TRINITY COUNTY BOARD OF SUPERVISORS

MINUTES

JANUARY 6, 2004

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 8:30 am and there are:

PRESENT SUPERVISORS:

Supervisor Robert Reiss – District 5, Chairman

Supervisor Howard Freeman – District 4, Vice-Chairman

Supervisor Billie Miller - District 2,

Supervisor Ralph Modine – District 3

District 1 - Vacant

ABSENT SUPERVISORS: None

County Auditor/Controller, Brian Muir – Present

County Counsel, David Hammer – Absent

County Clerk, Dero Forslund – Present

Deputy Clerk of the Board, Kelly Frost – Present

Chairman Reiss - Presiding

TIME ITEM NO.

8:30 AM CALL MEETING TO ORDER IN OPEN SESSION

I. On motion of Supervisor Modine, seconded by Supervisor Freeman and carried, elects Supervisor Reiss as Chairman of the Board for 2004; and

> On motion of Supervisor Miller, seconded by Supervisor Modine and carried, elects Supervisor Freeman as Vice-Chairman of the Board for 2004.

II. Chairman Reiss presents Supervisor Miller with the Chairman's gavel for 2003.

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

The Board examines the Consent Agenda Items presented for consideration and on motion of Supervisor Miller, seconded by Supervisor Freeman and carried, Consent Agenda items 1b. through 1o., with the exception of 1a., 1k., and 1I., are approved with the following vote polled: Supervisors Freeman, Miller, Modine and Reiss– Aye.

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

BOARD CONSENT MATTERS

1b. Finds that the proposed license will meet public convenience and necessity, and finds no objection to the issuance of an On-Sale Beer and Wine Alcoholic Beverage license to Impulse Mode LLC; for the Lewiston Hotel located on Deadwood Road in Lewiston.

AUDITOR

- 1c. Approves and authorizes budget adjustment for General Services, in the amount of \$41,265, for budget reductions to adjust anticipated revenues.
- 1d. Approves and authorizes budget adjustment of the Collections Department, in the amount of \$27,742, due to unanticipated revenues from performing collections for Trinity Hospital and Behavioral Health.

BEHAVIORAL HEALTH SERVICES

1e. Approves and authorizes Chairman to sign Amendment No. 1 with Skyway House (Contract No. 2004-008), increasing the maximum amount by \$10,000, to provide long term residential recovery services.

GENERAL SERVICES

1f. Approves and authorizes Chairman to sign Amendment No. 3 to contract with Gordon H. Chong and Partners (Contract No. 200-004), for architectural services at Trinity Hospital, additional cost to contract is \$1,579.19, for a total cost of \$26,913.19.

PERSONNEL

- 1g. Approves destruction of employment applications, rating sheets and selection materials not currently under litigation, grievance or dispute, dated prior to December 31, 2001.
- 1h. Approves and authorizes Chairman to sign modified Policy No. 2004-001, Use of County Computers.

PLANNING/NATURAL RESOURCES

- 1i. Approves and authorizes Planning Director to sign amendment to contract #2002-0368-014 with the National Fish and Wildlife Foundation (Contract No. 2004-005), for the transfer of \$34,700 in funds, no impact to the General Fund, to the implementation of the Deadwood Creek Fish Passage Improvement Project.
- 1j. Waives reading and directs the Clerk to let the record show that an Ordinance No. 315-729, Amending Trinity County Zoning Ordinance No. 315, Rezoning APN 24-510-72 from Rural Residential one-acre minimum to Duplex, located on Ransom and Boudreaux Roads, Weaverville (Applicant: Frazier, P-03-25), is enacted.

TRANSPORTATION

- 1m. Approves and authorizes Chairman to sign the Resolution of Intention No. 2004-002, to Vacate County Road No. 310, Carrier Gulch Road.
- Approves and authorizes Chairman to sign Resolution No. 2004-003, to adopt an overall Disadvantaged Business Enterprise (DBE) Program for the County of Trinity for Federal Fiscal Year 2003-2004.

10. Accepts the work preformed by The Fence Doctor of Eureka, CA on Contract No.03-FENCE-01, and authorizes the Director of Transportation to sign and record the Notice of Completion on said Contract.

THE FOLLOWING ITEMS HAVE BEEN PULLED FROM THE CONSENT AGENDA AND CONSIDERED SEPARATELY.

- 1a. On motion of Supervisor Miller, seconded by Supervisor Freeman and carried, approves minutes from December 16, 2003 as submitted by Clerk, with corrections.
- 1k. On motion of Supervisor Miller, seconded by Supervisor Freeman and carried, approves and authorizes Chairman to sign contract with Blackburn Consulting (Contract No. 2004-006), and all subsequent amendments for foundation investigation services and geo-technical drilling at the Soldier Creek and Little Brown's Creek Migration Barrier Removal project Sites, in the amount of \$24,791, no impact to General Fund. With Corrections.
- 11. On motion of Supervisor Miller, seconded by Supervisor Freeman and carried, approves and authorizes Planning Director to sign Memorandum of Agreement (Contract No. 2004-007), and all subsequent amendments, with the Trinity County Resource Conservation District for the implementation of watershed coordination activities within the Trinity River Basin, grant amount of \$50,000 through a cooperative agreement with the Bureau of Reclamation. With Corrections.

2. COUNTY MATTERS

2a. Tables to afternoon session:

Discuss and/or take action on the request of the Trinity Players, Inc. to approve a two year contract for use of the Veteran's Memorial Hall for productions, which could result in revenue in the amount of \$750 per show. Comments received from John Whitaker, General Services Director. 2b. On motion of Supervisor Freeman, seconded by Supervisor Modine and carried, agrees to designate 85% of the 2005 Federal Forest Reserve payment to be set aside for Title II and designates 15% of the 2005 Federal Forest Reserve payment to be set aside for Title III; and

> On motion of Supervisor Modine, seconded by Supervisor Miller and carried, agrees to designate 80% set aside for Title II and designates 20% set aside for Title III. Comments received from Joseph Bower, RAC; Pat Frost, RAC; Mark Lancaster, Capt. Weaverville VFD and RAC.

> Direction to draft Resolution and bring back at the January 20, 2004 meeting.

- 2c. On motion of Supervisor Miller, seconded by Supervisor Freeman, agrees to provide Coffee Creek Volunteer Fire Company, a no-interest loan from County contingency fund, in the amount of \$20,000, to finance their share of a FEMA grant for the purchase of a water tender truck. Further details of loan to be worked out at a later date. Comments received from Barry Bowen, CCVFC; John Whitaker, General Services Director and Ray Vasconcellos, CCVFC.
- 2d. Direction given to place the discontinuation of the "Lets Go Van" service in Trinity County on the January 20, 2004 meeting. Comments received from Linda Wright, Health and Human Services Director and Caligney Hoffmann, Staff Services Officer, HHS.
- 2e. On motion of Supervisor Modine, seconded by Supervisor Freeman, waives reading and directs the Clerk to let the record show that an Ordinance amending Chapter 6.04 of the Trinity County Code, concerning animal regulation, is introduced with the following vote polled: Supervisors Freeman, Modine, Miller and Reiss Aye.
- 2f. On motion of Supervisor Modine...

(Chairman Reiss passes gavel to Vice-Chairman Freeman.)

Seconded by Supervisor Reiss, to give 30 day notice to retailers of the discontinuance of disposal of trash in the Weaverville Historic District. Supervisors Miller and Freeman – No. Motion fails 2-2. Direction given to bring back at the January 20, 2004 meeting.

Comments received from John Whitaker, General Services Director and Sheriff Lorrac Craig.

(Vice-Chairman Freeman passes gavel back to Chairman Reiss).

- 2g. On motion of Supervisor Modine, seconded by Supervisor Freeman and carried, authorizes hiring a Custodian/Hospital Service Worker at the Hospital at Range G147. Cost for FY 03/04 is \$16,924. Comments received from John Whitaker, General Services Director.
- 2h. On motion of Supervisor Miller, seconded by Supervisor Freeman and carried, pursuant to Trinity County Code Section 2.60.410 (2) (Above A Step), authorizes hiring James Rushing as a 75% Clinical Laboratory Scientist for Trinity Hospital at Range G208 Step C, effective January 2, 2004. Cost for FY 03/04 is \$21,364.
- 2i. On motion of Supervisor Freeman, seconded by Supervisor Miller, accepts resignation of Jim Hahn upon the swearing in of a new member to the Trinity County Planning Commission representing District 2.
- 2j. On motion of Supervisor Miller, seconded by Supervisor Freeman, approves and authorizes Chairman to sign Resolution No. 2004-004, Proclaiming Existence of a Local Emergency and Requesting Governor to (1) Proclaim a State of Emergency; and (2) Request a Presidential Declaration. Approves with the following vote polled: Supervisors Freeman, Miller, Modine and Miller – Aye. Comments received from Sheriff Lorrac Craig; John Whitaker, General Services Director and Carl Bonomini, Transportation Director.
- 2k. On motion of Supervisor Miller, seconded by Supervisor Modine and carried, agrees that the following Supervisors continue to serve as 2004 Board representatives on the following committees, commissions, boards and task forces:

AIR POLLUTION CONTROL DISTRICT

(Meets in Eureka – no regular meeting schedule) Supervisor Modine

AIRPORT ADVISORY COMMITTEE

(No regular meeting schedule) Supervisor Miller and Supervisor Freeman

ARTS COUNCIL

(Meets 3rd Thursday, 5 p.m.) Supervisor Freeman

BEHAVIORAL HEALTH BOARD

(Meets 4th Wednesday of each month, 12 noon) Supervisor Freeman and Alternate Supervisor Modine

CHILD ABUSE PREVENTION COUNCIL

Supervisor Miller

CHILDREN AND FAMILIES FIRST/PROP10/TOBACCO ED

Supervisor Miller

COLUSA-GLENN-TRINITY COMMUNITY ACTION AGENCY

(Meets 3rd Wednesday every other month) Supervisor Reiss and Supervisor Freeman

<u>COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG)</u> LOAN COMMITTEE

Supervisor Reiss

<u>CSAC</u>

Supervisor Miller and Alternate Supervisor Reiss

CSAC SUBCOMMITTEES:

ADMINISTRATION & JUSTICE COMMITTEE AGRICULTURE & NATURAL RESOURCES COMMITTEE GOVERNMENT FINANCE & OPERATIONS COMMITTEE HOUSING, LAND USE & TRANSPORTATION COMMITTEE <u>HEALTH AND HUMAN SERVICES COMMITTEE</u> Supervisor Miller

EMERGENCY MEDICAL CARE COMMITTEE

(Meets 1st Monday of 1st month of each quarter) Supervisor Miller

ENVIRONMENTAL SERVICE JPA

John Whitaker, General Services Director Alternate Supervisor Modine

FAR NOTHERN REGIONAL CENTER/LOCAL COORDINATING COUNCIL

Jeannette Aglipay, representative

FOREST COUNTIES SCHOOLS COALITION

Supervisor Reiss and Alternate Supervisor Miller

HOSPITAL

CONTINUOUS QUALITY IMPROVEMENT CONTROL COMMITTEE

Supervisor Modine and Supervisor Miller

HOSPITAL FINANCE COMMITTEE

Supervisor Modine and Supervisor Miller

HOSPITAL OPERATING COMMITTEE

Supervisor Miller and Supervisor Modine

HEALTH CARE TASK FORCE

Supervisor Modine

HEALTH INSURANCE REVIEW COMMITTEE

Supervisor Miller and Supervisor Freeman

HIGHWAY 36 COMMITTEE

(No regular meeting schedule) Supervisor Reiss

HIGHWAY 299 COMMITTEE

(No regular meeting schedule) Supervisor Miller

IN-HOME SUPPORT SERVICES COMMITTEE (IHSS) Supervisor Modine

KLAMATH RIVER RESTORATION TASK FORCE Supervisor Freeman

KLAMATH PROVINCIAL ADVISORY COMMITTEE

Supervisor Modine and Alternate Supervisor Freeman

LOCAL AGENCY FORMATION COMMISSION (LAFCO)

(Meets 4th Tuesday of every month) Supervisors Freeman, Modine and Reiss Alternate Supervisor Miller <u>LOCAL COORDINATING COMMITTEE (TRINITY COUNTY</u> <u>SUBSTANCE ABUSE PREVENTION COUNCIL)</u>

(Meets 3rd Monday of every other month, 2 p.m.) Supervisor Miller

LOCAL FEMA BOARD

(No regular meeting schedule) Supervisor Reiss and Alternate Supervisor Freeman

MANAGEMENT TEAM

Supervisor Modine and Supervisor Miller

NATURAL RESOURCES ADVISORY COUNCIL (NRAC)

Supervisor Miller and Alternate Supervisor Freeman

NEIGHBORHOOD WATCH

(Supervisor will be appointed as needed, by district)

NORTHERN CALIFORNIA COUNTY SUPERVISORS ASSOCIATION

(Meets 2nd Thursday/Friday of every other month) Supervisor Reiss and Alternate Supervisor Miller

NORTEC

Supervisor Reiss

PSA II AREA AGENCY ON AGING EXECUTIVE BOARD

(No regular meeting schedule) Supervisor Modine and Executive Board Member Ann Humphreys Alternate Supervisor Miller

PLANNED PARENTHOOD ADVISORY BOARD

(No regular meeting schedule) Supervisor Miller and Alternate Supervisor Freeman

REGIONAL COUNCIL OF RURAL COUNTIES (RCRC)

(Last Thursday of each month) Supervisor Modine and Alternate Supervisor Freeman

RESOURCE ADVISORY COMMITTEE (RAC)

Supervisor Reiss and State Appointed Elected Official Chris Erikson

RESOURCE CONSERVATION AND DEVELOPMENT COUNCIL (RC&D)

(Meetings Alternate between Weaverville and Hayfork/usually Monday night/monthly) Supervisor Freeman and Alternate Supervisor Reiss

SAFETY/RISK MANAGEMENT COMMITTEE

Supervisor Miller and Alternate Supervisor Freeman

SOLID WASTE COMMITTEE

Supervisor Reiss and Supervisor Freeman

SUPERIOR CALIFORNIA ECONOMIC DEVELOPMENT DISTRICT (SCEDD)

Supervisor Freeman and Alternate Supervisor Modine

TRINITY COUNTY CHILDCARE PLANNING COUNCIL

(Meets 1st Wednesday of the month) Supervisor Miller

TRINITY COUNTY COMMISSION ON AGING

Supervisor Modine

TRINITY COUNTY FISH AND GAME COMMMISSION

Supervisor Reiss

TRINITY MANAGEMENT COUNCIL

(Meets Bi-Monthly) Supervisor Modine

TRINITY POWER AUTHORITY (TPA)

Supervisor Modine

21. On motion of Supervisor Miller, seconded by Supervisor Freeman and carried, authorizes a 5-day in department recruitment and hiring of a Manager of Medical Records at Trinity Hospital at Range M164. Cost for FY \$16,738. Comments received from Crystal Betts, Chief Financial Officer, Trinity Hospital.

3. COUNTY AUDITOR/CONTROLLER

- 3a. Brian Muir, County Auditor/Controller reports on agenda meeting.
- 3b. Brian Muir, County Auditor/Controller reports on other matters of interest to the Board.

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

- 4a. Report from Department Heads: Brian Muir, County Auditor/Controller and John Jelicich, Planning Director.
- 4b. Report from Members of the Board: Supervisors Miller and Freeman.

5. PROPOSALS FOR TITLE III FUNDS "SECURE RURAL SCHOOLS AND COMMUNITY SELF-DETERMINATION ACT OF 2000".

Considers the following proposals, pursuant to Title III Secure Rural Schools and Community Self-Determination Act of 2000, and directs that said proposals be published in the Trinity Journal on January 14, 2004:

- 5a. On motion of Supervisor Freeman, seconded by Supervisor Miller and carried, agrees to consider proposal from Coffee Creek Volunteer Fire Company, in the amount of \$5,500, for repairs to the 1978 Seagrave diesel pumper fire engine. Comments received from Barry Bowen, CCVFC and Ray Vasconcellos, CCVFC.
- 5b. On motion of Supervisor Freeman, seconded by Supervisor Miller and carried, agrees to consider proposal from Coffee Creek Volunteer Fire Company, in the amount of \$12,000, to purchase nine Bendix King GPH 5102 hand-held radios with belt holsters, remote speaker microphones, high capacity batteries and charger, DPMF key pads and the software and hardware necessary to program the frequencies and other features of the units. Comments received from Barry Bowen, CCVFC.
- 5c. On motion of Supervisor Miller, seconded by Supervisor Freeman and carried, agrees to consider proposal from Trinity County Sheriff's Department, in the amount of \$17,500, for Dive Team, scuba rescue and recovery equipment to outfit a seven member team.
- 5d. On motion of Supervisor Miller, seconded by Supervisor Freeman and carried, agrees to consider proposal from Douglas City Volunteer Fire Department, in the amount of \$25,000 for a diesel powered Type III/IV fire engine.
- 5e. On motion of Supervisor Miller, seconded by Supervisor Freeman and carried, agrees to consider proposal from Weaverville Fire District, in the amount of \$50,000 for the down payment on a new Fire Engine.

SUBSEQUENT ITEM

On motion of Supervisor Modine, seconded by Supervisor Freeman and carried, agrees to hear a subsequent item pertaining to Proposition 40 Funding for Coastal Fisheries Restoration Program, on the finding that there is a need to take immediate action and the need for action came to the attention of the Board subsequent to the posting of the agenda.

On motion of Supervisor Modine, seconded by Supervisor Freeman and carried, approves and authorizes Chairman to sign letter to Governor Schwarzenegger urging him to maintain the Proposition 40 funding for the Coastal Fisheries Restoration Program for FY 04/05.

6. PRESENTATION/DISCUSSION

6a. Veteran's Services Officer:

Jay Bevard, Trinity County Veteran's Services Officer gives presentation to the Board.

6b. Health and Human Services:

Linda Wright, Director, Letty Nelson, Deputy Director and Grietje Reuter, Regional Manager of EBT Project, presents information on Electronic Benefits Transfer (EBT) implementation in Trinity County. EBT is a benefit delivery system that will replace paper Food Stamp coupons and checks, effective April 1, 2004.

PUBLIC COMMENT

No public comments received.

12:00 PMRECESS1:30 PMRECONVENE

2a. On motion of Supervisor Miller, seconded by Supervisor Freeman and carried, agrees to a one year use-permit with the Trinity Players, Inc. for use of the Veteran's Memorial Hall for productions, in the amount of \$750 per show for specific dates provided and bring back at the January 20, 2003 meeting. Comments received from Kathy Martens, Director of Planning and Development, Trinity Players, Ken Hill, Trinity Players and John Whitaker, General Services Director.

7. PUBLIC HEARING

- 7a. **Opens Public Hearing:** Discusses the FY 04/05 Community Development Block Grant Program, to select the targeted areas for the FY 04/05 General Allocation grant application for a housing rehabilitation program, and reconsider the Boards action of December 16, 2003, selecting the West Trinity Community Safety Center as the FY 04/05 General Allocation grant application set-aside activity.
 - Presentation given by Patricia Mortensen, Grants and Housing Rehabilitation Loan Administration.
 - Receives comments from Linda Belden-Culbertson.

CLOSE PUBLIC HEARING

On motion of Supervisor Freeman, seconded by Supervisor Miller and carried, selects Douglas City, Junction City, Lewiston, Mad River and Hayfork as the targeted areas for the FY 04/05 General Allocation grant application for a Housing Rehabilitation program; and

On motion of Supervisor Miller, seconded by Supervisor Freeman and carried, rescinds the Board's action of December 16, 2003, selecting the West Trinity Community Safety Center as the FY 04/05 General Allocation grant application set-aside activity; and

On motion of Supervisor Miller, seconded by Supervisor Freeman and carried, selects the Golden Age Center as the FY 04/05 General Allocation grant application set-aside activity in the amount of \$46,250.00; and

Allocates \$24,000 of CDBG program income for the rehabilitation of the West Trinity Community Safety Center.

RECESSES AS THE BOARD OF SUPERVISORS; RECONVENES AS THE HOSPITAL GOVERNING BOARD

8. HOSPITAL

- 8a. Administrative Report George Koortbojian
 - A. Hospital Roof Issues
 - Hospital in crisis mode. Recommendation by Administrator to suspend Hospital license and suspend operations due to State inspection and requirements to fix the Trinity County Roof. Comments received from

Steve Judson, Carol Harper, Linda Belden-Culbertson, Carol Fall and Dr. Dan Harwood.

SUBSEQUENT ITEM

On motion of Supervisor Modine...

(Chairman Reiss passes gavel to Vice-Chairman Freeman).

...seconded by Supervisor Reiss, to direct contacting State Department of Health Services; notifying them that the hospital is not financially able to meet requirements; to suspend operations at the Hospital; to pursue dialogue with the State to come up with a contingency plan and ask for time to come up with that plan.

Comments received from Joanne Guernette.

Motion withdrawn; second withdrawn.

Direction to hold special meeting of the Hospital Governing Board on Monday, January 12, 2004 at 6:00 p.m. at the Veteran's Memorial Hall, to discuss the suspension of Trinity Hospital's license and operations.

- B. Update on Critical Access Hospital Study
- 8b. Finance Committee Report Crystal Betts
 - November 2003 Financial Statements

Comments received from Dr. Daniel Harwood, MD.

- 8c. Contracts and Agreements:
 - On motion of Supervisor Miller, seconded by Supervisor Freeman and carried, approves and authorizes Chairman to sign Amendment No. 3 to the contract with Jamie Baudizzon, LCSW (Contract No. 2004-009), for Social Services consulting extending the term of agreement to June 30, 2004. No increase in maximum cost.
 - 2. On motion of Supervisor Modine, seconded by Supervisor Miller, approves and authorizes Chairman to sign

Amendment No. 7 (Contract No. 2004-011), to the contract with Complete Care Health Services to provide professional nursing services extending the term of agreement to July 8, 2004 and increasing the maximum cost to \$325,000, original contract amount was \$95,000. Supervisor Reiss – No. Comments received from Linda Belden-Culbertson.

- On motion of Supervisor Miller, seconded by Supervisor Modine, approves and authorizes Chairman to sign renewal maintenance contract with Millipore Corporation (Contract No. 2004-010), to provide preventative maintenance and part replacement for laboratory equipment, in the maximum amount of \$3,000. Supervisor Reiss – No.
- 4. On motion of Supervisor Miller, seconded by Supervisor Modine and carried, approves and authorizes Chairman to sign State of California Standard Agreement CCC03072 renewal for Trinity Hospital (Contract No. 2004-012), to provide inpatient/outpatient and emergency services to State of California, Department of Corrections inmates referred for such medical services from a California Correctional Center. Hospital to be paid maximum \$75,000 for services – No cost to County. Comments received from George Koortbojian, Interim Hospital Administrator.
- 8d. On motion of Supervisor Freeman, seconded by Supervisor Modine and carried, approves the following Hospital Department Manuals and Standards:

Administration

- Mail Room
- Mail
- Conference Room
- Friends and Family in the Workplace
- 8e. Medical Staff Report Michelle Davey, D.O.
- 8f. No action taken by the Board on the formation of a Hospital Advisory Board reporting to the Board of Supervisors; and

Appoints Supervisors Freeman and Modine to meet with Ad Hoc Hospital Committee on Monday, January 12, 2004 at 1:00 p.m. in the Courthouse conference room. Comments received from Carol Harper, Linda Belden-Culbertson and Joanne Guernette.

PUBLIC COMMENT

Comments received from Linda Belden-Culbertson.

MEET IN CLOSED SESSION

A. Government Code Section 54962; Health and Safety Code Section 32155. Subject Matter: Report of Quality Assurance Committee.

ADJOURNS CLOSED SESSION; RECONVENE TO OPEN SESSION:

Chairman reports on Closed Session

A. Received Report of Quality Assurance Committee.

RECESSES AS THE HOSPITAL GOVERNING BOARD; RECONVENES AS THE BOARD OF SUPERVISORS:

4:40 PM ADJOURN

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

TRINITY COUNTY BOARD OF SUPERVISORS

Attest:

DERO B. FORSLUND

County Clerk/Recorder/Assessor, Ex-Officio Clerk of the Board, County of Trinity, State of California ROBERT A. REISS, CHAIRMAN Board of Supervisors, County of Trinity, State of California

By:_

Deputy Clerk