

**TRINITY COUNTY BOARD OF SUPERVISORS**

**MINUTES**

JUNE 5, 2001  
TRINITY COUNTY LIBRARY MEETING ROOM  
WEAVERVILLE, CA

The Board of Supervisors, in and for the County of Trinity, State of California, meets in Regular Session at 9:10 am and there are:

PRESENT SUPERVISORS: Chris Erikson, Robert Reiss, Ralph Modine, Billie Miller and Berry Stewart

ABSENT SUPERVISORS: None

Administrative Officer, Jeannie Nix-Temple, Present

County Counsel, David Hammer, Present

County Clerk, Dero Forslund, Absent

Deputy Clerk of the Board, Kelly Frost, Present

Chairman Stewart, Presiding

TIME      ITEM NO.

|                |  |
|----------------|--|
| <b>8:15 am</b> | <b>MEET IN CLOSED SESSION:</b> Anticipated Litigation - Conference with Legal Counsel. No. of cases: Two. (Government Code Section 54956.9, subd. (b) (1).)<br><br><b>MEET IN CLOSED SESSION:</b> Existing Litigation - Conference with Legal Counsel. (Litigation has been formally initiated, Government Code Section 54956.9, subd. (a).)<br><br><b>MEET IN CLOSED SESSION:</b> Conference with Labor Negotiators. Government Code Section 54954.5. County Negotiator: Jeannie Nix-Temple and Brian Muir. Employee organization: Peace Officer's Bargaining Unit. |
| <b>9:00 am</b> | <b>PLEDGE OF ALLEGIANCE</b>  |

**Chairman reports on Closed Session:**

Closed Session: Anticipated Litigation First case: Direction given to County Counsel

Closed Session: Anticipated Litigation Second case: Approved claim of Dawn Durbin

Closed Session: Existing Litigation Direction given to County Counsel

Closed Session: Conference with Labor Negotiators Instructions given to Labor Negotiators

**1. CONSENT AGENDA**

The Board examines the Consent Agenda Items presented for consideration and on motion of Supervisor Modine, seconded by Supervisor Erikson, Consent Agenda Items 1 a. through 1 ee., excluding Items, 1 a., 1 b., 1 c., 1 d., 1 h., 1 k., 1 n., 1 o., 1 t., 1 u. and 1 w. are approved with the following vote polled: Supervisors Erikson, Modine, Miller, Reiss and Stewart.

All contracts submitted to the Board are subject to routing for approval as to form and content.

- 1 e. Deletes position of Health Education Specialist 11 in the Department of Health & Human Services, Tobacco Education Division, effective June 30, 2001.
- 1 f. Waives reading and directs the Clerk to let the record show that an ordinance amending Trinity County Code Chapter 2.34, to add 2 public members to the Children and Families First Commission, is enacted.
- 1 g. As required by the Memorandum of Understanding (MOU) with the Deputy Sheriff Association (DSA), approves increase in POST reimbursement to be distributed as follows:

| PREVIOUS RATE | POST<br>NEW RATE | POST<br>COUNTY RATE | actual & Reasonable |
|---------------|------------------|---------------------|---------------------|
| Lodging       | \$71.00          | \$88.00             |                     |
| Breakfast     | 6.00             | 6.00                | \$5.50              |

|        |       |       |       |
|--------|-------|-------|-------|
| Lunch  | 9.00  | 9.00  | 8.00  |
| Dinner | 16.00 | 16.00 | 13.50 |

- 1i. Approves and authorizes Chairman and the Director of Behavioral Health Services to sign contract with North Valley Schools, Inc., in an amount not to exceed \$100,000 for Therapeutic Behavioral Services for children.
- 1j. Approves and directs the County Clerk to set June 19, 2001 at 1:30 pm as the time and place to receive public comments on the upcoming redistricting of the Supervisorial Districts as a result of the 2000 census.
- 11. Approves and authorizes Hospital Administrator and/or County Administrative Officer to sign renewal of contract with Mark Duckett, Physical Therapist extending termination date for two years, in an amount not to exceed \$45,000, annually.
- l m. Approves and authorizes Hospital Administrator and/or County Administrative Officer to sign renewal of Contract with Dale Stemple, M.D., for Cardiac Rehabilitation Program extending termination date for one year, in the amount of \$40.00 per billable patient session.
- 1 p. Approves and authorizes Chairman to sign Resolution authorizing the District Attorney to submit to the Office of Criminal Justice Planning an application to receive funding for the Child Abuser Vertical Prosecution Program Grant in the amount of \$190,000 for the period 7/1/01 - 6/30/02; and further authorizing the District Attorney to sign the Grant Award Agreement, including any extensions or amendments thereof.
- l q. Approves and authorizes Chairman to sign resolution authorizing the District Attorney to submit to the Office of Criminal Justice Planning an application to receive funding for the Anti-Drug Abuse Enforcement Program Grant in the amount of \$154,432 for the period 7/1/01 - 6/30/02; and further authorizing the District Attorney to sign the Grant Award Agreement, including any extensions or amendments thereof.
- l r. Approves and authorizes Chairman to sign a letter to Curtis L. Child, Director of the California Department of Child Support Services, concerning the regionalization or consolidation of Child Support Services.

- 1s. Approves and authorizes Chairman to sign agreement with the United States Forest Services for controlled substance enforcement activities on national Forest Service properties. Reimbursement to the County for expenditures up to \$10,000.
- 1 v. Accepts the proposal of Amerigas Propane of Weaverville and authorizes the Chairman to sign the agreement for a contract period through June 30, 2004, in the amount of \$11,191.85 annually to the Department of Transportation and \$35,780.80 annually to other County Departments.
- 1 x. Authorizes County Administrative Office to sign contract with Pacific Coin for the installation and maintenance of inmate pay phones at the Juvenile Detention Facility, which Pacific Coin will pay County a commission of 48% of the gross revenue.
- 1 y. Authorizes County Administrative Officer to sign Memorandum of Understanding between Trinity County, Trinity County Food Bank and Trinity Resource Conservation and Development Council for use of building behind Veteran's Hall. No fiscal impact.
- 1 z. Approves and authorizes Chairman to sign Amendment to the Inter-Region Cooperative Agreement number H210961 between County of Los Angeles and County of Trinity, to allow Trinity County the opportunity to place certain tuberculosis patients in a Regional Tuberculosis Detention Program in Los Angeles County. No fiscal impact.
- 1 aa. Approves and authorizes Director of Trinity County Health and Human Services to purchase a tabletop model live-scan system and one year maintenance plan from Visionics Corporation, in the amount of \$45,474.28.
- 1 bb. Approves and authorizes Director of Trinity County Health and Human Services to purchase a Cisco router system from CMAS, in the amount of \$2,287.90.
- 1 cc. Approves and authorizes Director of Trinity County Health and Human Services to sign agreement with Human Response Network for child abuse prevention services identified in the Small County Initiative grant, the maximum amount payable under this agreement is \$52,250.

- 1 dd. Approves and authorizes Chairman to sign agreement with Crystal Air for HVAC installation at the Sheriffs Office, in the maximum amount of \$26,248.
- 1 ee. Approves and authorizes Chairman to sign letter to Governor requesting reinstatement of \$250 million in local government discretionary funds recently cut from the State budget.
- 1 a. On motion of Supervisor Miller, seconded by Supervisor Erikson and carried, approves minutes of May 15, 2001, with corrections, as submitted by Clerk.
- 1 b. On motion of Supervisor Miller, seconded by Supervisor Erikson, approves and authorizes Chairman to sign Resolution pertaining to parking along the parade route and the use of certain streets before and during the Weaverville 2001 4th Of July Parade, with corrections. Approved with the following vote polled: Supervisors Erikson, Miller, Reiss, Modine and Stewart.
- 1 c. On motion of Supervisor Miller, seconded by Supervisor Erikson, approves and authorizes Chairman to sign Resolution supporting the Weaverville 4th Of July Parade, with corrections. Approved with the following vote polled: Supervisors Erikson, Miller, Reiss, Modine and Stewart.
- 1 d. On motion of Supervisor Miller, seconded by Supervisor Erikson and carried, pursuant to Trinity County Code Section 2.60.410 (2), authorizes hiring Jeanette Aglipay as Senior Administrative Clerk - CAO, N 132 Step E, effective June 1, 2001, in the corrected amount of \$369, between the two salaries, for this fiscal year.
- 1 h. On motion of Supervisor Erikson, seconded by Supervisor Reiss, denies physical fitness incentive pay of \$100.00 per month retroactive to January 1, 2001 for Sheriff Paul Schmidt. Supervisor Stewart - No.
- 1 k. **TABLES:** On motion of Supervisor Erikson, seconded by Supervisor Modine and carried, tables removal of 28 items from the Fixed Asset Inventory, as requested by the Sheriffs Office.
- 1 n. On motion of Supervisor Reiss, seconded by Supervisor Erikson and carried, approves and authorizes Hospital

Administrator and/or County Administrative Officer to sign renewal of Contract with Jamie Baudizzon, Licensed Clinical Social Worker extending termination date for two years, and adding social services management oversight for the Trinity Community Health Clinic, Comprehensive Perinatal Service Provider (C.P.S.P.) program, under the same terms and conditions of the contract, in the amount of \$31.00 per hour not to exceed \$50,000 annually.

- lo. On motion of Supervisor Miller, seconded by Supervisor Reiss and carried, approves and authorizes Administrator and/or County Administrative Officer to sign Contract with Kathleen Toney F.N.P., and Donald Krouse, M.D. for Jail Health Services, in the amount of \$1,913.33 per month.
- 1 t. On motion of Supervisor Miller, seconded by Supervisor Reiss and carried, awards annual bid for Asphaltic Emulsions to VSS Emultech of Redding California, with corrections, in the amount of \$107,272.50 and authorize the Chairman to sign agreement.
- 1 u. On motion of Supervisor Miller, seconded by Supervisor Reiss and carried, awards annual bid for Liquid Asphalts to Albina Asphalt of Portland Oregon and Klamath Falls, Oregon, with corrections, in the amount of \$112,737.50 and authorizes the Chairman to sign agreement.
- 1 w. On motion of Supervisor Miller, seconded by Supervisor Reiss and carried, approves the \$100 road encroachment fee for the Hoaglin-Zenia Volunteer Fire Department to come from provisions for contingencies, Comments received from Brian Muir, County Auditor.

**2. COUNTY ADMINISTRATIVE OFFICER**

- 2a. Jeannie Nix-Temple reports on agenda meeting.
- 2b. Jeannie Nix-Temple reports on other matters of interest to the Board.
- 2c. On motion of Supervisor Miller, seconded by Supervisor Reiss, approves and authorizes Chairman to sign a letter to Senator Johannessen of behalf of the Board recommending that the Salyer Rest Area be renamed in honor of the late Francis Mathews. Supervisor Stewart abstains. Comments

received from Sam Merryman, Joanne Mcnight, Al Wilkins, Francis Mathews Jr.

- 2d. Fran Wittman, executive director of the Trinity Players gives a presentation regarding the plans for the new performing arts center to be built near the Highland Art Center on Main Street.
- 2e. Carol Eli, Trinity County Chamber of Commerce, gives presentation of award plaques to the Trinity County Board of Supervisors and the Sesquicentennial Committee.
- 2f. On motion of Supervisor Erikson, seconded by Supervisor Reiss and carried, does not authorize issuance of Tax and Revenue Anticipation Notes ("TRANS") on behalf of school districts, pursuant to California Government Code Section 53853(b), for the Douglas City School District.

**10:20 am**  
**10:35 am**

**RECESSES**  
**RECONVENES**

**3. REPORTS FROM DEPARTMENT HEADS, MEMBERS OF THE BOARD AND COUNTY COUNSEL**

- 3a. Reports received from Brian Muir, County Auditor and John Jelichich, Planning Director.

**SUBSEQUENT ITEM**

On motion of Supervisor Erikson, seconded by Supervisor Modine and carried, agrees to hear subsequent item and finds that the need to take immediate action came to the attention of the Board subsequent to the posting of the agenda.

On motion of Supervisor Erikson, seconded by Supervisor Miller and carried, directs the Director of Transportation to work with the Bureau of Land Management to make improvements to the emergency escape road between Timber Ridge Road and Oregon Street, in an amount not to exceed \$2000 from the Public Works account.

**SUBSEQUENT ITEM**

On motion of Supervisor Modine, seconded by Supervisor Reiss and carried, agrees to hear subsequent item and finds

that the need to take immediate action came to the attention of the Board subsequent to the posting of the agenda.

On motion of Supervisor Modine, seconded by Supervisor Reiss and carried, agrees to send letter of recommendation to the Department of Water Resources recommending Arnold Whitridge to fill vacancy left by Stan Dixon on the committee to update the California Water Plan/Publication 160.

#### **SUBSEQUENT ITEM**

On motion of Supervisor Reiss, seconded by Supervisor Erikson and carried, agrees to hear subsequent item and finds that the need to take immediate action came to the attention of the Board subsequent to the posting of the agenda.

On motion of Supervisor Reiss seconded by Supervisor Modine and carried, approves and authorizes Chairman to sign extension for the Juvenile Hall Construction Grant contract through the State of California Board of Corrections. Extension to be valid from May 25, 2001 through August 1, 2001.

- 3b. Reports received from Supervisors Miller, Modine, Erikson, Reiss and Stewart.
- 3c. No report received from County Counsel.

**10:30 am**      **4.      HAYFORK IMPROVEMENT PROJECT**

On motion of Supervisor Modine, seconded by Supervisor Reiss and carried, approves and authorizes the Director of Transportation to sign Amendment No. 2 to the Cooperative Agreement for the State Route 3 Central Hayfork Improvement Project, subject to routing and approval as to form and content. Comments received from Brian Crane, Caltrans.

**5.      TRANSPORTATION MATTERS**

- 5a. On motion of Supervisor Reiss, seconded by Supervisor Miller and carried, authorizes the Director of Transportation to enter into cost negotiations and execute contract, subject to routing as to content and form, with Morrison Structures,



Inc. of Redding, for design of the replacement of Kettenpom Creek Bridge on Hoaglin Road, for an amount not to exceed \$180,000.

- 5b. On motion of Supervisor Modine, seconded by Supervisor Reiss and carried, authorizes the Director of Transportation to enter into cost negotiations and execute contract, subject to routing and approval as to form and content, with CH2MHILL of Redding, for design of the replacement of Browns Creek Bridge on Deerlick Springs Road, for an amount not to exceed \$170,000.

Comments received from Carl Bonomini, Director of Transportation.

**6. PUBLIC COMMENT**

Comments received from Barbara Bonofeld and Kathy Hardy, United States Forest Service and Gay Vance of Hayfork.

**11:30 pm**  
**1:15 PM**

**ADJOURN**  
**RECONVENE**

**1:15 PM**

**7. NATURAL RESOURCES**

On motion of Supervisor Reiss, seconded by Supervisor Modine and carried, approves and authorizes Chairman to sign an official protest with the California State Water Resources Control Board on Water Right Application No. 31153 by the Westlands Water District.

Comments received from Tom Stokely, Senior Planner

**1:30 pm**

**8. OPENS PUBLIC HEARING SOLID WASTE**

Public comments received regarding the number of assessed units for the 2001/2002 Solid Waste Fee.

Comment received from William Shaw of Trinity Terrace Apartments.

**CLOSES PUBLIC HEARING**

On motion of Supervisor Erikson, seconded by Supervisor Reiss and carried, denies request of William Shaw, Trinity Terrace Apartments, to change assessed units from 8 units to 1 unit as a singular business.

**9. OPENS PUBLIC HEARING: COUNTY FEES**

**CLOSES PUBIC HEARING**

On motion of Supervisor Modine, seconded by Supervisor Erikson, waives reading and direct the Clerk to let the record show that an Ordinance amending Trinity County Code chapter 2.64.050, County Fees, is introduced and enacted. The effect for Fiscal Year 01/02 is \$15,930.00 in revenue, Approved with the following vote polled: Supervisors Modine, Erikson, Miller and Stewart - Aye; Supervisor Reiss - No.

**10. OPENS PUBLIC HEARING NOR-EL-MUK WATER BOTTLING FEASIBILITY STUDY**

Hears the Community Development Block Grant (CDBG) outcomes of #99-EDBG-657, Nor-Rel-Muk Water Bottling Feasibility Study by Patricia Mortensen, Grants Administrator and invites any comments from the public.

**CLOSES PUBLIC HEARING**

On motion of Supervisor Modine, seconded by Supervisor Reiss and carried, accepts the Final Certification of Completion and related reports for CDBG #99-EDBG-657, Nor-Rel-Muk Water Bottling Feasibility Study; and

Authorizes the County Administrative Officer to execute the final reports and submit them to the Department of Housing and Community Development, CDBG program staff.

**11. OPENS PUBLIC HEARING RE A ZONING ORDINANCE AMENDMENT FROM RURAL RESIDENTIAL - FIVE-ACRE MINIMUM (RR-5) TO RETAIL COMMERCIAL (C-1) APPLICANT: GREENLEAF & MULDER**

Comments received from Larry Winter, Susan Alexander, John Jelichich, Frank Asher and Nora Coon.

**CLOSES PUBLIC HEARING**

On motion of Supervisor Reiss, seconded by Supervisor Miller, waives reading and directs the Clerk to let the record show that an Ordinance amending Trinity County Zoning Ordinance No. 315, reflects the change in APN 11-340-83 from Rural Residential - five acre minimum (RR-5) to Retail Commercial (C-1) located on Lower South Fork Road, Hyampom. Applicant: Greenleaf & Mulder (P-01-17), is Introduced with the following vote polled: Supervisors Miller, Reiss, Erikson, Modine and Stewart.

12. **OPENS PUBLIC HEARING RE AMENDMENT TO THE  
GENERAL PLAN - HAYFORK COMMUNITY PLAN;  
APPLICANT: PG&E (P-2000-56)**

**CLOSE PUBLIC HEARING**

1. On motion of Supervisor Modine, seconded by Supervisor Reiss, approves and authorizes Chairman to sign a resolution amending the Hayfork Community Plan by changing the General Plan designation on APN 14-350-55 from Single Family Residential-Medium Density to Commercial. Approved with the following vote polled: Supervisors Reiss, Modine, Erikson, Miller and Stewart.

2. On motion of Supervisor Modine, seconded by Supervisor Reiss, waives reading and directs the Clerk to let the record show that an Ordinance amending Trinity County Zoning Ordinance No. 315, reflects the change in APN 14-350-55 from Single Family Residential-Medium Density (RIM) to General Commercial/Plan Review Overlay (C-2/PR) located on Forest Avenue, Hayfork. Applicant: PG&E (P2000-56), is introduced with the following vote polled: Supervisors Reiss, Modine, Erikson, Miller and Stewart.

**2:25 pm**

**ADJOURN**

All Ordinances introduced or enacted have been published or posted as provided in Government Code Section 25124.

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DERO B. FORSLUND, County Clerk and  
Ex-Officio Clerk of the Board of Supervisors  
County of Trinity, State of California

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R. BERRY STEWART, Chairman  
Board of Supervisors, County of Trinity  
State of California

