



MINUTES
BOARD OF SUPERVISORS
DEL NORTE COUNTY
STATE OF CALIFORNIA

Tuesday, December 12, 2023

REGULAR MEETING

10:00 AM

PRESENT: Supervisor, District 2 Valerie Starkey
Supervisor, District 3 Chris Howard
Supervisor, District 1 Darrin Short
Supervisor, District 5 Dean Wilson
Supervisor, District 4 Joey Borges

ABSENT:

CLOSED SESSION 8:30 A.M.

Public Comment on Closed Session items only.

Hold a closed session to consider and discuss litigation and personnel matters:

Conference with Labor Negotiators pursuant to Government Code 54957.6 between County Negotiator: Neal Lopez, CAO and Represented Employee Bargaining Groups; Neal Lopez, CAO and County Negotiator: Will Folger.

Conference with Legal Counsel: Initiation of Litigation pursuant to Government Code Section 54956.9(d)(4) - one case

Conference with Real Property Negotiator: County Counsel

Property:

112-101-001-000; 112-101-003-000; 112-101-005-000; 112-101-007-000; 112-101-004-000; 112-101-006-000; 112-102-001-000; 112-102-005-000; 112-102-010-000; 112-102-009-000; 112-102-008-000; 112-102-007-000; 112-103-001-000; 112-103-003-000; 112-103-012-000; 112-103-005-000; 112-103-007-000; 112-103-008-000; 112-104-005-000; 112-104-002-000; 112-105-001-000; 112-105-003-000; 112-105-005-000; 112-105-006-000; 112-105-009-000; 112-106-001-000; 112-106-003-000; 112-105-005-000; 112-106-002-000; 112-106-004-000; 112-107-003-000; 112-108-003-000; 112-108-004-000; 112-108-006-000; 112-108-005-000; 112-108-007-000; 112-111-003-000; 112-111-007-000; 112-111-002-000; 112-111-006-000; 112-112-007-000; 112-112-006-000; 112-112-002-000; 112-113-002-000; 112-114-001-000; 112-114-002-000; 112-114-003-000; 112-115-004-000; 112-116-001-000; 112-116-005-000; 112-117-003-000; 117-141-001-000; 117-145-003-000; 115-191-001-000; 115-191-002-000; 115-191-003-000; 115-191-004-000; 115-191-006-000; 115-192-002-000; 115-194-002-000; 115-195-001-000; 117-142-003-000; 117-142-005-000; 117-142-006-000; 117-142-007-000; 117-142-002-000; 117-142-004-000; 117-144-001-000; 117-144-002-000; 117-146-002-000; 117-137-003-000; 117-137-004-000; 117-137-008-000; 115-196-003-000; 115-196-004-000; 117-138-003-000; 115-211-001-000; 115-211-002-000; 115-211-003-000; 115-197-001-000; 115-197-002-000; 115-201-001-000; 115-204-001-000; 115-213-001-000; 115-213-002-000; 115-213-005-000; 115-202-004-000; 115-202-003-000; 115-207-001-000; 115-241-014-000; 115-241-015-000; 115-241-016-000; 115-241-017-000; 115-241-018-000; 115-241-013-000; 115-241-013-000; 115-241-012-000; 115-251-020-000; 115-251-004-000; 115-251-007-000; 115-251-008-000; 115-251-012-000; 115-251-021-000; 115-251-019-000; 115-251-005-000; 115-251-006-000; 115-251-009-000; 115-251-010-000; 115-251-011-000; 115-251-023-000; 115-251-022-000; 115-242-007-000; 115-242-013-000; 115-242-014-000; 115-242-015-000; 115-242-016-000; 115-242-017-000; 115-242-012-000; 115-242-016-000; 115-252-016-000; 115-252-006-000; 115-252-010-000; 115-252-012-000; 115-252-014-000; 115-252-015-000; 115-252-003-000; 115-252-004-000; 115-252-005-000; 115-252-007-000; 115-252-008-000; 115-252-

009-000; 115-252-011-000; 115-252-013-000; 115-242-002-000; 115-243-021-000; 115-243-018-000; 115-243-007-000; 115-243-008-000; 115-243-009-000; 115-243-012-000; 115-243-006-000; 115-243-010-000; 115-243-011-000; 115-243-017-000; 115-253-017-000; 115-253-018-000; 115-253-006-000; 115-253-007-000; 115-253-009-000; 115-253-002-000; 115-253-003-000; 115-253-004-000; 115-253-005-000; 115-253-016-000; 115-253-015-000; 115-253-014-000; 115-253-013-000; 115-243-011-000; 115-254-001-000; 115-254-003-000; 115-254-006-000; 115-254-010-000; 115-254-011-000; 115-254-013-000; 115-254-014-000; 115-254-002-000; 115-254-004-000; 115-254-009-000; 115-254-008-000; 115-254-018-000; 115-254-017-000; 115-254-015-000; 115-245-019-000; 115-245-020-000; 115-255-001-000; 115-255-004-000; 115-255-013-000; 115-255-015-000; 115-255-016-000; 115-255-018-000; 115-255-019-000; 115-255-002-000; 115-255-003-000; 115-255-005-000; 115-255-006-000; 115-255-008-000; 115-255-009-000; 115-255-010-000; 115-255-011-000; 115-255-012-000; 115-280-020-000; 115-280-021-000; 115-280-022-000; 115-280-023-000; 115-280-024-000; 115-280-026-000; 115-280-025-000; 115-280-030-000; 115-280-031-000; 115-280-045-000; 115-280-046-000; 115-280-012-000; 115-280-013-000; 115-280-014-000; 115-280-038-000; 115-280-039-000; 115-280-041-000; 115-280-040-000; 115-280-019-000; 115-280-042-000; 115-280-027-000

REGULAR SESSION 10:00 A.M.

10:00 A.M. Call the meeting to order and take roll.

- Moment of Reflection
- The Pledge of Allegiance to be led by Joey Borges, District 4 Supervisor.
- Introduction of new employees to the Board of Supervisors

Jolie Benavidaz - Peer Support Specialist; Shane Gausepohl - Communications & Equity Coordinator I - DHHS

- Report of any actions from closed session by County Counsel

The Board voted to authorize Initiation of Litigation with a 3-2 vote (Yes: Supervisor Short, Starkey, Wilson No: Supervisor Borges, Howard) with the details remaining confidential until filing.

- The Chair requests any deletions, corrections or additions from Board members to the agenda at this time. In order to add an item to the agenda, the matter must have come to the attention of the County subsequent to the posting of the agenda and the matter requires action before the next regular meeting of the Board of Supervisors.

None

- Receive other brief reports or announcements relative to the County of Del Norte programs and projects, progress of the two by two committees, goal committees

and/or Board and staff travel/training reports.

Supervisor Short: Made an announcement to the public related to the Zoom option to attend, listen and comment on Board of Supervisors meetings listed below:

Beginning in January 2024 the County will discontinue the use of Zoom for public participation and comment during its meetings.

The zoom feature was added during COVID to allow remote participation and public comment during the health emergency, but now that our facilities are fully open, these technical resources and expenses are no longer needed for this purpose.

Meetings will continue to be streamed live on the County's YouTube Channel and on our Agenda Portal website.

Public comments will continue to be offered at public meetings as well as in writing to the Clerk of the Board.

RCRC Update: Prevailed in the lawsuit against the Board of Forestry.

Supervisor Starkey: Attended the Reaching Rural Initiative meeting in Washington, D.C.

Supervisor Howard: Attended the California Transportation Commission meeting.

CONSENT AGENDA

Comments from members of the public may be heard at this time regarding matters on the Consent Agenda only.

Action: Approved.

Motion: Move to approve

Move: Chris Howard

Second: Valerie Starkey

Vote Yea: 5 Valerie Starkey, Chris Howard, Darrin Short, Dean Wilson, Joey Borges

Vote Nay: 0 None

Vote Abstain: 0 None

1. Approve and adopt the minutes from the November 21, 2023 Board of Supervisors Special meeting.**

Approved.

2. Approve and adopt the 2024 County Holiday Schedule and the 2024 Board of Supervisors meeting schedule.**

Approved.

3. Approve and adopt a Countywide Naloxone Policy as requested by the Risk Manager and County Administrative Officer.**

Approved.

4. Approve salary step placement at Step C for a newly hired Medical Records Clerk I as requested by the Director of Health & Human Services and recommended by the Human Resources Manager and the County Administrative Officer.**

Approved.

5. Approve and authorize the Chair to sign the attached Resolution deferring implementation of the changes made to welfare and institutions code section 5008 by Senate Bill 43, as requested by the Director of Health and Human Services.**

Approved. RESO#2023-050

6. Authorize the Community Development Department to prepare and submit a Sustainable Transportation Planning Grant application to Caltrans as requested by the Assistant County Engineer.**

Approved.

7. Approve the First Amendment to Homeland Security Grant Program Cooperative Agreement for Subaward funding Agreement number 2021-205 as requested by the Office of Emergency Services Manager.**

Approved. DNCOAGREE#2023-220

8. Approve and authorize the Board Chair to sign a Cal OES Second-Tier Subaward Agreement for Homeland Security Grant Program Funds with Smith River Fire Protection District as requested by the Offices of Emergency Services Manager.**

Approved. DNCOAGREE#2023-221

9. Authorize the District Attorney's Office to implement the Violence Against Women Vertical Prosecution Program (VV23010080), including any extensions or amendments thereto, subject to further review and approval; and agree to provide all cash matching funds required for the said grant and to comply with the rules and regulations of Cal OES, as requested by the District Attorney's Office.**

Approved.

10. Approve and authorize the Director of Health and Human Services to sign the attached MOU with Del Norte County Library for Public Health's Community Health Education Kiosk Project for the term of December 12, 2023 through November 1, 2025, as requested by the Director of Health and Human Services.**

Approved. DNCOAGREE#2023-222

11. Approve and authorize the Chair to sign the renewed Agreement with St. Helena Hospital dba Adventist Health St. Helena located in St. Helena, CA for Psychiatric Inpatient Hospital Services from July 1, 2023 through June 30, 2026, as requested by the Director of the Department of Health and Human Services.**

Approved. DNCOAGREE#2023-223

12. Approve and authorize the Chair to sign the renewed Agreement with St. Helena Hospital dba Adventist Health Vallejo located in Vallejo, CA for Psychiatric Inpatient Hospital Services from July 1, 2023 through June 30, 2026, as requested by the Director of the Department of Health and Human Services.**

Approved. DNCOAGREE#2023-224

13. Approve and authorize the Director of the Department of Health and Human Services to sign the Intergovernmental Agreement Regarding Transfer of Public Funds for the 2022 Variable Rate Range Program between the California Department of Health Care Services and Department of Health and Human Services for the term of January 1, 2022 through June 30, 2025, as requested by the Director of the Department of Health and Human Services**

Approved. DNCOAGREE#2023-225

14. Approve and adopt a resolution of the Del Norte County Board of Supervisors honoring Kenneth Higgins for his thirty one years of public service as a county employee as requested by the Director of Maintenance and Parks.**

Approved. RESO#2023-051

15. Approve and adopt a resolution of the Del Norte County Board of Supervisors honoring Kelly Barker for his twenty two years of public service as a county employee as requested by the Director of Maintenance and Parks.**

Approved. RESO#2023-052

16. Review and approve the request to continue the existence of a local emergency throughout Del Norte County as a result of the Smith River Complex Fires and the Countywide power outage caused by wildfires in the unincorporated areas of Del Norte County per Resolution #2023-040 adopted by the Board of Supervisors on August 22, 2023, as requested by the County Administrative Officer/Director of Emergency Services.**

Approved.

17. Approve and appoint Georgiana Gensaw and Bob McCrea to the Klamath Fire District Board of Directors to fill vacancies created by the resignation of former board members and appointments not being made by the Board of Directors, as requested by the County Clerk/Registrar Alissia Northrup.**

Approved.

18. Approve the First Amendment to Homeland Security Grant Program Cooperative Agreement for Subaward funding Agreement number 2022-015 as requested by the Office of Emergency Services Manager.**

Approved. DNCOAGREE#2023-226

19. Approve and authorize the Board Chair to sign a Cal OES Second-Tier Subaward

Agreement for Homeland Security Grant Program (HSGP) Funds with the City of Crescent City as requested by the Office of Emergency Services Manager.**

Approved. DNCOAGREE#2023-227

20. Approve and authorize the Board Member who represents the District in which a development project is located to participate in tribal consultation prior to conducting an environmental review as required by AB 52 and upon request by a Native American tribal government. If the Board Member is unable to attend a consultation or there is a conflict of interest, the Board Member shall designate an alternate Board Member to attend consultation meetings. At the request of the Board Member, County staff may attend as requested by the County Planner.**

Approved.

SCHEDULED ITEMS

21. 10:25 A.M. COMMENT PERIOD: Members of the public may address the Board on matters which are within the jurisdiction of the Board. If you are addressing the Board regarding a matter listed on the agenda, you may be asked to hold your comments until the Board takes up that matter. Please limit your comments to three minutes or less.
22. 10:30 A.M. Receive a final report presentation from Federal Engineering on the OES Communications Interoperability Project.
23. 11:00 A.M. Approve and adopt an Ordinance for Text Amendments to Del Norte County Code Title 20 Zoning (non-Coastal) based on the adopted Housing Element and find that the ordinance is exempt from review under the California Environmental Quality Act (CEQA) pursuant to Section 15061(B) (3) of the California Environmental Quality Act (CEQA) Guidelines as requested by the Director Community Development.**

Action: Approved. ORDINANCE#2023-007. Staff made a note that the following errors need to be updated in the Ordinance:
Section 37
Letter D of 20.24.020 Social halls, fraternal lodges, churches, and schools should not have been included. Staff requested that it be deleted. It is listed a conditional use in Section 20.24.030.

Section 41
Letter F had no content. Staff requested it be deleted. The deletion results in Letter G being re-lettered to Letter F.

Section 43
Letter F had no content. Staff requested it be deleted. The

deletion did not impact any other letters be changed.

Motion: Move to approve

Move: Joey Borges

Second: Dean Wilson

Vote Yea: 5 Valerie Starkey, Chris Howard, Darrin Short, Dean Wilson, Joey Borges

Vote Nay: 0 None

Vote Abstain: 0 None

BOARD OF EQUALIZATION

24. 10:45 A.M. Adjourn as the Board of Supervisors, reconvene as the Board of Equalization and conduct an "appearance not timely confirmed hearing" per the Del Norte County Board of Equalization Local Rules Section 8.4 for an Assessment Appeal filed by Angelica Diaz-Infante (APN 105-250-014).**

Action: Approved. The Board voted to uphold the Assessor's value due to the applicants failure to appear at the hearing.

Motion: Move to approve

Move: Joey Borges

Second: Dean Wilson

Vote Yea: 5 Valerie Starkey, Chris Howard, Darrin Short, Dean Wilson, Joey Borges

Vote Nay: 0 None

Vote Abstain: 0 None

REGULAR ITEMS

GENERAL GOVERNMENT:

25. 1) Adjourn as the Board of Equalization, reconvene as the Board of Supervisors and review the findings of the engineering and traffic survey performed on Boulder Avenue as requested by the Board on November 21, 2023; and 2) discuss and direct the County Engineer on possible implementation of a new speed limit on Boulder Avenue.**

Action: Approved. Included in the motion was to direct the County Engineer on the possible limitation of a new speed limit on Boulder Avenue to 35 MPH and add signage. There was a second motion made by Chair Short to place signage and see if that reduces speeding, but it failed due to lack of a second.

Motion: Move to approve

Move: Valerie Starkey

Second: Joey Borges

Vote Yea: 4 Valerie Starkey, Chris Howard, Dean Wilson, Joey Borges

Vote Nay: 1 Darrin Short

Vote Abstain: 0 None

26. Approve and adopt the attached Ordinance amending Del Norte County Code Chapter 7.65 to continue participation in the multi-county Partnership HealthPlan of California Commission, as requested by the Director of the Department of Health and Human Services.**

Action: Approved. ORDINANCE#2023-008

Motion: Move to approve

Move: Valerie Starkey

Second: Joey Borges

Vote Yea: 5 Valerie Starkey, Chris Howard, Darrin Short, Dean Wilson, Joey Borges

Vote Nay: 0 None

Vote Abstain: 0 None

27. Approve and adopt a Resolution to set tax rates for cannabis retail and manufacturing transactions within the range approved by voters in Measure B for calendar year 2024.**

Action: Approved. The Board voted to table this item until the first Board meeting in January 2024.

Motion: Move to approve

Move: Chris Howard

Second: Valerie Starkey

Vote Yea: 5 Valerie Starkey, Chris Howard, Darrin Short, Dean Wilson, Joey Borges

Vote Nay: 0 None

Vote Abstain: 0 None

BUDGET TRANSFERS:

Action: Approved. The Board voted on item #29 Budget Transfer #11-03 separately.

Motion: Move to approve

Move: Valerie Starkey

Second: Dean Wilson

Vote Yea: 5 Valerie Starkey, Chris Howard, Darrin Short, Dean Wilson, Joey Borges

Vote Nay: 0 None

Vote Abstain: 0 None

28. Approve and adopt budget transfer #11-02 for fiscal year 2023/2024 within the Sheriff's Office budget in the amount of \$383,379.00 (three hundred eighty-three thousand three hundred seventy-nine dollars) to allow for expenditure of Measure R funds on equipment and vehicles as requested by the Sheriff.

Approved. BT#11-02

29. Approve and Adopt Budget Transfer #11-03 in the amount of \$10,823,724.00 (ten million eight hundred twenty-three thousand seven hundred and twenty-four dollars) within the 141-445 Budget Unit to cover the cost of upcoming development and consultation fees, an emergency shelter, a micro village, training for employees, and outreach and navigation services, as requested by the Director of Health and Human Services.**

Action: Approved. BT#11-03. The Board voted on this Budget Transfer separately

Motion: Move to approve

Move: Chris Howard

Second: Valerie Starkey

Vote Yea: 4 Valerie Starkey, Chris Howard, Darrin Short, Dean Wilson

Vote Nay: 1 Joey Borges

Vote Abstain: 0 None

30. Approve and adopt budget transfer #12-01 for Fiscal Year 2023/2024 in the Measure R Budget in the amount of \$383,379.00 (three hundred eighty-three thousand three hundred seventy-nine dollars) to allow for the transfer of funds from the Measure R Budget to the Sheriff's Office Budget for the purchase equipment and vehicles necessary for the Sheriff's Department operations as requested by the Sheriff and recommended by the Measure R Committee, the County Administrative Officer and the Auditor-Controller.

Approved. BT#12-01

31. Approve and adopt budget transfer #12-02 within the Department of Health and Human Services (DHHS) budget in the amount of \$340,000.00 (three hundred and forty thousand dollars) as a result of the 2022 Housing and Homelessness Incentive Program (HHIP) award from Partnership HealthPlan of California as requested by the Director of Health and Human Services.**

Approved. BT#12-02

LEGISLATIVE AND BUDGET ISSUES:

Consider miscellaneous legislative and budget matters pertinent to the County of Del

Norte. Authorize the Chair to sign and send appropriate letters with respect to matters pending before the state or federal governments.

32. Approve and authorize the Chair to sign a letter of support for S.873, the *America's Outdoor Recreation Act*, and HR 6492, the *Expanding Public Lands Outdoor Recreation Experiences Act*, and direct the Clerk of the Board to transmit the approved letter to the County's federal representatives and federal advocate, as requested by Supervisor Howard.**

Action: Approved.

Motion: Move to approve

Move: Joey Borges

Second: Dean Wilson

Vote Yea: 5 Valerie Starkey, Chris Howard, Darrin Short, Dean Wilson, Joey Borges

Vote Nay: 0 None

Vote Abstain: 0 None

ADJOURNMENT

(Next meeting is January 09, 2024)

Kylie Goughnour, Clerk of the Board
County of Del Norte, State of California

Date Posted: December 08, 2023

THE AGENDA AND ACTION SUMMARY ARE AVAILABLE ON THE COUNTY WEBSITE:

www.co.del-norte.ca.us