

TRINITY COUNTY BOARD OF SUPERVISORS

MINUTES

July 17, 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, Present

Deputy Clerk of the Board, Kelly Frost, Present

Chairman Stewart, Presiding

TIME ITEM NO.

8:30 am **MEET IN CLOSED SESSION:** Anticipated Litigation - Conference with Legal Counsel. No. of cases: Two. (Government Code Section 54956.9, subd. (b) (1).)

MEET IN CLOSED SESSION: Government Code Section 54954.5. Public Employee Appointment – Agricultural Commissioner/Sealer of Weights and Measures.

9:10 am **PLEDGE OF ALLEGIANCE**

CHAIRMAN REPORTS ON CLOSED SESSION:

Anticipated Litigation:

1. Authorized and directed County Counsel file suit against the Bureau of Land Management under the Federal Tort Claims Act to recover \$152,235.61 in damages sustained from the Lowden Fire; and

Authorized County Counsel to associate with outside counsel to assist in prosecution of the case.

2. Allowed claim, filed by Frank Diaz, in the amount of \$100.00 and rejected as to the balance of \$43.61.

Public Employee Appointment:

To be discussed under Item 2c.

1. CONSENT AGENDA

The Board examines the Consent Agenda Items presented for consideration and on motion of Supervisor Reiss, seconded by Supervisor Erikson, Consent Agenda Items 1a. through 1r., except items 1i. and 1s., are approved with the following vote polled: Supervisors Erikson, Reiss, Modine, Miller and Stewart.

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

- 1a. Approves minutes of July 3, 2001, as submitted by Clerk.
- 1b. Pursuant to Trinity County Code Section 2.60.410 (2), authorizes hiring Thomas Antoon as Alcohol and Other Drugs Team Leader, M211 Step D, in an approximate increase amount of \$5,423.
- 1c. Deletes positions of Administrative Fiscal Team Leader and Quality Management Team Leader in the Behavioral Health Department, in an approximate savings amount of \$35,700.
- 1d. Approves job specification for Vocational Assistant and establish position at Range G117 in the Health & Human Services Department, in the amount of \$21,992; and directs that said change be made of the salary schedule and alphabetical listing of positions, effective July 1, 2001.
- 1e. Approves and authorizes Chairman to sign the 2001/2002 Medi-Cal Administrative Activities (MAA) contract #01-15396 with California Department of Health Services; and

Approves and authorizes Chairman to sign the Certification of Non-Federal Matching funds for Medi-Cal Administrative Activities, for a receivable amount of \$90,000, maximum.

- 1f. Approves and authorizes Chairman and Director of Behavioral Health Services to sign agreement with Shepard Greene, MD, in the amount of \$84,240, for psychiatric services to Trinity County Behavioral Health Services clients.
- 1g. Approves and authorizes County Auditor/Controller to sign agreement renewal with SunGard Bi-Tech, Inc., in the amount of \$14,741.10, for Accounting Systems Annual Tech Support contract.
- 1h. Approves and authorizes Lynn McConnachie, Director of Child Support Services to sign Amendment I to the Annual Automation Cooperation Agreement between the State Department of Child Support Services and the County Department of Child Support Services.
- 1j. Approves and authorizes Director of Trinity County Department of Health and Human Services to sign agreement with Lori Wayne, in the maximum amount of \$19,104, to provide a foster care Emergency Shelter Care Home in Lewiston.
- 1k. Approves and authorizes Director of Trinity County Department of Health and Human Services to sign agreement with Norman and Marilyn Blackburn, in the maximum amount of \$47,760, to provide a foster care Emergency Shelter Care Home in Weaverville.
- 1l. Approves and authorizes Director of Trinity County Department of Health and Human Services to sign agreement with Donna and Harvey Wetterstrom, in the maximum amount of \$28,856, to provide a foster care Emergency Shelter Care Home in Weaverville.
- 1m. Approves and authorizes Director of Trinity County Department of Health and Human Services to sign contract with Human Response Network, in the amount of \$74,918 (Federal Funds), to provide Stage I Child Care Services to eligible CalWORKS recipients.
- 1n. Approves and authorizes Chairman to sign contract with Shasta County Child Abuse Prevention Coordinating Council, in the amount of \$30,000, to recruit and hire three AmeriCorps members to serve in Trinity County Department of Health and Human Services for project year 2001-2002.
- 1o. Approves and authorizes Director of Health and Human Services to sign agreement with Superior Economic Development District (SCEDD), in the amount of \$35,000, to provide an Economic

Development Specialist and Support Services for Natural Resources Advisory Council.

- 1p. Appoints Jeffrey W. Morris to the Weaverville Architectural Review Committee as recommended by Supervisor Billie Miller, District II.
- 1q. Waives reading and directs the Clerk to let the record show that an Ordinance amending Trinity County Zoning Ordinance No. 315, changing APN 11-380-41 from Unclassified-B3-five (U-B3-5) to Rural Residential – five-acre minimum/Flood Hazard (RR-5/FH), located on Garrett Road, Hyampom. Applicant: J. Singleton (P-01-14), is enacted.
- 1r. Waives reading and directs the Clerk to let the record show that an Ordinance amending Trinity County Zoning Ordinance No. 315, changing APN 022-230-04, 022-230-09, 022-240-03 and 022-240-05 from Unclassified (U) to Timberland Production Zone (TPZ) located around Lake Mountain in southern Trinity County. Applicant: Rice (P-01-25), is enacted.
- 1i. On motion of Supervisor Erikson, seconded by Supervisor Reiss, approves and authorizes Chairman to sign Annual County Maintained Road System Mileage Resolution for 2001, in the amount of \$294,000 annually from State funds, for maintaining roads in the county system. Approved with the following vote polled: Supervisors Reiss, Erikson, Modine, Miller and Stewart.
- 1s. **TABLES TO THE AUG. 21, 2001 MEETING:** Ordinance amending Trinity County Zoning Ordinance No. 315, changing APN 010-260-23 from Agricultural Forest – forty acre minimum (AF- 40) to Timberland Production Zone (TPZ) located on Black Bear Road, Weaverville. Applicant: Lancaster (P-01-03).

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 Reiss, seconded by Supervisor Modine and carried, appoints Patrick McGinn as Agricultural Commissioner/Sealer of Weights and Measures, effective August 1, 2001, in the amount of \$59,216 in salary and benefits. Comments received from Patrick McGinn.

2d. On motion of Supervisor Erikson, seconded by Supervisor Reiss and carried, authorizes payment from CSAC Excess Authority subsidy in the amount of \$250 to provide sexual harassment training for the Trinity County Volunteer Fire Departments and the Fire Districts.

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

3a. Reports from Department Heads: Reports received from Dero Forslund, County Clerk/Recorder and Linda Wright, Health and Human Services Director.

3b. Reports from members of the Board: Reports received from Supervisors Reiss, Miller, Modine, Erikson and Stewart.

3c. Report received from David Hammer, County Counsel.

4. GRAND JURY REPORTS

Acknowledges receipt of the following five Grand Jury Reports and directs reports be dispersed to appropriate departments for review and response:

1. Health Committee Final Report – Hospital Survey:
Supervisor Erikson
2. Special Districts Committee Final Report – Trinity County
Special Districts:
Supervisor Stewart
3. Development and Environment Committee Final Report –
Citizen Complaint, Department of General Services:
Supervisor Reiss
4. Special Investigation Committee Final Report – Solid Waste
Funds/General Services Office:
Supervisor Modine
5. Special Investigation Committee Final Report – Landfill
Closure/Sewer Line Construction:
Supervisor Modine

9:45 am
10:00 am

RECESSES
RECONVENES

5. PRESENTATION OF RESOLUTION FOR EMILIE BRADY

On motion of Supervisor Miller, seconded by Supervisor Reiss, approves and Authorizes Chairman to sign Resolution recognizing the contributions of Emilie Brady to Trinity County and to present the resolution to Emilie Brady's family at the August 7, 2001 meeting. Approved with the following vote polled: Supervisors Reiss, Miller, Erikson, Modine and Stewart.

6. TRINITY COUNTY CHAMBER OF COMMERCE

Carol Eli appears and gives PowerPoint presentation on the past year at the Trinity County Chamber of Commerce.

7. TRINITY OCCUPATIONAL TRAINING

Laird Crandall appears and gives quarterly report and presentation on the "JobLink Partners Report". Comments received from Susan Molyneux, Linda Wright and Sherrie Whitham.

8. SHASTA CASCADE WONDERLAND ASSOCIATION

Bob Warren, General Manager of the Shasta Cascade Wonderland Association, gives PowerPoint Presentation on what the Shasta Cascade does for Trinity County.

9. STATE ROUTE 3 CENTRAL HAYFORK IMPROVEMENT PROJECT

Gay Vance appears and addresses her concerns to the Board regarding the State Route 3 Central Hayfork Improvement Project and its impact on her property. Comments received from Scott White, Caltrans.

10. ARCHITECTURAL REVIEW AND PRESERVATION COMMITTEE

Supervisor Erikson to submit names for a Business Community Member and an Architect/Builder Member on the Architectural Review and Preservation Committee in District I (Lewiston). Comments received from Tina Devor, Planning Department.

11. RECESSES AS BOARD OF SUPERVISORS; RECONVENES AS TRANSPORTATION COMMISSION

On motion of Commissioner Modine, seconded by Commissioner Reiss, approves and authorizes Chairman to sign contract with Jeff

Codega Planning/Design, Inc. to provide Transportation Development Act and State Transportation Improvement Program administration and planning services, in the amount of \$50,000 for consultant services and directs the Planning Director to work with Auditor, County Counsel and County Administrative Officer regarding the reimbursement for cost. Supervisor Erikson – No.

**RECESSES AS TRANSPORTATION COMMISSION;
RECONVENES AS BOARD OF SUPERVISORS**

12. PUBLIC COMMENT

12:00 pm
1:15 pm

**ADJOURNS
RECONVENES**

13. PLANNING MATTERS

- 13a. On motion of Supervisor Modine, seconded by Supervisor Reiss, approves and authorizes Chairman to sign a contract with the Natural Resources Conservation Service to implement a wetlands management plan; and

Approves and authorizes the Chairman to sign a grant deed easement placing a conservation easement on 58.5 acres within the Trinity Alps Industrial Park in exchange for \$29,250 to the County and \$120,750 for the surveying, design permitting and construction of a six acre wetland within the conservation easement area. Comments received from Mark Lancaster, Senior Planner and Jim Spear, Natural Resources.

- 13b. Russell Smith, Bureau of Reclamation's project manager from Shasta Dam appears and updates the Board on the status of the Trinity River Record of Decision (ROD), including the management structure, funding, permitting, construction and the adaptive management program. Comments received from Tom Stokley, Natural Resources.

- 13c. On motion of Supervisor Modine, seconded by Supervisor Reiss and carried, approves and authorizes Planning Director to sign Grant Agreement No. 01FG200051 and all subsequent amendments, that do not change the scope of the contract, for Trinity River Mainstem Fishery Restoration, in the amount of \$217,130.62, and further directs County Counsel to insert a clause in said contract to provide that the County shall have no obligation to incur or pay any County General Funds.

1:30 pm

14. OPENS PUBLIC HEARING RE: THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM DESCRIPTION, AND RECEIVE PUBLIC INPUT FOR PROPOSED PROJECTS

- I. Discusses CDBG funding for FY 2001-2002 and funding available from CDBG program income. Presentation by Pat Mortensen, Grants Administrator.
- II. Receives and discusses all written and oral comments for proposed projects to be funded with CDBG grants or program income from Trinity County Frontier Nutrition Center Project, Duane Heryford, Salt Creek Growers, The Watershed Research and Training Center, Lewiston Community Service District.

CLOSES PUBLIC HEARING

On motion of Supervisor Miller, seconded by Supervisor Erikson and carried, selects wine growing feasibility study for 2001 Economic Development Planning and Technical Allocation and directs staff to prepare grant application, in the amount of \$35,000, for the Board of Supervisors approval.

15. OPENS PUBLIC HEARING FOR COMMENTS REGARDING THE USE OF LOCAL LAW ENFORCEMENT BLOCK GRANT (LLEBG) FY2000 FUNDS

CLOSES PUBLIC HEARING

- 15a. On motion of Supervisor Reiss, seconded by Supervisor Erikson and carried, approves the Request for Drawdown (RFD) for the Fiscal Year 2000 funds. The Fiscal Impact 2000 LLEBG amount is \$12,322 with a 10% match from the County of \$1,369, to be paid by the end of the project period for a total amount \$13,691.
- 15b. On motion of Supervisor Reiss, seconded by Supervisor Erikson, approves and authorizes County Administrative Officer to apply for funding in the Local Law Enforcement Block Grant FY 2001 cycle, the block grant amount is \$13,686 and requires a County match of \$1,521.

16. 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 John Jelichich, Planning Director.

CLOSES PUBLIC HEARING

On motion of Supervisor Reiss, seconded by Supervisor Erikson, waives reading and directs the Clerk to let the record show that an Ordinance amending Trinity County Zoning Ordinance No. 315, changing 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 Erikson, Reiss, Modine, Miller and Stewart.

- 17. OPENS PUBLIC HEARING RE: A ZONING ORDINANCE AMENDMENT FROM SINGLE FAMILY RESIDENTIAL-MEDIUM DENSITY (R1-M) TO GENERAL COMMERCIAL/PLAN REVIEW OVERLAY (C-2/PR)
APPLICANT: PG&E**

Comments received from John Jelichich, Planning Director.

CLOSE PUBLIC HEARING

On motion of Supervisor Erikson, 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, changing APN 14-350-55 from Single Family Residential-Medium Density (R1M) 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 Miller, Erikson, Reiss, Modine and Stewart.

2:30 pm

ADJOURN

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

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

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