

TEHAMA COUNTY BOARD OF SUPERVISORS

Steve Chamblin, District 1, Vice-Chair
Candy Carlson, District 2, Chairman
Dennis Garton, District 3
Bob Williams, District 4
Burt Bundy, District 5



Williams Goodwin
Chief Administrator

Richard Stout
County Counsel

Jennifer A. Vise
Clerk of the Board
(530) 527-3287

Board Chambers
727 Oak Street, Red Bluff, CA 96080
(530) 527-4655

<http://www.co.tehama.ca.us>

MINUTES FOR TUESDAY, JULY 3, 2018

The Board of Supervisors of the County of Tehama met in regular session at 8:30 a.m. on Tuesday, July 3, 2018 with the following Board members present: Supervisors Burt Bundy, Dennis Garton, Steve Chamblin, Candy Carlson and Bob Williams.

8:30 A.M. PUBLIC COMMENT – None.

8:35 A.M. CONVENED in closed session.

9:50 A.M. RECESS to convene in Regular Session at 10:00 A.M.

10:00 A.M. CONVENED in Regular Session.

Chairman Candy Carlson presided. Present were Clerk of the Board Jennifer Vise by Angela L. Ford, Chief Administrator Williams Goodwin and County Counsel Richard Stout.

10:00 AM CALL TO ORDER / PLEDGE OF ALLEGIANCE

Chairman Candy Carlson led the pledge of allegiance.

PUBLIC COMMENT

Scott Camp led a prayer.

Michael Deckard discussed the HUD office in Shasta County closing.

Richard Hammond requested raises for IHSS caregivers.

Shasta College Assistant Superintendent and Vice-President of Administrative Services Morris Rodrigue discussed the incident that happened with an armed individual that caused lock-down and eventual evacuation of the Tehama Campus. He thanked the Sheriff's Department for ensuring the safety of the students. He also thanked Tehama County Mental Health for offering counseling support following the incident.

Carmen Boaz discussed a Tehama County Emergency Evacuation Plan pamphlet that referenced a map that was missing.

Administrative Services Director Julie Sisneros said she was able to locate a map for areas with limited evacuation routes.

Tom Mohler discussed the State of Jefferson and said the Board of Supervisors were very dedicated in their jobs.

Martha Kleykamp said IHSS Caregivers need a raise. She also said the Board needs to regulate medical cannabis but not prohibit it.

Supervisor Garton discussed an upcoming parade in Manton on July 14th. He said there will be a Veterans memorial dedication and Volunteer Fire Department BBQ.

ANNOUNCEMENT OF AGENDA CORRECTIONS - None.

REPORTABLE ACTIONS FROM CLOSED SESSION - None

ANNOUNCEMENTS BY DEPARTMENT HEADS

Registrar of Voters Jennifer Vise said there were insufficient number of signatures for the initiative for the Charter Amendment to qualify the initiative to go to ballot in November. She said the deadline has passed to qualify for the November election and they could try again for March of 2020.

Chief Administrator Williams Goodwin said his staff has developed a spreadsheet listing all the groups the Board works with which lists all their meeting dates and times. He said this will be updated once a month and it is already on the County's website.

CONSENT AGENDA

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Steve Chamblin, Supervisor - District 1
SECONDER:	Burt Bundy, Supervisor - District 5
AYES:	Carlson, Garton, Chamblin, Williams, Bundy

5. APPROVAL OF MINUTES
 - a) Waive the reading and approve the minutes of the meeting held 6/12/18.
6. AUDITOR CLAIM
 - a) Public Defender, 53221, Anu Chopra, \$1,171.50.
7. GENERAL WARRANT REGISTER - June 9-15, 2018.
8. AUDITOR/ CONTROLLER
 - a) Pursuant to Government Code section 29802, authorization to re-issue stale dated Warrant No. 70734225, issued 8/11/17 in the amount of \$320 to EJM Digital, LLC.

9. AUDITOR / PERSONNEL

- a) Approval of a Personnel Action Form for a leave absence due to a non-industrial injury for Employee #1866 from 7/29/18 through 7/31/18.

10. ADMINISTRATION

- a) AGREEMENT – Approval and authorization for the Chair to sign the Agreement with Nichols Melburg Rossetto Architects (NMR) for the purpose of providing architectural/engineering services for the rates as set forth in Exhibit “B” with a maximum compensation of \$40,000 for each individual project, effective 9/1/18 and shall terminate 8/31/21.

(Miscellaneous Agreement #2018-176)

11. CLERK & RECORDER / ELECTIONS

- a) AGREEMENT – Approval and authorization for the Clerk & Recorder to sign the amendment to the Agreement with DFM Associates (Misc. Agree. #42-2013) for providing Election Information Management System (EIMS) software to manage various processes used to register and manage voters as well as the election process, thereby adjusting the fee to \$1,717 per month and extending the term to 6/30/23.

(Miscellaneous Agreement #2018-177)

12. HEALTH SERVICES AGENCY / MENTAL HEALTH DIVISION / CLINIC DIVISION

- a) AGREEMENT – Approval and authorization for the Executive Director to sign the agreement with Staff Care Inc. for the purpose of locating and arranging for locum tenens Physician(s), Psychiatrist(s), Psychiatric Nurse Practitioner(s), Nurse Practitioner(s) or Physician’s Assistant(s) to provide medical services at the placement address for the rates as set forth in Exhibit “A” with total maximum compensation not to exceed \$1,500,000, effective 7/1/18 and shall terminate 6/30/19.

(Miscellaneous Agreement #2018-178)

13. HEALTH SERVICES AGENCY / MENTAL HEALTH DIVISION

- a) AGREEMENT – Approval and authorization for the Executive Director to sign the agreement with Northern Valley Catholic Social Service, Inc. (NVCSS) for the purpose of providing peer to peer support staff and duties as listed in Exhibit “B” for the rates as listed in Exhibit “C” with maximum compensation not to exceed \$127,622, effective 7/1/18 and shall terminate 6/30/19.

(Miscellaneous Agreement #2018-179)

14. DEPARTMENT OF SOCIAL SERVICES

- a) AGREEMENT – Approval and authorization for the Director of Social Services to sign the Amendment to the Agreement with Express Services Inc. dba Express Employment Professionals (Misc. Agree. #2017-174) for the provision of administering a subsidized employment program thereby amending the maximum compensation not to exceed \$270,000; and thereby extending the term through 6/30/19.

(Miscellaneous Agreement #2018-180)

REGULAR AGENDA

15. CLERK & RECORDER / ELECTIONS DIVISION

- a) Receive and file the Certified Statement of All Votes Cast at the Statewide Direct Primary Election held on June 5, 2018.

RESULT: **APPROVED [UNANIMOUS]**
MOVER: Bob Williams, Supervisor - District 4
SECONDER: Steve Chamblin, Supervisor - District 1
AYES: Carlson, Garton, Chamblin, Williams, Bundy

- b) Declare the winners for each office:
 - 1) Judge of the Superior Court, Office 2 - Laura S. Woods
 - 2) County Superintendent of Schools - Richard DuVarney
 - 3) Supervisor 3rd District - Dennis Garton
 - 4) Supervisor 4th District - Robert A. "Bob" Williams
 - 5) Assessor - Kenneth L. Brown
 - 6) Auditor-Controller - LeRoy M. Anderson
 - 7) Clerk & Recorder - Jennifer A. Vise
 - 8) District Attorney - Matthew D. Rogers
 - 9) Sheriff & Coroner - Dave Hencratt
 - 10) Treasurer/Tax Collector - Dana L. Hollmer

Registrar of Voters of Jennifer Vise read aloud the names that were declared the winners for each office.

Following comments;

RESULT: **APPROVED [UNANIMOUS]**
MOVER: Dennis Garton, Supervisor - District 3
SECONDER: Bob Williams, Supervisor - District 4
AYES: Carlson, Garton, Chamblin, Williams, Bundy

- c) Declare as elected those candidates filing for the Tehama County Board of Education pursuant to attached Certificate of Nomination.

RESULT: **APPROVED [UNANIMOUS]**
MOVER: Dennis Garton, Supervisor - District 3
SECONDER: Bob Williams, Supervisor - District 4
AYES: Carlson, Garton, Chamblin, Williams, Bundy

16. FIRE DEPARTMENT / PERSONNEL

- a) Approval and authorization to revise the Public Safety Vehicle Equipment Mechanic II specification to include the requirement for a valid California's driver's license, effective 7/3/18.

Following comments;

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Steve Chamblin, Supervisor - District 1
SECONDER:	Bob Williams, Supervisor - District 4
AYES:	Carlson, Garton, Chamblin, Williams, Bundy

17. TREASURER / TAX COLLECTOR

- a) RESOLUTION NO. 2018-63 – Adoption of a resolution for the distribution of excess proceeds resulting from the sale of tax-defaulted property by Public Auction held June 23, 2015 for Group 3 to be distributed as stated in Exhibit 'A'.

Following comments;

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Burt Bundy, Supervisor - District 5
SECONDER:	Dennis Garton, Supervisor - District 3
AYES:	Carlson, Garton, Chamblin, Williams, Bundy

18. DEPARTMENT OF AGRICULTURE / DIVISION OF ANIMAL SERVICES

- a) Approval and authorization for the Director of Animal Services to accept a donation from Providing Essentials for Tehama Shelter (P.E.T.S.) in the amount of \$864.64 to the Tehama County Animal Care Center's medical donation account.

Following comments;

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Steve Chamblin, Supervisor - District 1
SECONDER:	Bob Williams, Supervisor - District 4
AYES:	Carlson, Garton, Chamblin, Williams, Bundy

10:27 A.M. RECESS to convene as the Tehama County Air Pollution Control District

19. TEHAMA COUNTY AIR POLLUTION CONTROL DISTRICT

- a) RESOLUTION NO. 2018-64 / AGREEMENT – Adoption of a Resolution approving and authorizing the Air Pollution Control Officer (APCO) to sign the California Air Resources Board FY2017-18 Community Air Protection Program Grant Agreement #G17-CAPP-32 for funding in the amount of \$10,690, effective 3/1/18 to 9/28/21.

(Miscellaneous Agreement #2018-181)

Following comments;

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Bob Williams, Supervisor - District 4
SECONDER:	Dennis Garton, Supervisor - District 3
AYES:	Carlson, Garton, Chamblin, Williams, Bundy

10:29 A.M. ADJOURN to reconvene as the Tehama County Board of Supervisors

20.HEALTH SERVICES AGENCY

- a) **ORDINANCE NO. 2061 - Creating Chapter 9.29 of the Tehama County Code relating to requirements for the collection and disposal of unwanted drugs and sharps:**
 - 1) Waive the Second Reading.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Steve Chamblin, Supervisor - District 1
SECONDER:	Dennis Garton, Supervisor - District 3
AYES:	Carlson, Garton, Chamblin, Williams, Bundy

- 2) Adopt the Ordinance.

Supervisor Williams said he was voting “no” for the reasons stated last week.

RESULT:	APPROVED [4 TO 1]
MOVER:	Steve Chamblin, Supervisor - District 1
SECONDER:	Dennis Garton, Supervisor - District 3
AYES:	Carlson, Garton, Chamblin, Bundy
NAYS:	Williams

21.JUVENILE JUSTICE CENTER EXTERIOR PAINT PROJECT

- a) **NOTICE OF COMPLETION – Approval for the Chair to sign the Notice of Completion for the Juvenile Justice Center Exterior Paint Project, as contracted by Affordable Painting Services Inc. of Sacramento, California.**

Following comments;

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Steve Chamblin, Supervisor - District 1
SECONDER:	Dennis Garton, Supervisor - District 3
AYES:	Carlson, Garton, Chamblin, Williams, Bundy

22. ENVIRONMENTAL HEALTH DEPARTMENT / CODE ENFORCEMENT

- a) De Novo Public Nuisance Administrative Penalties Lien Hearing Pursuant to Chapter 9.06 of the Tehama County Code and Government Code section 53069.4 and section 25845:

Owner: Thomas Gronek, Heather Gronek,
Brandon Kania and Nicholas Kania
Site Address: 7098 Corral Point, Corning, RTR
APN: 062-310-024 ("Premises")

Deputy County Counsel Daniel Klausner gave an overview of the case and said the violation is for one day and totals \$1,000. He said on 9/28/17, Officer Keith Curl found 25 marijuana plants growing on the property in question. On 10/16/17 the Notice of Violation and Proposed Administrative Penalty was mailed to the owners of record and posted on the property in accordance with the code. The notice informed the owners the reinspection date was 10/23/17. He said on 10/22/17, Code Enforcement received a voicemail message stating the property in question never had a marijuana cultivation on it. He said there was no name or contact information on the voicemail. He said on 10/23/17 upon reinspection there were no marijuana plants found on the property.

Mr. Klausner said the issue in this case is the lack of evidence for a lawful abatement.

Brandon Kania said he never told anyone there was never cannabis on the property. He said he called and said there is no cannabis on the property. He said Code Enforcement tries to get people to bear witness on themselves which is illegal and would provide consent for people to enter his property. He added his presence at this meeting is under duress because the County is trying to steal his property by threat of force.

Mr. Kania said his other issue is that according to the ordinance, the definition of cultivations means "the planting, growing, harvesting, drying, processing or storage of one or more marijuana plants or parts thereof whether indoor or outdoor including from inside a fully enclosed secure building". He said so what is the evidence of abatement if there are no plants there. He further questioned what providing evidence meant.

Mr. Klausner read from the ordinance the description of "evidence".

Code Enforcement Officer Keith Curl said upon reinspection, there were no marijuana plants found where they were previously growing.

Chair Carlson said she has a problem with the fact that there is no clear definition on the word "evidence". She added Code Enforcement by their own admission stated there was no marijuana there so why is this not evidence of abatement.

Following additional comments;

RESULT:	APPROVED [4 TO 1]
MOVER:	Bob Williams, Supervisor - District 4
SECONDER:	Steve Chamblin, Supervisor - District 1
AYES:	Garton, Chamblin, Williams, Bundy
NAYS:	Carlson

23. CLAIM AGAINST THE COUNTY

a) Creevy Dunn vs. County of Tehama.

County Counsel Richard Stout advised the Board to reject the Claim Against the County as filed by Creevy Dunn and refer the matter to County Counsel.

RESULT:	REJECT & REFER [UNANIMOUS]
MOVER:	Bob Williams, Supervisor - District 4
SECONDER:	Steve Chamblin, Supervisor - District 1
AYES:	Carlson, Garton, Chamblin, Williams, Bundy

REOPEN PUBLIC COMMENT – None.

BOARD OF SUPERVISORS STANDING AND AD HOC COMMITTEE REPORTS

Receive reports from the following standing and ad hoc committees, and discussion and possible direction to the committees regarding future meetings and activities within each committee's assigned scope:

Fire Committee (Standing) (Garton, Bundy) – None.

Public Works Committee (Standing) (Williams, Bundy) – None.

Jobs Development Ad Hoc Committee (Williams, Chamblin) – Met June 27th in Orland.

Library Planning Ad Hoc Committee (Chamblin, Carlson) – Met and discussed landscaping.

Travel & Vehicle Policies Ad Hoc Committee (Garton, Chamblin) – None.

Strategic Plan Development Ad Hoc Committee (Carlson, Chamblin) – None.

Personnel Procedures & Guidelines Ad Hoc Committee (Carlson, Chamblin) – Meeting on a regular basis.

Budget Ad Hoc Committee (Carlson, Williams) – Met recently, there's lots of work to do.

Planning and Zoning Ordinance Review Ad Hoc Committee (Williams, Bundy) – Met on June 27th.

Marijuana/Cannabis Regulation Ad Hoc Committee (Carlson, Garton) – Meeting this afternoon with staff only.

REPORTS OF MEETINGS ATTENDED (AB1234)

Supervisor Bundy – Los Molinos Cemetery meeting with the Auditor.

Supervisor Garton – Several situation report meetings.

Supervisor Williams – Corning Chamber fundraiser dinner; Dinner in Arbuckle for Kim Van.

Supervisor Chamblin – Mental Health Advisory Board meeting.

Chairman Carlson – Veterans Collaborative meeting; and agenda review.

BOARD MATTERS - Discussion of new items for further study/future agendas.

Supervisor Chamblin said he wanted to finish the Chief Administrator evaluation in closed session today.

11:04 A.M. RECESS to reconvene in closed session.

11:15 A.M. RECONVENED in closed session.

11:40 A.M. There being no further business before the Board, the meeting was adjourned.

ATTEST: July 3, 2018

APPROVED _____
Chairman of the Board
of Supervisors

JENNIFER A. VISE, Clerk
of the Board of Supervisors

by _____ Deputy