# TRINITY COUNTY BOARD OF SUPERVISORS MEETING MINUTES 10/03/2006

Trinity County Library Meeting Room Weaverville CA

#### **WILLIAM CHAMBERS**

CHAIRMAN District 1

HOWARD FREEMAN SUPERVISOR
District 4

JEFF MORRIS
SUPERVISOR
District 2

ROGER JAEGEL WENDY REISS SUPERVISOR District 3 SUPERVISOR District 5

LARRY LAYTON
COUNTY ADMINISTRATIVE OFFICER

JEANETTE PALLA
COUNTY COUNSEL

KELLY FROST
DEPUTY CLERK OF THE BOARD

**Note:** These minutes contain a brief general description of each item considered. Supporting documentation is available in the public packet at the Board meeting or at the Office of the Clerk of the Board. Board meetings are televised on cable channel 22 and taped for re-broadcast on cable channel 22. Copies of DVD's are available at the Trinity County Library

9:00 AM

#### CALLS MEETING TO ORDER IN OPEN SESSION

10/03/2006 PLEDGE OF ALLEGIANCE

# **Presentations AM**

#### **County Administrative Officer**

Presentation of Service Pins to employees who have 30 and 25 years of service with the County.

30 Years:

Thomas E. Bradford (Probation Department)

25 Years:

David Wellock (Road Department) - Absent Carl Bonomini (Road Department) Timothy Robinson (Road Department) Irene "Renie" Tenneson (Road Department) Robert "Turner" Jones (Road Department) Dale Taylor (Road Department)

Lynn Murdock (Road Department)
John Jelicich (Planning Department)
Brian Hubbell (Road Department)
Marvin Skaggs (Road Department) - Absent
Galen Loomis (Sheriff Department)
Kevin Hawkins (Road Department)

# Reports

- A. County Administrative Officer
- B. County Counsel No report received.
- C. Department Head Reports -Lynda Hymas, Treasurer/Tax Collector; Linda Wright, Health and Human Services; Dero Forslund, County Clerk/Recorder.

# Reports

- Reports from Members of the Board Supervisors Reiss, Morris, Jaegel, Freeman and Chambers
- **E.** Report on Cell Tower Grant Pat Mortenson, Grants Coordinator

#### Consent

### Agriculture/Solid Waste

1a. THIS ITEM WAS PULLED FROM THE CONSENT CALENDAR AND CONSIDERED SEPARATELY

Adopts the Joint Powers Agreement (JPA) No. 06-245, between Trinity County, Yolo County and the Department of Food and Agriculture to individually have the statutory ability to provide agricultural inspection services, pest prevention, measurement work, and a variety of programs in order to promote and protect agriculture and the public health, safety, and welfare.

MotionFreemanSecondReissAyeCarried

1b. THIS ITEM WAS PULLED FROM THE CONSENT CALENDAR AND CONSIDERED SEPARATELY

Approves Contract No. 06-231, with 21st Century Environmental Management Inc., A Philip Services Corporation Company to provide handling, loading, transportation and disposal of hazardous waste collected at temporary collection events throughout Trinity County for fiscal years 2006/2007, 2007/2008 and 2008/2009 in the maximum sum not to exceed \$150,000 based over the three year period on the contracts fee schedule.

Motion Jaegel Second Reiss Aye Carried

#### **Behavorial Health Services**

Approves Amendment No. 05-404.2 with BHC Heritage Oaks Hospital, Inc. to provide psychiatric inpatient hospital services. This Amendment increases the Maximum Cost to County from \$10,000.00 to \$20,000.00 from Medi-Cal and Behavioral Health's allocation of Realignment Funds.

Motion Reiss Second Freeman Aye 4-5-3-2-1

Approves Amendment No. 05-329.2 with Progress House, Inc. to provide residential treatment/recovery services in conformity with the requirements of the State Department of Alcohol and Drug Programs. This Amendment increases the Maximum Cost to County from \$27,466.00 to \$50,000.00 for FY 2006-07 from Prop. 36 (SACPA) funds and CWS Redesign funds.

Motion Reiss Second Freeman Aye 4-5-3-2-1

Approves Amendment No. 05-267.3 with Crestwood Behavioral Health, Inc. to provide community health services for the mentally disordered residents of Trinity County. This Amendment increases the "Maximum Cost to County" from \$81,500.00 to \$150,000.00 from Medi-Cal and Behavioral Health's allocation of Realignment Funds.

Motion Reiss Second Freeman Aye 4-5-3-2-1

**Board of Supervisors** 

#### Consent

1f. THIS ITEM WAS PULLED FROM THE CONSENT CALENDAR AND CONSIDERED SEPARATELY

Approves the following Grand Jury Report responses from the Board of Supervisors:

- 1. Environmental & Development Committee Final Report Office of Emergency Services
- 3. Judicial Committee Final Report Trinity County Detention Facility

THE FOLLOWING ITEM WAS TABLED TO THE OCTOBER 17, 2006 MEETING

2. Judicial Committee Final Report - Trinity River Conservation Camp

Motion Reiss Second Freeman Aye Carried

#### Clerk of the Board

THIS ITEM WAS PULLED FROM THE CONSENT CALENDAR AND CONSIDERED SEPARATELY

THIS ITEM WAS TABLED TO THE OCTOBER 17, 2006 MEETING

Approve minutes of September 19, 2006.

# **County Administrative Officer**

**1h.** Authorizes hiring Steven Foster as a Road Maintenance Worker I for the Hyampom Road Department Crew and pursuant to Trinity County Code Section 2.60.410 authorize hiring Mr. Foster at Range T151B.

Motion Reiss Second Freeman Aye 4-5-3-2-1

Authorizes the recruitment and hiring of a Deputy District Attorney IV in the District Attorney Office.

Motion Reiss Second Freeman Aye 4-5-3-2-1

Authorizes hiring two Correctional Officer/Dispatchers in the Sheriff Department.

Motion Reisss Second Freeman Aye 4-5-3-2-1

#### **Health & Human Services**

Approves Amendment No. 06-104.1 to contract with Trinity Occupational Training, INC. Contractor develops work sites and provides case management services for up to 8 CalWORKs participants required to participate in Work Experience. This amendment is necessary because the hourly rate charged by Contractor has increased from \$25.00 per hour to \$26.25 per hour. The maximum amount payable remains \$20,000. Funds for these services were identified in Health and Human Services 2006/2007 budget.

Motion Reiss Second Freeman Aye 4-5-3-2-1

## Non Departmental Request

THIS ITEM WAS PULLED FROM THE CONSENT CALENDAR AND CONSIDERED SEPARATELY

Adopts Proclamation, Breast Cancer Awareness Month - October 2006 and Think Pink Day - October 19, 2006.

#### Consent

Motion Reiss Second Freeman Aye Carried

# Planning/Natural Resources

**1m.** Authorizes CAO's Signature on Memorandum of Understanding No. 2006-233, and all subsequent amendments related to scope and time period, with Yurok Tribe and Trinity County Resource Conservation District for U.S. EPA's Targeted Watershed Grant Program.

Motion Reiss Second Freeman Aye 4-5-3-2-1

# **Transportation Commission**

# RECESS AS THE BOARD OF SUPERVISORS; RECONVENE AS THE TRANSPORTATION COMMISSION Transportation Commission

Adopts Resolution No. 2006-73, Amendment No. 1 of the FY 2006/07 Overall Work Program (OWP) as presented and authorizes the Executive Secretary to submit the amendment to the California Department of Transportation. The 2006/07 OWP as amended will provide for \$147,000 in Rural Planning Assistance (RPA) funds for transportation programs in Trinity County.

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

Motion Reiss Second Freeman Aye 4-5-3-2-1

### **Closed Session**

# **County Administrative Officer**

MEETS IN CLOSED SESSION - Gov't Code section 54954.5(b) - Conference with real property negotiator Property: 151 Van Duzen Rd., Mad River, California APN 018-540-46; a portion of the parcel adjacent to the Van Duzen Transfer Site, Van Duzen, California APN 018-090-7; and a portion of the parcel located at Sky Ranch Road and Highway 299, Junction City, California APN 024-010-38.

Negotiating Parties: Larry Layton, county negotiator Under Negotiation: Price and terms of payment

Directs County Administrative Officer to advertise and offer for sale the property located at 151 Van Duzen Road in the amount of \$145,000 cash, proceeds to go to CDBG program income; and further directs County Administrative Officer to continue to market the Van Duzen parcel adjacent to the Van Duzen Transfer site.

Direction given to County Administrative Officer and Planning Staff to analyze the potential use of 11 acres on Sky Ranch Road in Junction City.

ADJOURNS CLOSED SESSION

1:30 PM RECONVENES IN OPEN SESSION - Supervisor Bill Chambers - Absent.

# **PUBLIC COMMENT**

# **Public Hearings**

# **Public Hearings**

# **Grants & Housing**

4a. OPENS PUBLIC HEARING: To consider Resolution No. 2006-74, approving the submittal of a Community Development Block Grant (CDBG) 2006-2007 Planning and Technical Assistance Grant application for \$35,000 from the General Allocation for a Southern Trinity Health Services Master Plan, and authorize the County Administrative Officer to sign the CDBG application, Statement of Assurances and other required forms.

**CLOSES PUBLIC HEARING** 

Adopts Resolution No. 2006-74, approving the submittal of a Community Development Block Grant (CDBG) 2006-2007 Planning and Technical Assistance Grant application for \$35,000 from the General Allocation for a Southern Trinity Health Services Master Plan, and authorizes the County Administrative Officer to sign the CDBG application, Statement of Assurances and other required forms. The required cash match of \$2,800 is in the 2006-2007 Grants Department Budget.

Motion Freeman Second Reiss Aye 5-4-3-2

4b. OPENS PUBLIC HEARING: To consider Resolution No. 2006-75, approving the submittal of a Community Development Block Grant (CDBG) 2006-2007 Economic Development Allocation Planning and Technical Assistance Grant joint application with the County of Humboldt in the amount of \$70,000 for a Broadband Middle Mile Business Plan, authorize the County Administrative Office to sign the CDBG application, Statement of Assurances and other required forms, and authorize the Chairman to sign the Joint Powers Agreement for the administration and management of the grant. CLOSES PUBLIC HEARING

Adopts Resolution No. 2006-75, approving the submittal of a Community Development Block Grant (CDBG) 2006-2007 Economic Development Allocation Planning and Technical Assistance Grant joint application with the County of Humboldt in the amount of \$70,000 for a Broadband Middle Mile Business Plan, authorizes the County Administrative Office to sign the CDBG application, Statement of Assurances and other required forms, and authorizes the Chairman to sign the Joint Powers Agreement for the administration and management of the grant. The required cash match of \$2,800 is in the 2006-2007 Grants Department Budget.

Motion Reiss Second Freeman Aye 4-5-3-2

#### Planning/Natural Resources

**4c.**OPENS PUBLIC HEARING: 1. To consider a Negative Declaration, finding that on the basis of the whole record before the Board, including the Initial Study and comments received, that there is no substantial evidence that the project will have a significant effect on the environment and that a negative declaration reflects the Board's independent judgment and analysis; 2. To consider adoption of Ordinance No. 315-750, amending the zoning on APN 008-690-06 from Unclassified (U) to Single-Family Residential 10,000 square foot minimum (R1-B3-10,000) is introduced and enacted (Griffith, P-06-34). CLOSES PUBLIC HEARING

THIS ITEM FAILED DUE TO A 2-2 VOTE.

Motion Reiss Second Freeman Aye 5-4 No 3-2

# **Public Hearings**

THIS ITEM IS TABLED TO THE OCTOBER 17, 2006 MEETING

OPEN PUBLIC HEARING: 1. To consider approving a Mitigated Negative Declaration on the General Plan amendment and rezone for the Human Response Network transitional housing project located at 381 Ransom Road, Weaverville (APN 024-510-01); 2. To consider Resolution No. 2006-77, amending the Weaverville Community Plan by changing the General Plan land use designation from Single Family Residential (SFR) to Multi Family Residential (MFR); 3. To consider an ordinance amending the Trinity County Zoning Ordinance No. 315-751, rezoning APN 024-510-01 from High Density Single Family (R-1A) to Multiple Family Residential (R-3), located at 381 Ransom Road, Weaverville, is introduced and enacted. (Applicant: Human Response Network, P-06-26). CLOSE PUBLIC HEARING

4e. OPENS PUBLIC HEARING: 1. To consider the proposed Negative Declaration, finding that on the basis of the whole record before the Board, including the Initial Study and comments received, that there is no substantial evidence that the project will have a significant effect on the environment and that a Negative Declaration reflects the Board's independent judgement and analysis; 2. To consider an Ordinance No. 315-749, amending the Trinity County Zoning Ordinance by rezoning APN 024-670-53 from Weaver Bally Specific Unit Development (SUD) to Rural Residential 20-acre minimum with a Mobile Home Standards Overlay (RR-20/MHS), is introduced and enacted (Zabel, P-06-24). CLOSES PUBLIC HEARING

THIS ITEM FAILED DUE TO A 2-2 VOTE.

Motion Freeman Second Reiss Aye 4-5 No 3-2

4f. OPENS PUBLIC HEARING: 1. To consider a Negative Declaration on the rezone of the commercially zoned portion of property located at 690 Lewiston Road in Lewiston, (APN 025-320-52); 2. To consider an ordinance amending the Trinity County Zoning Ordinance 315 -752, rezoning the commercial portion of APN 025-320-52 from Retail Commercial (C-1) to General Commercial (C-2), located at 690 Lewiston Road, Lewiston is introduced and enacted. (Applicant: Tracy Mitchell, P-06-29).
CLOSES PUBLIC HEARING

1. Approves a Negative Declaration on the rezone of the commercially zoned portion of property located at 690 Lewiston Road in Lewiston, (APN 025-320-52); and

2. Waives reading and directs the Clerk to let the record show that an ordinance amending the Trinity County Zoning Ordinance 315 -752, rezoning the commercial portion of APN 025-320-52 from Retail Commercial (C-1) to General Commercial (C-2), located at 690 Lewiston Road, Lewiston is introduced and enacted. (Applicant: Tracy Mitchell, P-06-29).

Motion Reiss Second Freeman Aye 4-5-3-2

# **County Matters**

#### **Board of Supervisors**

Waives reading and directs the Clerk to let the record show that an Ordinance amending Title 8 of the Trinity County Code Pertaining to Health and Safety for Vegetation Management, and Declaring Certain Vegetation, and Certain Waste Matter a Public Nuisance, and Providing for the Removal Thereof is enacted.

Motion Jaegel Second Reiss Aye 5-3-4-2

Adopts Resolution No. 2006-76, declaring that the control and maintenance of the emergency repeater communications system will be directly under the control of the Department Head in charge of the Building and Development Division.

Motion Reiss Second Jaegel Aye 3-5-4-2

# **County Matters**

**5c.** Appoints Supervisor Jeff Morris as Primary and Judy Pflueger as Alternate to the CSAC Board of Directors for a one-year term.

Motion Reiss Second Freeman Aye Carries

# **Grants & Housing**

5d. Discussion was held during the report session of the agenda on the progress of the Cell Tower Grant.

# 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
By:
\_\_\_\_\_\_
Deputy Clerk

WILLIAM E. CHAMBERS, CHAIRMAN Board of Supervisors, County of Trinity, State of California