

TRINITY COUNTY
BOARD OF SUPERVISORS

AUGUST 3, 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 District 5 – Vacant

Supervisor Howard Freeman – District 4, Chairman

Supervisor Modine – District 3 – Vice-Chairman

Supervisor Billie Miller – District 2

Supervisor William Chambers - District 1

ABSENT SUPERVISORS:

County Auditor/Controller, Brian Muir – Present

County Counsel, Jeanette Palla – Present

County Clerk, Dero Forslund – Present

Deputy Clerk of the Board, Kelly Frost – Present

Chairman Freeman - Presiding

TIME

ITEM NO.

8:30 AM

CALL MEETING TO ORDER IN OPEN SESSION

PLEDGE OF ALLEGIANCE

- I. On motion of Supervisor Chambers, seconded by Supervisor Miller and carried, elects Supervisor Freeman as Chairman of the Board of the remainder of the year 2004; and

On motion of Supervisor Miller, seconded by Supervisor Chambers and carried, elects Supervisor Modine as Vice-Chairman for the remainder of the year 2004. (C 04 8)

1. **CONSENT AGENDA**

The Board examines the Consent Agenda Items presented for consideration and on motion of Supervisor Chambers, seconded by Supervisor Miller and carried, approves Consent Agenda as presented, with the exception of 1c., 1g., 1l., 1m., and 1n., with the following vote polled: Supervisors Miller, Chambers, Modine and Freeman – Aye.

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

BOARD CONSENT MATTERS

- 1a. Approves minutes from July 20, 2004, as submitted by Clerk. (Book W-W)
- 1b. Approves minutes from Special Board Meeting held July 23, 2004, as submitted by Clerk. (Book W-W)
- 1d. Approves and authorizes Chairman to sign letters in support of the Human Response Network in their efforts to (1) obtain an encroachment permit from the State to hang a Domestic Violence Awareness banner over Main Street in Hayfork, California, (2) obtain an encroachment permit from the State to hang a Domestic Violence Awareness banner over Main Street in Weaverville, California and (3) obtain an encroachment permit from the State to conduct the Domestic Violence Awareness Month Candlelight Walk on October 7, 2004 and to tie purple ribbons on the trees lining Main Street, Weaverville for the month of October. (AG 04 hrn)
- 1e. Approves application for a one-day alcoholic beverage license to sell beer at the Coed Softball Tournament and BBQ, sponsored by the Total Image Team on August 7, 2004 at the Lowden Park. (S 04 sdo abc)
- 1f. Approves application for waiver of County Dump fees, in an amount not to exceed \$500, for the Hayfork Youth Restoration Crew to do a one-day forest and community clean up. (C 04 18)

AUDITOR / VETERAN SERVICES DIVISION

- 1h. Approves and authorizes Chairman to sign California Department of Veteran's Affairs Subvention Certificate of Compliance (County Subvention Program) for FY 03/04; and

Approves and authorizes Chairman to sign California Department of Veterans Affairs Medi-Cal Certificate of Compliance (Medi-Cal Cost Avoidance Program) for FY 03/04 (Contract No. 2004-336). (C 04 06).

BEHAVIORAL HEALTH SERVICES

- 1i. Approves and authorizes Chairman to sign contract with Victor Treatment Services (Contract No. 2004-337), in the amount of \$103,000, for services to Trinity County clients for FY 2004-2005. (C 04 7)
- 1j. Approves and authorizes Chairman to sign Amendment No. 3, with Kings View Corporation (Contract No. 2004-338), decreasing the maximum amount by \$182,000 to a maximum contract amount of \$847,000, for continued administrative and management information system services. (C 04 7)

GENERAL SERVICES

- 1k. Approves award of salvage of damaged Animal Control Truck to highest bidder, LKQ, Inc., in the amount of \$2,214. (C 04 18)

SHERIFF

- 1p. Authorizes the payment of two invoices for the Sheriff's Office for the purchase of an Equipment Trailer to be used as a mobile command center (funded through the FY03 State Homeland Security Grant Program Part II, in the amount of \$22,897.88); and purchase of a 2004 Dodge Durango to be used as a Response Vehicle (funded through the FY04 Homeland Security Grant Program, in the amount of \$30,279.10). (C 04 26)

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

BOARD CONSENT

- 1c. On motion of Supervisor Miller, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign letter to Governor Schwarzenegger, requesting appointment of a Supervisor for District 5, for the balance of the 2001-2004 term and for the 2005-2008 term. (C 04 8)
- 1g. On motion of Supervisor Chambers, seconded by Supervisor Modine, waives reading and directs the Clerk to let the record show that Ordinance No. 1284, adding Chapter 8.25 to the Trinity County Code, pertaining to Genetically Engineered Organisms, is enacted with the following vote polled Supervisors Modine, Chambers and Freeman – Aye; Supervisor Miller – No. (CT 04 vfw mcl)

2. COUNTY MATTERS

- 2a. On motion of Supervisor Miller, seconded by Supervisor Freeman, approves and authorizes Chairman to sign Resolution No. 2004-068, honoring retired Sergeant Major George Deal as a true American Hero. Approves with the following vote polled: Supervisors Chambers, Miller, Modine and Freeman – Aye. Comments received from Mike Bagnod, VFW and Lelena Winn, Boy Scout Leader, with the appearance of the Boy Scouts of Trinity County. (CT 04 vfw mcl)

PULLED CONSENT CONT...

GENERAL SERVICES

- 1l. On motion of Supervisor Chambers, seconded by Supervisor Modine and carried, approves and authorizes Chairman to sign Amendment No. 1 to Century Comtel, Inc. dba Executone of Northern California (Contract No. 2004-339), increasing the maximum cost from \$10,000 to \$15,000, to provide service calls for all Executone telephone equipment on an as-needed basis and at the written consent of the County. Comments received from Ed Bates, Weaverville and John Whitaker, General Services Director. (C 04 18)
- 1m. On motion of Supervisor Chambers, seconded by Supervisor Miller and carried, approves and authorizes Chairman to sign contract with Phillip Transportation and Remediation Inc. (Contract No. 2004-340), in the amount of \$40,000, to provide annual pickup and transportation of household hazardous waste collected at designated sites in Trinity County. Comments

received from Ed Bates, Weaverville and John Whitaker, General Services Director. (C 04 18)

PLANNING/NATURAL RESOURCES

- 1n. On motion of Supervisor Modine, seconded by Supervisor Miller and carried, approves and authorizes the Planning Director to sign Grant Agreement No. 04FG230784 (Contract No. 2004-341), and all subsequent amendments, in the amount of \$50,000 with the Bureau of Reclamation for Trinity Management Council Participation and Staff Support. Supervisor Chambers – Abstains. (C 04 24)
- 1o. On motion of Supervisor Modine, seconded by Supervisor Miller and carried, approves and authorizes Chairman to sign a letter to the North Coast Regional Water Quality Control Board recommending priorities under the Triennial Basin Plan Review. Supervisor Chambers – Abstains. Comments received from Mark Lancaster, Senior Planner. (C 04 24 nr)

2. COUNTY MATTERS CONT...

- 2b. Appoints Supervisor Modine to respond the following Grand Jury Reports:
 - Health and Human Services Committee Final Report – In Home Support.
 - Health and Human Services Committee Final Report – Behavioral Health Department.
 - Development and Environmental Committee Final Report – Department of Transportation. (C 04 gj rpts)
- 2c. Re-appoints Supervisors for the remainder of 2004 as Board representatives on the following committees, commissions, boards and task forces: (C 04 8)

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

BEHAVIORAL HEALTH BOARD

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

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 Modine and Supervisor Freeman

COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) LOAN COMMITTEE

Supervisor Freeman

CSAC

Supervisor Miller and Alternate Supervisor Freeman

CSAC SUBCOMMITTEES:

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

EMERGENCY MEDICAL CARE COMMITTEE

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

EMERGENCY SERVICES AD HOC COMMITTEE

(Every Other Week)
Supervisor Miller and Supervisor Chambers

ENVIRONMENTAL SERVICE JPA

John Whitaker, General Services Director
Alternate Supervisor Modine

FAR NOTHERN REGIONAL CENTER/LOCAL COORDINATING COUNCIL

_____, representative

FIVE COUNTIES SALMONID CONSERVATION COUNCIL

Supervisor Modine and Alternate Supervisor Freeman

FOREST COUNTIES SCHOOLS COALITION

Supervisor Miller and Alternate Supervisor Freeman

HOSPITAL

**CONTINUOUS QUALITY IMPROVEMENT CONTROL
COMMITTEE**

Supervisor Freeman and Supervisor Chambers

HOSPITAL FINANCE COMMITTEE

Supervisor Miller and Supervisor Chambers

HOSPITAL OPERATING COMMITTEE

Supervisor Miller and Supervisor Chambers

HEALTH CARE TASK FORCE

Supervisor Chambers

HEALTH INSURANCE REVIEW COMMITTEE

Supervisor Miller and Supervisor Chambers

HIGHWAY 36 COMMITTEE

(No regular meeting schedule)

Supervisor Modine

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, Chambers and Modine

Alternate Supervisor Miller

**LOCAL COORDINATING COMMITTEE (TRINITY COUNTY
SUBSTANCE ABUSE PREVENTION COUNCIL)**

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

LOCAL FEMA BOARD

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

NORTEC

Supervisor Freeman

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 Chambers

RESOURCE ADVISORY COMMITTEE (RAC)

Supervisor Miller 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 Modine

SAFETY/RISK MANAGEMENT COMMITTEE

Supervisor Miller and Alternate Supervisor Freeman

SOLID WASTE COMMITTEE

Supervisor Freeman and Supervisor Chambers

SUPERIOR CALIFORNIA ECONOMIC DEVELOPMENT DISTRICT (SCEDD)

Supervisor Freeman and Alternate Supervisor Modine

TRINITY COUNTY AIDS TASK FORCE

Supervisor Freeman

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 COMMISSION

Supervisor Freeman

TRINITY MANAGEMENT COUNCIL

(Meets Bi-Monthly)

Supervisor Modine

TRINITY POWER AUTHORITY (TPA)

Supervisor Modine

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.
- 3c. On motion of Supervisor Chambers, seconded by Supervisor Miller and carried, denies proposal, in the amount of \$12,000, for auditing services to audit the County Capital assets as of June 30, 2004. (C 04 6)
- 3d. On motion of Supervisor Miller, seconded by Supervisor Chambers and carried, authorizes the recruitment and hiring of a Director of Building and Development Services at Range D926A.

Approximate cost in salary and benefits for 12 months would be \$101,636. (C 04 2 prs)

- 3e. On motion of Supervisor Miller, seconded by Supervisor Chambers and carried, denies hiring an extra help Administrative Clerk I at range G114 in the Hospital, effective August 1, 2004. (C 04 2 prs)
- 3f. On motion of Supervisor Miller, seconded by Supervisor Chambers and carried, authorizes hiring Debra Klein, as a Mental Health Clinician I at Range G200, Step C, in the Department of Behavioral Health, effective September 7, 2004. (C 04 prs)

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

- 4a. Reports from Department Heads: Steve Judson, Building and Development Services Director; Linda Wright, Health and Human Services Director; Carl Bonomini, Transportation Director; Terry Lee, Chief Probation Officer; Dero Forslund, County Clerk/Recorder/Assessor; John Whitaker, General Services Director.
- 4b. Report from Members of the Board: Supervisors Miller, Chambers and Freeman.
- 4c. Report from Jeanette Palla, County Counsel.

5. PRESENTATION/DISCUSSION ITEMS

PUBLIC COMMENT

Comments received from Connor Nixon, Lewiston; Ed Bates, Weaverville; Carol Fall, Weaverville; Jeff Morris, Weaverville and John Warren, Coffee Creek.

5b. Lowden Aquatic Park Project Committee (LAPP)

Hears presentation regarding proposal submitted by Brandt Gutermuth and Lisa Preshal, representing the Lowden Aquatic Park Project Committee and in association with the Weaverville/Douglas City Parks and Recreation District, regarding the re-opening of Lowden Park Pool.

Direction given to Supervisor Modine to draft letter to the State to encourage the State to sell the Bonds that would allow Trinity

County to receive funding to help prioritize the re-opening of the Lowden Park Pool.

Comments received from Luke Potts, Weaverville Youth, Ed Bates, Weaverville; John Whitaker, General Services Director and Kelly Jackson, Weaverville/Douglas City Parks and Recreation District. (C 04 18)

5a. **Regional Council of Rural Counties**

Brent Harrington and Jim Hemminger give summary of latest projects and services offered by Regional Council of Rural Counties. (AS 04 rcrc)

PUBLIC COMMENT

12:00 PM
1:30 PM

**RECESSES
RECONVENES**

6. **PUBLIC HEARINGS**

6a. **OPENS PUBLIC HEARING:** To consider Resolution to Vacate a portion of the Flood Control Easement on East Weaver Creek.

Staff report by Carl Bonomini, Transportation Director.

CLOSES PUBLIC HEARING

On motion of Supervisor Miller, seconded by Supervisor Chambers, approves and authorizes Chairman to sign Resolution No. 2004-069, to Vacate a portion of the Flood Control Easement on East Weaver Creek. Approves with the following vote polled: Supervisors Chambers, Miller, Modine and Freeman – Aye. (C 04 27)

6b. **OPENS PUBLIC HEARING:** To consider Resolution of Intent to change the name of the following County Roads in Hayfork: No, HF27, Bridge Road to Oak Avenue #HF27, the westerly portion of Oak Avenue, #HF07 to West Oak Avenue #HF07, and the portion of Oak Avenue #HF07 north of Highway 3 to North Oak Avenue #HF04.

Staff report by Carl Bonomini, Transportation Director.

CLOSES PUBLIC HEARING

On motion of Supervisor Chambers, seconded by Supervisor Modine, approves and authorizes Chairman to sign Resolution of Intent No. 2004-070, to change the name of the following County Roads in Hayfork: No, HF27, Bridge Road to Oak Avenue #HF27, the westerly portion of Oak Avenue, #HF07 to West Oak Avenue #HF07, and the portion of Oak Avenue #HF07 north of Highway 3 to North Oak Avenue #HF04. Approves with the following vote polled: Supervisors Modine, Chambers, Miller and Freeman – Aye. (C 04 27)

- 6c. **OPENS PUBLIC HEARING:** To consider Resolution with conditions to approve the Tentative Map creating three parcels from APN 024-380-18. Applicant: H&D Goodyear (P-04-12).

Staff report by John Jelichich, Planning Director.

CLOSES PUBLIC HEARING

On motion Supervisor Miller, seconded by Supervisor Chambers, approves and authorizes Chairman to sign Resolution No. 2004-071, with conditions to approve the Tentative Map creating three parcels from APN 024-380-18. Applicant: H&D Goodyear (P-04-12). Approves with the following vote polled: Supervisors Chambers, Miller, Modine and Freeman – Aye. (C 04 24)

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

7. HOSPITAL (C 04 21)

- 7a. Receives Administrative Report – Larry McDonough

- Pharmacy Negotiations
- Administrator on Call
- Respiratory Care Closure
- ER Coverage
- Hospital Staffing Update
- Facility Update – Roof Repair
- Critical Access Designation Update
- 04/05 Cost Report and Disclosure Report

- 7b. Receives Medical Staff Report – Larry McDonough.

- 7c. On motion of Supervisor Chambers, seconded by Supervisor Miller and carried, approves and authorizes Chairman to sign policies and procedures as submitted by Trinity Hospital.

- 7d. On motion of Supervisor Miller, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign Amendment No. 7 to the contract with Redding Pathologists Laboratory (Contract No. 2004-346), to change name to Laboratory Corporation of America. No impact to General Fund.
- 7e. **Pulled:** Chairman to sign Amendment No. 2 to the contract with Clark, Koortbojian & Associates, Inc. to correct firm's name change, extending the term for six months and increase the maximum cost to County by \$106,000.
- 7f. On motion of Supervisor Chambers, seconded by Supervisor Miller and carried, approves and authorizes Chairman to sign contract with Dale R. Stemple, M.D. (Contract No. 2004-342), to provide part-time professional coverage of Trinity Hospital's Emergency Room on a volunteer basis. No fiscal impact.
- 7g. On motion of Supervisor Chambers, seconded by Supervisor Miller and carried, approves and authorizes Chairman to sign contract with Donald E. Krouse, M.D. (Contract No. 2004-343), to provide part-time professional coverage of Trinity Hospital's Emergency Room on a volunteer basis. No fiscal impact.
- 7h. On motion of Supervisor Miller, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign contract with Daniel W. Harwood, M.D. (Contract No. 2004-344), to provide professional coverage of Trinity Hospital's Emergency Room on a volunteer basis. No fiscal impact.

PUBLIC COMMENT

Comments received from Ed Bates, Weaverville.

- 8. **MEETS IN CLOSED SESSION: (C 04 21 cs)**
 - A. Quality Government Code Section 54962; Health and Safety Code Section 1461. Subject Matter: Staff Privileges.
 - B. Government Code Section 54962; Health and Safety Code Section 32155. Subject Matter: Report of Quality Assurance Committee.

ADJOURN CLOSED SESSION; RECONVENE TO OPEN SESSION

8. CHAIRMAN REPORTS ON HOSPITAL CLOSED SESSION.

A. *The following Staff Privileges were granted:*

a. *Initial Medical Staff Appointment - Provisional from August 2004 through July 2005*

Randall Raun, MD

Lance Weagant, MD

Richard Deebaj, MD

b. *Reappointment - Active Staff from August 2004 through July 2006*

Donald Krouse, MD

c. *Resignations*

John Colocousis, MD

B. *No report of Quality Assurance Committee.*

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

9. MEETS IN CLOSED SESSION: (C 04 8 cs)

C. Government Code Section 54956.9, subd. (a). Existing Litigation, Conference with Legal Counsel. Number of Cases One (Litigation has been formally initiated.) Worker's Compensation Claim.

D. Government Code Section 54956.9, subd. (b)(1) Anticipated Litigation – Conference with Legal Counsel. No. of cases: One.

- Claim filed by Barbara Lake

ADJOURNS CLOSED SESSION; RECONVENES TO OPEN SESSION

9. CHAIRMAN REPORTS ON CLOSED SESSION

C. *Direction given to County Counsel.*

D. *Direction given to County Counsel.*

2:20 PM

ADJOURNS

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

HOWARD R. FREEMAN, CHAIRMAN
Board of Supervisors, County of
Trinity, State of California

By: _____
Deputy Clerk