. AGR 2024-348

27. SHERIFF'S OFFICE - Sheriff Dave Kain 24-1886

a) TRANSFER OF FUNDS: SHERIFF; B-5 - From CALAIM (2032-4505723), to Contingency (2002-59000), \$908.91; and From Contingency (2002-59000) to Office Expense (2032-53220), \$908.91 **(Requires 4/5's vote)**.

RESULT: APPROVED

MOVER: Pati Nolen

SECONDER: Candy Carlson

AYES: Supervisor Moule, Supervisor Carlson, Supervisor Nolen, Vice Chair Hansen, and Chairperson Leach

28. SHERIFF'S OFFICE - Sheriff Dave Kain 24-1888

a) DONATION - Accept a donation in the amount of \$20,000 from Tehama County Anti-Gang/Anti-Drug Unit to be put in Other Government Agencies fund 2027-450740 to be used for professional services obtained for the maintenance of the Helicopter.

RESULT: APPROVED

MOVER: Pati Nolen

SECONDER: Candy Carlson

AYES: Supervisor Moule, Supervisor Carlson, Supervisor Nolen, Vice Chair Hansen, and Chairperson Leach

Sheriff Dave Kain discussed the tabled item from the meeting prior that required a 4/5's vote.

In response to Supervisor Hansen, Sheriff Kain discussed the percentage of funds and where the anti-gangs/anti-drug funds come from.

b) TRANSFER OF FUNDS - PROFESSIONAL/SPECIAL SERVICES, B-2 - From Other Government Agencies (2027-450740), to Contingency (2002-59000), \$20,000; and From Contingency (2002-59000), to Professional/Special Services (2027-53230), \$20,000 **(Requires 4/5's Vote)**.

Supervisor Carlson commented on prevention and diversion funds programs.

In response to Supervisor Moule, Sheriff Kain addressed meeting references for the three out of the five present agencies.

RESULT: APPROVED

MOVER: Candy Carlson

SECONDER: Pati Nolen

AYES: Supervisor Moule, Supervisor Carlson, Supervisor Nolen, Vice Chair Hansen, and Chairperson Leach

29. SHERIFF / PERSONNEL - Sheriff Dave Kain 24-1831

a) OTHER THAN "A" STEP - Approval to appoint applicant as Detective-Investigator (Extra-Help), Range 44, Step 5, upon successful completion of all pre-employment requirements.

Sheriff Dave Kain discussed the candidate qualifications.

In response to Supervisor Hansen, Sheriff Kain confirms the candidate will be coming to the Sheriff's Office exclusively.

RESULT: APPROVED

MOVER: Pati Nolen

SECONDER: Candy Carlson

AYES: Supervisor Moule, Supervisor Carlson, Supervisor Nolen, Vice Chair Hansen, and Chairperson Leach

30. SHERIFF / PERSONNEL - Sheriff Dave Kain

24-1825

a) OTHER THAN "A" STEP - Approval to appoint applicant as Deputy Sheriff, Range 40, Step 5, upon successful completion of all pre-employment requirements.

RESULT: APPROVED

MOVER: Pati Nolen

SECONDER: Candy Carlson

AYES: Supervisor Moule, Supervisor Carlson, Supervisor Nolen, Vice Chair Hansen, and Chairperson Leach

31. SHERIFF / PURCHASING - Sheriff Dave Kain

24-1855

a) TRANSFER OF FUNDS: SHERIFF, B-4 - From Public Safety (106-301900), to Contingency (2002-5900), \$32,256.88; and From Contingency (2002-59000), to Equipment (2027-57600), \$32,256.88 (**Requires 4/5's vote**).

Sheriff Dave Kain discussed the transfer for a mobile morgue trailer.

RESULT: APPROVED

MOVER: William Moule

SECONDER: Pati Nolen

AYES: Supervisor Moule, Supervisor Carlson, Supervisor Nolen, Vice Chair Hansen, and Chairperson Leach

b) Authorization for the Purchasing Agent to amend purchase order 428539 with Mortech Manufacturing Co from fixed asset account number 2027-57605 to 2027-57600 and amend its original not to exceed amount from \$91,855.32 to the amount not to exceed \$112,256.88.

RESULT: APPROVED

MOVER: William Moule

SECONDER: Pati Nolen

AYES: Supervisor Moule, Supervisor Carlson, Supervisor Nolen, Vice Chair Hansen, and Chairperson Leach

c) Authorization for the Purchasing Agent to sign the amended purchase order 428539 for the acquisition of (1) one mobile morgue trailer to be utilized by the Sheriff's Office of Emergency Management and Coroner's division.

RESULT: APPROVED

MOVER: William Moule

SECONDER: Pati Nolen

AYES: Supervisor Moule, Supervisor Carlson, Supervisor Nolen, Vice Chair Hansen, and Chairperson Leach

32. PERSONNEL - Director Coral Ferrin

24-749

a) Adoption of revised TCPR §1306: Drug & Alcohol Free Workplace/Testing.

Personnel Director Coral Ferrin discussed the minor revisions of the personnel policy.

RESULT: APPROVED

MOVER: Pati Nolen

SECONDER: William Moule

AYES: Supervisor Moule, Supervisor Carlson, Supervisor Nolen, Vice Chair Hansen, and Chairperson Leach

b) Adoption of revised TCPR §2306: Reinstatement.

RESULT: APPROVED

MOVER: Pati Nolen

SECONDER: William Moule

AYES: Supervisor Moule, Supervisor Carlson, Supervisor Nolen, Vice Chair Hansen, and Chairperson Leach

c) Adoption of revised TCPR §6101: Sick Leave.

In response to Supervisor Carlson, Ms. Ferrin discussed the changes in the sick leave policy.

RESULT: APPROVED

MOVER: Pati Nolen

SECONDER: William Moule

AYES: Supervisor Moule, Supervisor Carlson, Supervisor Nolen, Vice Chair Hansen, and Chairperson Leach

33. PUBLIC GUARDIAN / PUBLIC ADMINISTRATOR / ADMINISTRATION

24-1866

- Chief Administrator Gabriel Hydrick

a) AGREEMENT - Approval and authorization for the Chairman to sign the second Amendment to the Employment Agreement with Melani Kain (Misc. Agree. #2024-276) for the position of Public Guardian / Public Administrator, thereby extending the employment contract until 2/15/25.

Chief Administrator Gabriel Hydrick discussed the second amendment of the contract.

Jenny Alexander commented on the amendment of the contract.

Liz Merry commented on the amendment of the contract.

Deputy Public Guardian/Public Administrator Molly Thomas complimented Public Guardian/Public Administrator Melani Kain on her efforts and is not in support of the amendment of the contract.

Deputy Public Guardian/Public Administrator Erica Martinez complimented Mrs. Kain on her efforts and is not in support of the amendment of the contract.

Sheriff Dave Kain complimented Mrs. Kain for her efforts and is not in the support of the amendment of the contract.

Supervisor Hansen discussed the reasoning for the case and would like a fair objective assessment/investigation.

Motion was made by Supervisor Hansen to approve the agreement as is, seconded by Supervisor Moule.

Secondary motion was made by Supervisor Carlson to amend the previous motion and to bring back a 3-year contract, seconded by Supervisor Nolen.

Supervisor Carlson gave reasoning behind her motion.

Discussion took place about the postponement of the contract.

Chairman Leach asked for an emergency closed session for further discussion.

County Counsel Margaret Long explained the emergency closed session process, that requires a 4/5's vote.

Motion made by Supervisor Hansen to go to emergency closed session, seconded by Supervisor Moule.

RESULT: DENIED due to lack of 4/5 votes
MOVER: Matt Hansen
SECONDER: William Moule
AYES: Supervisor Moule, Vice Chair Hansen, and Chairperson Leach
NAYS: Supervisor Carlson, and Supervisor Nolen

Motion made by Supervisor Carlson to extend this contract with a 3-year clause and to be brought back on 11/12/24 meeting, seconded by Supervisor Nolen.

RESULT: DENIED
MOVER: Candy Carlson
SECONDER: Pati Nolen
AYES: Supervisor Carlson, and Supervisor Nolen
NAYS: Supervisor Moule, Vice Chair Hansen, and Chairperson Leach

Supervisor Nolen made comments towards Chairman Leach.

Motion made by Supervisor Hansen to approve a contract extension of 6 months, seconded by Supervisor Moule.

RESULT: APPROVED
MOVER: Matt Hansen
SECONDER: William Moule
AYES: Supervisor Moule, Supervisor Carlson, Supervisor Nolen, Vice Chair Hansen, and Chairperson Leach
Enactment No: MISC. AGR 2024-349

11:51 A.M. RECESS

11:58 A.M. RECONVENE

34. **ADMINISTRATION- Chief Administrator Gabriel Hydrick** **24-1735**

a) AGREEMENT - Approval and authorization for the Chairman to sign Amendment #1 to the agreement with Anu Chopra, (Misc. Agree. #2024-026) for the purpose of providing legal representation to indigent persons, effective 7/15/24 through 12/31/25.

Supervisor Carlson absent 11:59 A.M.

Chief Administrator Gabriel Hydrick discussed the amendment to the agreement.

Supervisor Carlson returns at 12:00 P.M.

In response to Supervisor Moule, Mr. Hydrick discussed how legal representation is assigned for indigent persons.

RESULT: APPROVED

MOVER: William Moule

SECONDER: Candy Carlson

AYES: Supervisor Moule, Supervisor Carlson, Supervisor Nolen, Vice Chair Hansen, and Chairperson Leach
Enactment No: MISC. AGR 2024-350

35. **ADMINISTRATION / TITLE III PROJECTS / SECURE RURAL** **24-1532**

SCHOOLS (SRS)- Administrative Analyst Arminda Searcy

a) Final approval of the proposed recommendation for FFY 2023 Secure Rural Schools & Community Self-Determination Act of 2000 funding for Title III Projects:

1) Tehama County Fire - Community Fire Prevention Program in the amount of \$30,000 to partially fund a County Fire Prevention/Education Officer position

2) Sheriff's Department - Search & Rescue Project - \$30,000 to be used for the acquisition of a new Search and Rescue truck for the Tehama County Sheriff's Search & Rescue Team

3) Resource Conservation District of Tehama County - Tehama East & West Community Wildfire Protection Plan Implementation - \$5,000 to be used by the Resource Conservation District of Tehama County to implement projects identified in the Plan, to include attending fire related meetings, applying for grant funding for identified projects, hosting community chipping and mastication days, and/or providing free defensible space assistance to special needs property owners including the elderly (65 or older) or those who are physically and/or financially unable to provide and/or maintain mandated defensible space around their property

4) Resource Conservation District of Tehama County - \$20,445.14 to work with Firesafe Councils and Firewise communities to create defensible space, and develop ingress and egress through roadside fuels reduction.

Administrative Analyst Arminda Searcy discussed the funding qualifications of the Title 3 projects.

In response to Supervisor Moule, Mrs. Searcy discussed the 2023 funding catch up.

RESULT: APPROVED IN ONE MOTION

MOVER: William Moule

SECONDER: Matt Hansen

AYES: Supervisor Moule, Supervisor Carlson, Supervisor Nolen, Vice Chair Hansen, and Chairperson Leach

36. COMMITTEES / COMMISSIONS - Board of Supervisors 24-1189

a) Appoint one (1) representative of the Board of Supervisors and one (1) alternate to serve on the California State Association of Counties (CSAC) Board of Directors for the 2024-2025 term, effective 11/18/2024.

Motion by Supervisor Hansen to table this item to next year's selection of Committees and Commissions, seconded by Supervisor Carlson.

County Counsel Margaret Long discussed the clarification on this item.

RESULT: TABLED

MOVER: Matt Hansen

SECONDER: Candy Carlson

AYES: Supervisor Moule, Supervisor Carlson, Supervisor Nolen, Vice Chair Hansen, and Chairperson Leach

37. BOARD OF SUPERVISORS 24-1870

a) Discussion and announcement regarding the 2nd Annual Tehama County Holiday Lights Contest.

Chief Administrator Gabriel Hydrick discussed the 2nd Annual Tehama County Holiday Lights Contest and proposed to announce the winner on the 12/17/24 meeting.

In response to Chairman Leach, Mr. Hydrick discussed the advertisement of the Holiday Lights Contest.

Administrative Assistant Tabetha O'Quinn discussed the process of nominations, voting and deadlines.

In response to Supervisor Moule, Ms. O'Quinn clarified the submission process.

In response to Supervisor Hansen, Ms. O'Quinn discussed cooperation with Dave Gowan from Red Bluff Chamber of Commerce and donations from constituents.

In response to Supervisor Carlson, Ms. O'Quinn clarified the nominations process.

The 2nd Annual Tehama County Holiday Lights Contest winner will be announced on 12/17/24 meeting (Consensus Received).

FUTURE AGENDA ITEMS

Supervisor Carlson asked for handouts for Rosenberg rules, procedural instructions, board practices and resources be made available to all Supervisors (Consensus Received).

Supervisor Carlson asked for Supervisor Nolen to be the primary candidate for NorTECH and to remove Supervisor Carlson as primary candidate (Consensus Received).

The Board accepts recommendations from Chief Administrator Gabriel Hydrick for the staff to bring back presentation of the process and timeline regarding County Counsel within a 2-week timeline (Consensus Received).

The Board accepts recommendations from Administrative Services Director Tom Provine for discussion and potential direction to staff of limits and types of agreements (Consensus Received 3-2).

Supervisor Carlson asked for discussion on formatting on the governance manual regarding outline, timeline and verbiage (Consensus Received).

Supervisor Carlson asked for discussion on responses to complaints (Consensus Received).

Board Comment:

Discussion took place regarding the comments by Supervisor Nolen towards Chairman Leach and decorum behavior.

Motion was made by Supervisor Hansen to publicly censure Supervisor Nolen for her comments towards Chairman Leach on 11/5/24 meeting, seconded by Supervisor Moule.

The motion carried by the following vote:

RESULT:	APPROVED
MOVER:	Matt Hansen
SECONDER:	William Moule
AYES:	Supervisor Moule, Vice Chair Hansen, and Chairperson Leach
NAYS:	Supervisor Carlson, and Supervisor Nolen

CLOSED SESSION

Jenny Alexander commented on Closed Session items number 40 and 42.

12:52 P.M. RECESS

4:56 P.M. RECONVENE

REPORTABLE ACTIONS FROM CLOSED SESSION

38. CLOSED SESSION 24-1816 a) PERSONNEL/PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Government Code Section 54957) Title: Part Two of the Tehama County Public Works Director Annual Performance Evaluation Process.

Report Out: Evaluation held.

39. CLOSED SESSION 24-1863 a) EMPLOYEE NEGOTIATIONS - CONFERENCE WITH

LABOR NEGOTIATORS (Government Code Section 54957.6) Agency Negotiators: Che Johnson & Coral Ferrin Employee Organization: Joint Counsel - Local 39

Report Out: Direction given to negotiators.

40. CLOSED SESSION 24-1864 a) EMPLOYEE NEGOTIATIONS - CONFERENCE WITH LABOR NEGOTIATORS (Government Code Section 54957.6) Agency Negotiators: TBD Employee: Executive Director Tehama County Health Services Agency

Report Out: Gabriel Hydrick was appointed as negotiator.

41. CLOSED SESSION 24-1874 a) PERSONNEL / PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Government Code Section 54957) Title: Part One of the Tehama County Air Pollution Control Office Annual Performance Evaluation Process

Report Out: Continued to 11/12/24.

42. CLOSED SESSION 24-1949 a) PERSONNEL/PUBLIC EMPLOYEE APPOINTMENT OF EMPLOYMENT (Government Code Section 54957) Title: Director of Planning

Report Out: Continued to 11/12/24 - Direction given to staff.


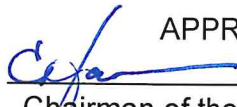
43. CLOSED SESSION 24-1949 a) CONFERENCE WITH REAL PROPERTY NEGOTIATORS (Government Code Section 54956.8) 1) Property: APN 029-270-032-000 Agency Negotiators: Gabriel Hydrick Negotiating Party: ORCA Behavioral Health/Premier Independence Under Negotiation: Terms of Payment

Report Out: Direction given to staff.

ADJOURN

4:58 P.M. There being no further business before the Board, the meeting was adjourned.

ATTEST: November 15, 2024

  APPROVED
Chairman of the Board
of Supervisors

SEAN HOUGHTBY, Clerk
of the Board of Supervisors

by  Deputy



Outlook

Public Comment: Item 40

From Eric & Jenny Alexander <jeneric@digitalpath.net>

Date Thu 2024-10-31 7:59 AM

To Tehama County Board of Supervisors <tcbos@tehama.gov>

This is a public comment and it is requested that this be included with the minutes of this meeting.

It is assumed by this item on closed session that compensation or some other item "allowed" under Government Code 54957.6 is being discussed.

Again, it is asserted that the evaluation process was slowed down by the Chief Administrator's apparent inability or choice to prioritize his workload to execute employment evaluations and contracts in a timely fashion. I notice that this employee has been treated differently than Ms. Kain as it is assumed at the end of this session that the board will vote to renew Ms. Bottke's contract and that her contract will appear on the 11/12/24 agenda meeting the deadline of the 11/15/24 amendment to her contract. It is noted that this contract will likely be extended for 3 years while Ms. Kain's contract is being extended by 3 months without transparency. The priority of this employee's future over the future of the public guardian's contract is noted.

The Board and County Counsel have not been transparent about the reasons that these evaluations were not timely and contracts were not properly executed at their anniversary dates. It is also noted that the agenda item requested two or more months ago regarding the evaluation process and given consensus has not appeared on any agenda allowing the dysfunction manifest itself and continue.

Thank you.

Jenny Alexander

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PUBLIC COMMENT Agenda Item 33

From Eric & Jenny Alexander <jeneric@digitalpath.net>

Date Thu 2024-10-31 7:45 AM

To Tehama County Board of Supervisors <tcbos@tehama.gov>

This is a formal public comment and it is requested that it be included in the minutes of this meeting.

1. A THIRD time of extending Melani Kain's contract is outrageous. I just want to point out that it appears the Chief Administrator has not been timely in getting employee evaluations completed and contributes to the dysfunction of the evaluation process.
2. Stringing an accomplished Department Head along for months after 12 years of successful employment contracts is unprofessional.
3. Because of the fact that the Board has not been transparent on what is actually occurring, the public draws its own conclusions. There has been talk since January 2024 that the County is considering reorganization of the Public Guardian. This was evidenced by the public records information obtained relative to CGM Consulting which was hired and apparently directed to dismantle or reassign the public guardian. By law, and according to the charter, before this process would occur, a public hearing is REQUIRED. The fact that something is required does not apparently matter to this board's county counsel...a disturbing trend in several areas. The report that was disclosed on an invoice by CGM and requested by me was DENIED. County Counsel cited "closed session" as the reason. That report, CGM consulting, etc. was never on any closed session agenda so it appears that the county is lying to the public or that it was discussed without being agendised which is a Brown Act violation. It is further asserted that it appears that County Counsel could benefit financially from not renewing Ms. Kain's contract as someone would need to fulfill those duties and could find herself in a position to take that on.
4. The nature of the treatment of this employee, Melani Kain, appears to be retaliatory in nature. The evaluation process has not been followed like other department heads routine evaluations and contracts. It also appears that this action is being taken in direct connection with the fact that Ms. Kain has raised legitimate concerns publicly about processes that are inconsistent or questionable. Retaliation is ugly and should not be tolerated.