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**Minute Order of the Board of Supervisors**  
**September 19, 2017 Regular Meeting**  
**County of Glenn, State of California**

1. **ROLL CALL**

   **Matter:** Roll call of Supervisors was taken, attendance as follows:
   
   Supervisors Present: Supervisors Foltz, McDaniel, Minto, Viegas and Corum
   
   Also Present: Alicia Ekland, County Counsel
   Debbie Lambert, Sr. Deputy Clerk
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2. **UNSCHEDULED MATTERS**

Matter: Receive comments from the audience, staff and Board members and, if deemed necessary, refer the subject matter to the appropriate department for follow-up and/or schedule the matter on a subsequent Board agenda. Unless the matter qualifies for an exemption under the provisions of Government Code Section 54954.2(b), action or Board discussion cannot be taken on "Unscheduled Matters".

Proceedings:

a. Community Development Director Jody Samons advised that through 3-Core the Redding Bank of Commerce awarded $30,000 towards the Business Incubator for financial mentoring & technology to be spent in Orland.

b. Supervisor Corum commended Probation Officer Tara Flewelling for her efforts and contributions to Juveniles in the Juvenile Drug Court Program.

c. Supervisors gave reports on activities and various meetings they attended.
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3. **MINUTES**
   Matter: Approve the Minutes of September 5, 2017.
   Motion/Second: Supervisor McDaniel/Supervisor Viegas
   Order: Approve the Minutes of September 5, 2017.
   Vote: Unanimous.
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4. **CONSENT CALENDAR**
   Matter: Review and take actions related to the Consent Calendar as follows:
   a. **RESOLUTION - PROPERTY TAX RATES**
      Adopt Annual Resolution 2017-77 "Fixing Tax Rates for 2017-2018 Fiscal Year".
   
   Motion/Second: Supervisor McDaniel/Supervisor Minto
   Order: Approve the Consent Calendar.
   Vote: Unanimous.
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4. CONSENT CALENDAR
Matter: Review and take actions related to the Consent Calendar as follows:
   b. CHILD ABUSE TREATMENT PROGRAM
      (1) Authorize the Behavioral Health Branch Director, or designee, to execute Certificate of Assurance of Compliance as required by the California Office of Emergency Services for the Child Abuse Treatment Program (CHAT) grant;
      (2) Authorize the Chairman of the Board of Supervisors to sign the Certification of Assurance of Compliance; and
      (3) Authorize the Behavioral Health Branch Director, or designee, to submit, accept and execute annual funding agreement; amendments thereto, and any and all required certifications and documentation required to administer the program.
   
Motion/Second: Supervisor McDaniel/Supervisor Minto
Order: Approve the Consent Calendar.
Vote: Unanimous.
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4. CONSENT CALENDAR
Matter: Review and take actions related to the Consent Calendar as follows:
c. CONTRACT - CHILD WELFARE SERVICES CASE MANAGEMENT SYSTEM (CWS/CMS)
   Authorize the Health & Human Services Agency Director, or designee, to enter into a contract for an amount not to exceed $235,433.00 with the County of Shasta for training at the CWS/CMS training lab and to modify or amend the Agreement contingent upon the review and approval of County Counsel.

Motion/Second: Supervisor McDaniel/Supervisor Minto
Order: Approve the Consent Calendar.
Vote: Unanimous.
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5. MASTER PROPERTY TAX EXCHANGE AGREEMENT  
Also Present: John K. Viegas, District 1 Supervisor  
Matter: Form an AdHoc Committee to negotiate a Master Property Tax Exchange Agreement with the City of Orland and City of Willows to be brought back to the Board for approval.  
Proceedings: a. Supervisor Viegas advised that annexations in Orland are anticipated and requested that the County work on a Property Tax Agreement with Orland and also move forward with a Master Property Tax Exchange Agreement Plan for future annexations of the Cities of Willows and Orland;  
b. It was Chairman Direction to form an AdHoc committee and appoint Supervisor Viegas and Supervisor Corum to work with the Cities, bringing any recommended agreements back to the full board for approval, with said AdHoc Committee to dissolve December 31, 2017.
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6. **GRAND JURY RESPONSE**  
Matter: Approve and authorize the Board of Supervisors Chairman to execute letter to the Superior Court Judge Donald Cole Byrd in response to the 2016/2017 Grand Jury Report, as required by California Penal Code Section 933.05.  
Motion/Second: Supervisor Viegas/Supervisor McDaniel  
Order: Approve the Consent Calendar.  
Vote: Unanimous.
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THE BOARD RECESSED AND CONVENCED AS THE GLENN COUNTY BOARD OF EQUALIZATION

7. UNSCHEDULED MATTERS
Matter: Receive comments from the audience, staff and Board members and, if deemed necessary, refer the subject matter to the appropriate department for follow-up and/or schedule the matter on a subsequent Board agenda.
Proceedings: No comments were heard.

8. ASSESSMENT APPEAL APPLICATIONS WITHDRAWAL - JOHNS MANVILLE
Motion/Second: Supervisor Minto/Supervisor McDaniel
Order: Approve the aforesaid matter.
Vote: Unanimous.

THE GLENN COUNTY BOARD OF EQUALIZATION ADJOURNED AND RECONVENCED AS THE GLENN COUNTY BOARD OF SUPERVISORS
The following Minute Order of the Board of Supervisors is being sent to you for information or possible action. If you have any questions concerning this matter, please call the Board’s office.

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9. **RESOLUTION - ADMINISTRATIVE MANUAL TITLE 12.02.09 / IMMEDIATE FAMILY MEMBER**

Matter: Adopt Resolution 2017-78 "To Amend Book of Administrative Policies and Procedures, Title 12 - Management Policies" to replace the language defining "Immediate Family Member".

Motion/Second: Supervisor McDaniel/Supervisor Foltz

Order: Adopt Resolution 2017-78

Vote: Unanimous.
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10. **RESOLUTION - ADMINISTRATIVE MANUAL TITLE 05.21 / UTILITIES**


   Motion/Second: Supervisor Viegas/Supervisor Foltz

   Order: Adopt Resolution 2017-79

   Vote: Unanimous.
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11. **RESOLUTION - COUNTYWIDE POSITION ALLOCATION LIST / DIRECTOR OF RESOURCES MANAGEMENT**

   **Matter:** Adopt Resolution 2017-81 “To Amend the Book of Class Specifications, the List of Personnel Classes and Salary Ranges, and the Position Allocation List” to add the job classification and set salary range for Director of Community Resources Management.

   **Proceedings:**
   a. Personnel Director Linda Durrer and Community Development Director Jody Samons reviewed the aforesaid matter and asked that the position title be changed to Director of Community Development Services;
   b. Supervisor McDaniel requested that within the job description ‘groundwater management’ be changed to ‘water management’ to encompass all areas of water;
   c. Discussion was held regarding the position description being the first step towards splitting the Planning & Public Works Agency and developing the One Stop Shop;
   d. On motion of Supervisor McDaniel, seconded by Supervisor Viegas, it was ordered to adopt Resolution 2017-81 with the position title being changed to Director of Community Development Services and ‘groundwater management’ being changed to ‘water management’ by the following vote:
   
   Ayes: Supervisors McDaniel, Minto, Viegas, and Corum  
   Noes: Supervisor Foltz
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12. **RESOLUTION - SITES PROJECT AUTHORITY**  
Matter: Consider adopting Resolution 2017-80 "Approving the City of Sacramento and Sacramento County Water Agency Becoming an Authority Member of the Sites Project Authority".  
Proceedings: Supervisor Viegas reviewed the pros and cons of the aforesaid matter.  
Motion/Second: Supervisor McDaniel/Supervisor Viegas  
Order: Adopt Resolution 2017-80  
Vote: Unanimous.
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Also Present: Edward Lamb, Director of Finance

Matter: Hold Public Hearing to consider the following:

a. Review additional requests and revenue estimates received subsequent to the Recommended Budget;

b. Hear the Board Budget and Finance Committee and Departmental presentations;

c. Adopt Resolution "Adopting 2017-2018 Budget" and/or take other appropriate actions as delineated in California Government Code §§ 29088 - 29090;

d. Adopt the 2017/2018 Road Budget by Category; and

e. Adopt the 2017/2018 Data Processing ISF #0228000 Schedule of Purchases and Allocations and authorize the Director of Finance to make said purchases and enter into service agreements on behalf of the County Information Services Coordinating Committee.

Proceedings: a. Mr. Lamb reviewed the Budget Recap, the District Attorney's and Probation's proposed budgets, Deferred Inflows and SB 90 Mandated Costs Receivable Included in Deferred Inflows, Contingency balance, and General Fund Reserve;

b. Supervisor McDaniel asked if the proposed One Stop Shop would have a special fund, whereupon Mr. Lamb stated that it would have its own budget under a parent department;

c. Supervisor Minto reviewed issues in regards to the recommended removal of general fund dollars from Probation's budget;

d. The Chairman opened the Hearing for public comment, whereupon no comments were heard and the Chairman closed the Hearing to public comment;

e. The Chairman opened the Hearing to Department Presentations, whereupon the following spoke:

f. Chief Probation Officer Brandon Thompson reviewed spread
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sheets titled *Budget Estimated Forecast Summary of all Non-General Funding Sources* that reflected Department of Finance's current projections of income from various State funding streams and expenses, reflected the offsetting $739,155 Board directed reduction from Probation's budget to non-general funded budgets, spoke of Court mandates, supervision of parolees due to AB 109, advised that if using state realignment funds to supplement core services special language is needed and that there is a possibility of an audit, stated that a plan needs to be in place for public safety, and spoke of the frustration of closing Juvenile Hall;  
g. Mr. Thompson also stated that if $739,155 of reserves were returned to the County general fund nine staff would be let go and only the base allocation would be received to maintain six staff with funds running out for programs in 2019, and if the reserves were not transferred the majority of programs would be maintained through 2024;  
h. Discussion was held regarding the impact of sales tax revenues on Probation, the process of securing a sales tax for public safety, and the possibility of presenting a sales tax increase dedicated to public safety to the voters with a sunset date;  
i. Discussion was held regarding use of grant funds, various program options, and juvenile hall service expenses in Tehama County;  
j. Supervisor Foltz asked that a sales tax revenue sharing agreement with the Cities be considered to cover public safety, and it was noted that a booking fee is in place although it does not fully cover expenses;  
k. The Chairman opened the Public Hearing to the public whereupon the following spoke:  
1. Willows resident and Glenn County Mental Health, Alcohol and Drug Advisory Board member Donald Salyer spoke of past drug addiction and how the Probation Department changed his life.  
2. Willows resident, Juvenile Justice Delinquency Prevention Commission member, and Kids for Christ Director Joe Flesher spoke of
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the impact of closing Juvenile Hall, the increase in juvenile crimes due to lack of consequences, the increased recidivism rate and spoke in support of County Departments building their reserves for difficult budget times;

3. Willows resident Doug Ross spoke of regional cooperation and the need for the City, State & Federal governments to support and secure public safety funds.

i. District Attorney Dwayne Stewart reviewed his proposed budget and cases prosecuted;

m. The Chairman closed the Hearing to the public;

n. The Chairman called for exhibits whereby the Clerk advised of the following:

Staff Exhibit A: Documents submitted by Probation.

o. The Chairman reopened the Hearing for additional comments by Mr. Thompson and additional discussion was held regarding Probation's submitted documents, the possibility of having realignment funds frozen, and the possibility of having to return funds to the State if reserves are used to balance the general fund;

q. The Chairman closed the Hearing for public comment;

r. It was the general consensus to have a Special Budget Finance Committee meeting September 26, 2017 at 10:00 a.m. to draft an alternative budget option;

s. On motion of Supervisor Minto, seconded by Supervisor Foltz, it was unanimously ordered to continue the 2017/2018 Fiscal Year Budget Public Hearing to October 2, 2017 at 9:00 a.m.
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14. **UNSCHEDULED MATTERS**  
Matter: Receive comments from the audience, staff and Board members and, if deemed necessary, refer the subject matter to the appropriate department for follow-up and/or schedule the matter on a subsequent Board agenda.  
Proceedings: No comments were heard.

15. **PUBLIC HEARING - 2017/2018 FISCAL YEAR BUDGET**  
Also Present: Edward Lamb, Director of Finance  
Marcie Skelton, Agricultural Commissioner  
Matter: Hold Public Hearing to:  
a. Review the Air Pollution Control District 2017-2018 Recommended Budget;  
b. Consider adopting Resolution 2017-03 "Adopting 2017-2018 Air Pollution Control District Budget" and/or take other appropriate actions as delineated in California Government Code §§ 29088 - 29090.  
Proceedings: a. Mr. Lamb stated that the Air Pollution Control District budgets continue to use reserve funds placed into trust for Air Pollution Vehicle Registration Carl Moyer;  
b. The Chairman opened the Hearing for public comment, whereby none being heard the Chairman closed the Hearing to public comment  
c. The Chairman called for exhibits, whereby the Clerk advised there were none;  
d. On motion of Supervisor McDaniel, seconded by Supervisor Corum, it was unanimously ordered to adopt Resolution 2017-03.

**THE GLENN COUNTY AIR POLLUTION CONTROL DISTRICT ADJOURNED AND RECONVENE AS THE GLENN COUNTY BOARD OF SUPERVISORS**
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16. CANNABIS WORKING GROUP - MARIJUANA ORDINANCE
Also Present: Marcie Skelton, Agricultural Commissioner
Matter: Pursuant to Minute Order 8 of August 1, 2017, consider the Cannabis Working Group recommendations:
   a. Review, provide further direction, and possibly approve:
      (1) County’s critical priorities surrounding cannabis.
      (2) Proposed outline for registration, development, implementation, and fine structure.
      (3) Elements of registration - Information to collect, County specific requirements, fees, and Department responsible for processing registrations.
   b. Consider giving additional Board direction to shape future Ordinance;
   c. Address all areas of the cannabis industry: Processing, manufacturing, distribution, delivery, retail, and produce testing (laboratories) as well as industrial hemp in the final cannabis Ordinance;
   d. Support simultaneous work on revising the County’s Code enforcement policies to strengthen enforcement options staff have to work with;
   e. Begin exploration of hiring a permanent Code Enforcement Officer; and
   f. Consider contracting a Hearing Officer for all code enforcement violations, including cannabis.

Proceedings:
   a. Mrs. Skelton submitted “SB 94 Cannabis: medical and adult use bill text” and “Concepts Under Consideration for Glenn County Cannabis Ordinance” and reviewed the Cannabis Working Group Report;
   b. Supervisor Viegas agreed with the Report’s Critical Priorities, spoke of the importance of the code enforcement process, eliminating outdoor grows and limiting indoor grows to six plants, and requested that the registration fee and noncompliance fine be per plant;
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c. Mrs. Skelton spoke of the importance to encompass all aspects of the cannabis industry and to develop a registration process;
d. Supervisor Foltz voiced opposition to indoor grows and support of commercial grows, dispensaries and delivery to limit exposure to children;
e. Mrs. Skelton stated there was much discussion regarding growing indoors versus in outbuildings, advised that Tehama allows outbuildings only and is as close to State law as possible, and that the area where the plants are need to be secure;
f. Supervisor McDaniel spoke of the importance of code enforcement and stated that the fine structure should be more for outdoor grows in violation of code;
g. Supervisor Corum suggested adding the driver’s license number to the registration form;
h. Discussion was held regarding fine collection, liens, and seizure of property, whereupon Sheriff Rich Warren stated that removing and seizing property without due process and with intent to make money is criminal, advised that he is opposed to marijuana but not opposed to commercial grows for ease of control, and if outdoor grows can be restricted to the best interest of the County rather than the financial interest of the grower;
i. It was the general consensus to complete the "Concepts Under Consideration for Glenn County Cannabis Ordinance" survey and continue the matter to October 3, 2017 Board of Supervisors meeting to provide direction.
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17. **APPOINTMENT - CALIFORNIA BOARD OF FORESTRY AND FIRE PROTECTION**

Matter: Consider appointment of an authorized County agent/designee to review and respond to land use requests from CAL FIRE to ensure conformance with all County regulatory requirements related to their issuance of Timberland Conversion Permits for cannabis cultivation in timberland areas.

Proceedings: Planning and Public Works Agency Deputy Director Di Aulabaugh stated that land use is a Planning function, that if the Board does not appoint anyone Cal Fire will assume that the County forfeits their opinion, and recommended making an interim appointment until a Community Services Development Director is employed.

Motion/Second: Supervisor Viegas/Supervisor Minto

Order: Appoint Di Aulabaugh, or designee, as the County Agent to review and respond to land use requests from CAL FIRE.

Vote: Unanimous.
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18. **PRIVATE PUMPER ADVISORY COMMITTEE**  
Matter: Hold discussion to consider dissolving the Private Pumper Advisory Committee and provide direction.  
Proceedings:  
   a. Supervisor Viegas reviewed the aforesaid matter;  
   b. Supervisor Minto advised that with the Sustainable Groundwater Management Act (SGMA) Group may appoint their own Private Pumper representative;  
   c. On motion of Supervisor Foltz, seconded by Supervisor Minto, it was unanimously ordered to dissolve the Private Pumper Advisory Committee.
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19. **FISH, GAME AND RECREATION COMMISSION - RESIGNATION**

Matter: Information only to recognize the resignation of Nickie Burley from the Fish, Game, and Recreation Commission representing Supervisorial District 5.

Proceedings: Information only. No action was taken.
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20. **AIRPORT LAND USE COMMISSION - APPOINTMENT**  
Motion/Second: Supervisor Viegas/Supervisor Minto  
Order: Approve the aforesaid matter.  
Vote: Unanimous.
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21. **CANVASS AND STATEMENT OF VOTE - UNIFORM DISTRICT ELECTION LAW (UDEL) LANDOWNER ELECTION - PRINCETON-CODORA-GLENN IRRIGATION DISTRICT**  
Matter: Accept and make official the Canvass and Statement of Vote for the UDEL Landowner Election held on August 29, 2017 for the Princeton-Codora-Glenn Irrigation District.  
Motion/Second: Supervisor Minto/Supervisor McDaniel  
Order: Approve the aforesaid matter.  
Vote: Unanimous.
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22. **LANDOWNER DISTRICTS - APPOINTMENTS**

Matter: Appoint the persons whose names are shown on the Certificates of Candidates and that these persons shall serve as if elected, pursuant to Elections Code Section 10515.

a. **Appointment In Lieu of Election**

  Provident Irrigation District (landowner district), 258 S. Butte St., Willows, CA 95988 (530-934-4801): 4-year term - 12/1/2017 to 12/3/2021 - Appoint in lieu of election candidate Gary R. Enos, 3910 San Juan Court, Chico, CA 95973; 4-year term - 12/1/2017 to 12/3/2021 - Appoint in lieu of election candidate Albert Perez Jr., 7791 County Road 59, Glenn, CA 95943.

  Glide Water District (landowner district), P.O. Box 1054, Willows, CA 95988 (530-934-5476): 2-year term - 2/1/2017 to 12/6/2019 - Appoint in lieu of election candidate K.C. Hansen, P.O. Box 712, Willows, CA 95943; 4-year term - 12/1/2017 to 12/3/2021 - Appoint in lieu of election candidate Joel Mann, P.O. Box 154, Glenn, CA 95943; 4-year term - 12/1/2017 to 12/3/2021 - Appoint in lieu of election candidate George E. Nerli, P.O. Box 924, Willows, CA 95988; 4-year term - 12/1/2017 to 12/3/2021 - Appoint in lieu of election candidate Don Parisio, 403 S. Marshall Ave., Willows, CA 95988.

  Kanawha Water District (landowner district), P.O. Box 1054, Willows, CA 95988 (530-934-5476): 4-year term - 12/1/2017 to 12/3/2021 - Appoint in lieu of election candidate Lance Boyd, 5989 County Road 48, Willows, CA 95988; 4-year term - 12/1/2017 to 12/3/2021 - Appoint in lieu of election candidate Wade Danley, 5900 County Road 62, Willows, CA 95988; 4-year term - 12/1/2017 to 12/3/2021 - Appoint in lieu of election candidate Rick Lederer, P.O. Box 1298, Willows, CA 95988.

  Orland-Artois Water District (landowner district), P.O. Box 218, Orland, CA 95963 (530-934-4039): 4-year term - 12/1/2017 to
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12/3/2021 - Appoint in lieu of election candidate Charles G. Schonauer, P.O. Box 216, Orland, CA 95963; 4-year term - 12/1/2017 to 12/3/2021

12/1/2017 to 12/3/2021 - Appoint in lieu of election candidate Mike Vereschagin, 3548 County Road P, Orland, CA 95963.

b. Appointment Recommendations

4E Water District (landowner district), 635 Augusta Dr., Moraga, CA 94556 (925-376-4916): 4-year term - 12/1/2017 to 12/3/2021 - No candidate. District recommends the appointment of Alfred W. Eames IV, 635 Augusta Dr., Moraga, CA 94556; 4-year term - 12/1/2017 to 12/3/2021 - No candidate. District recommends the appointment of Peter M. Eames, 7845 Obrien St., Portland, OR 97223; 4-year term - 12/1/2017 to 12/3/2021 - No candidate. District recommends the appointment of Alfred W. Eames V, 258 Glorietta Blvd, Orinda, CA 94563.

Levee District #2 (resident registered voter landowner district), 7817 County Road 66, Princeton, CA 95970 (530-518-2849): 4-year term - 12/1/2017 to 12/3/2021

4-year term - 12/1/2017 to 12/3/2024 1/1/2017 to 1/3/2022 - No candidate. District recommends the appointment of Dennis Clark, 7817 County Road 66, Princeton, CA 95970; 4-year term - 12/1/2017 to 12/3/2024 1/1/2017 to 1/3/2022 - No candidate. District recommends the appointment of Dale Imperatrice, 7950 County Road 66, Princeton, CA 95970.

Motion/Second: Supervisor McDaniel/Supervisor Foltz  
Order: Approve the aforesaid matter.  
Vote: Unanimous.
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23. **2017 WATER BOND**
Matter: Approve and execute Letter of Support for 2017 Water Bond that includes funding for the continuation of the Northern Sacramento Valley Integrated Regional Water Management.

Proceedings: Supervisor Viegas reviewed the aforesaid matter
Motion/Second: Supervisor Minto/Supervisor Viegas
Order: Approve the aforesaid matter.
Vote: Unanimous.
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24. CONFERENCE WITH LABOR NEGOTIATOR, pursuant to Government Code Section 54957.6(a)

Matter: Conference with Chief Labor Negotiator Linda Durrer to discuss and give direction on statutorily permitted subject matters for labor relations concerning the Memorandum of Understanding with the Glenn County Peace Officers’ Association.

Proceedings: The Chairman announced that the Board conferred with Chief Labor Negotiator Linda Durrer and gave the designated labor negotiator direction on the next steps to be taken.
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25. **CONFERENCE WITH LEGAL COUNSEL - SIGNIFICANT EXPOSURE TO LITIGATION**, pursuant to paragraph (d) (2) of Government Code Section 54956.9:

**Matter:** County of Glenn and the Estate of Roger Cook

**Re:** Contract Dispute, County Road 44 Culvert Replacement

**Number of Cases:** 1

**Proceedings:** The Chairman announced that the Board conferred with Legal Counsel regarding a significant exposure to litigation and no reportable action was taken.
The following Minute Order of the Board of Supervisors is being sent to you for information or possible action. If you have any questions concerning this matter, please call the Board’s office.

**Minute Order of the Board of Supervisors**

**September 19, 2017 Regular Meeting**

**County of Glenn, State of California**

26. **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION, pursuant to Government Code Section 54956.9(d)(1):**

   **Matter:** Name of Case: Krup et. al. v. Glenn County, et. al.
   Case No.: 17CV01711

   **Proceedings:** The Chairman announced that the Board conferred with Legal Counsel regarding an existing litigation and no reportable action was taken.
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**Minute Order of the Board of Supervisors**
**September 19, 2017 Regular Meeting**
**County of Glenn, State of California**

27. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION, pursuant to Government Code Section 54957**

Matter: Public Employee Performance Evaluation for Linda Durrer, Personnel Director. (Annual Evaluation, Part Two)

Proceedings: The Chairman advised that earlier in the meeting it was announced that this item was taken off the agenda.
The following Minute Order of the Board of Supervisors is being sent to you for information or possible action. If you have any questions concerning this matter, please call the Board’s office.

**Minute Order of the Board of Supervisors**  
**September 19, 2017 Regular Meeting**  
**County of Glenn, State of California**

28. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION, pursuant to Government Code Section 54957**
   
   **Matter:** Public Employee Performance Evaluation for Edward Lamb, Director of Finance. (Annual Evaluation, Part One)
   
   **Proceedings:** The Chairman advised that earlier in the meeting it was announced that this item was taken off the agenda.