TRINITY COUNTY BOARD OF SUPERVISORS MEETING MINUTES 11/07/2006

Trinity County Library Meeting Room Weaverville CA

District 1 Supervisor William Chambers - Chairman

District 2 Supervisor Jeff Morris - Vice Chairman District 4 Supervisor Howard Freeman

District 3 Supervisor Roger Jaegel District 5 Supervisor Wendy Reiss

County Adminsitrative Officer - Larry Layton

County Counsel - Jeanette Palla

Clerk of the Board - Wendy Tyler Deputy Board Clerk - Kelly Frost

Steve Roberts - Building and Development - Absent

Linda Wright - Health and Human Services - Absent Caligney Hoffmann - Health and Human Services - Absent

Terri Wilson - Health and Human Services - Absent

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

PLEDGE OF ALLEGIANCE

Presentations AM

County Administrative Officer

A. Presentation of Service Pins to employees who have 20 years of service with the County.

Tom Stokely - Planning
David Cross - District Attorney
David Cox - District Attorney
Monica Stygar - Personnel
Eric Palmer - Sheriff - Absent
Royce "Butch" Grossman - Sheriff - Absent
Bill Broschat - Sheriff - Absent

Eric Palmer - Sheriff - Absent
Royce "Butch" Grossman - Sheriff - Absent
Bill Broschat - Sheriff - Absent
Dottie Yingling - Sheriff
Steve Dorris - Transportation
Lyle Hymas - Transportation
Cecil "John" Hammett - Transportation
Tommy Atterberry - Transportation

Reports

- I. County Administrative Officer
- II. County Counsel
- III. Department Head Reports: Lynn McConnachie, Child Support Services; Dero Forslund, County Clerk/Recorder and Linda Wright, Health and Human Services.
- IV. Reports from Members of the Board Supervisors Freeman, Jaegel, Morris, Reiss and Chambers

Reports

- V. Report on Radio Repeaters Supervisor Bill Chambers (This report was included in Supervisor Chambers Board Report.)
- VI. Report on Cell Tower Grant Pat Mortensen, Grants Coordinator. Introduction of Sandy Bechtold, Cell Tower Project Specialist and presention from Kevin Brennan, Complete Wireless.

Consent

Agriculture/Solid Waste

1.01 THIS ITEM WAS PULLED FROM CONSENT AND CONSIDERED SEPARATELY

Approves Contract No. 06-271, with Fackrell's Fast Lube, to supply new tires, recap, repair, mount and balance tires as needed for Solid Waste in the maximum amount not to exceed \$35,127 for November 1, 2006 through October 31, 2007.

Motion Jaegel Second Freeman Aye Carried

1.02 Approves Contract No. 2006-217, with the California Department of Food and Agriculture, Nursery Program (State Contract #06-0362), for Trinity County to provide services for Pest Exclusion Nursery Programs, Seed Services Program and the Nursery Stock Inspection Program for the revenue of \$500 for fiscal year 2006/2007.

MotionFreemanSecondReissAye5,4,2,3,1

Behavorial Health Services

1.03 Approves Contract No. 06-274, with Sequoia Psychiatric Center to provide inpatient, involuntary and voluntary acute care services to Medi-Cal beneficiaries of Trinity County. The maximum cost to County for these services shall not exceed \$31,250 and shall be paid for by Medi-Cal and from Behavioral Health's allocation of realignment funds.

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

Building & Development Services

1.04 THIS ITEM WAS PULLED FROM CONSENT AND CONSIDERED SEPARATELY

Approves Amendment No. 06-129.1, with Shaw Company Construction, for project services for various County Departments. This amendment increases the maximum amount of the Contract to \$32,900.00.

Motion Reiss Second Freeman Ave Carried

Clerk of the Board

Consent

1.05 THIS ITEM WAS PULLED FROM CONSENT AND CONSIDERED SEPARATELY

Approves meeting minutes of October 17, 2006, as submitted by Clerk and with corrections to the Closed Session section, Item No. 3. as follows:

REPORT ON CLOSED SESSION OF OCTOBER 17, 2006

Government Code section 54954.5(e). Public Employee Appointment

Title: Auditor/Controller

Director of Behavioral Health Services

Interim Auditor/Controller: David Nelson shall continue to serve pursuant to statute. CAO to commence recruitment for (Interim - Deleted) Auditor/Controller at the current salary, appointment to commence 1/7/07.

Director of Behavioral Health Services: On motion of Supervisor Freeman, seconded by Supervisor Reiss, and carried, appoints Nancy Antoon as Interim Director of Behavioral Health Services effective 11/1/06, and approves reorganization of department. (CAO to commence recruitment for permanent Director - Deleted).

Motion Reiss Second Jaegel Aye Carried

County Administrative Officer

1.06 THIS ITEM WAS PULLED FROM CONSENT AND CONSIDERED SEPARATELY

Approves and authorizes Chairman to sign letter to North Valley Bank authorizing David Nelson, Chief-Deputy Auditor, to request draw downs and obtain account information on County's line of credit.

Motion Jaegel Second Reiss Aye Carried

1.07 Adopts Resolution No. 2006-82, Intention to Sell Real Property and Improvements, Trinity County Assessor's Parcel No. 018-540-46 (Van Duzen Road, Mad River, California)

Motion Freeman Second Reiss Ave 5.4.2.3.1

1.08 THIS ITEM WAS PULLED FROM CONSENT AND CONTINUED TO WEDNESDAY, NOVEMBER 8, 2006

Authorizes hiring a Deputy Sheriff I to fill an existing vacancy.

Motion Reiss Second Freeman Aye Carried

1.09 Establishes position of Jail Health Medical Assistant II in the Sheriff's Department at Range G162.

MotionFreemanSecondReissAyeCarried

Health & Human Services

1.10 Approves Contract No. 06-267, with Prevent Child Abuse California to provide the Child Welfare System Redesign AmeriCorps Program in Trinity County for the contract period October 1, 2006 to October 31, 2007, for a maximum of six (6) full time members.

Trinity County's participation in this program will allow the county to receive a maximum of \$8,000 per enrolled member from Prevent Child Abuse California.

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

Planning/Natural Resources

Consent

1.11 Approves Amendment No. 06-196.1, with Prunuske Chatham, Inc., in the amount of \$15,000 for completing additional design and engineering work on the South Fork Ryan Creek Fish Passage Improvement Project in Mendocino County, California.

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

1.12 Approves Contract No. 06-278, with SHN Consulting Engineers & Geologists, Inc., in the amount of \$40,000 for completing geotechnical, hydrology, and engineering design work for the Conner Creek Migration Barrier Removal Project near Junction City.

MotionFreemanSecondReissAye5,4,2,3,1

Transportation

1.13 Accepts the work performed by Ron Hale Construction of Shasta Lake, Ca. on Contract No. 06-Pave-1, and ratifies the signature of the Director of Transportation and authorizes the Clerk to sign and record the Notice of Completion on said contract.

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

PUBLIC COMMENT

Comments received from Charlie and Dixie Capelli, Junction City.

Closed Session

2.01 Gov't Code sections 54954.5(d) and 54956.9(b)(1)). Liability Claims and/or Anticipated Litigation

Claimant: Bruce Haney (Claim No. 2005034873)

Agency Claimed Against: Trinity County

The Board met with Risk Manager David Nelson and directed Mr. Nelson to proceed with settlement offer to Bruce Haney.

2.02 Gov't Code 54956.9, (b)(1)). Conference with Legal Counsel. Significant exposure to litigation. No. of cases: One

Claimant: Travis Kain

Denies claim of Travis Kain.

Motion Jaegel Second Morris Aye Carried

2.03 Gov't Code section 54954.5(e)

Public Employee Performance Evaluation: Director of Child Support Services - was held.

2.04 Gov't Code section 54954.5(e)

Public Employee Performance Evaluation: Director of Health and Human Services - was held.

Public Hearings

Grants & Housing

3.01 Accepts the Certificate of Completion and related final reports for CDBG #03-EDBG-910 Microenterprise Program, and authorizes the County Administrative Officer to sign the final reports for submittal to CDBG program staff. Comments received from Loree Byzick - SCED representative.

Motion Reiss Second Jaegel Aye Carried

3.02 Adopts Resolution No. 2006-84, approving the submittal of a Community Development Block Grant (CDBG) 2006-2007 Planning and Technical Assistance Allocation for a non-implemental project specific application for \$35,000 from the Economic Development Allocation for a restaurant and plaza feasibility study in the Weaverville Historic District, and authorize 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. Direction given to staff to include the following language in the letter of intent: "In the event the property is sold within a designated time, a condition of sale of the property shall be that the new owner is obligated to follow through with the project, if the project is deemed feasible and financing is available".

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

3.03 Accepts and forwards to the California Department of Housing and Community Development "Hayfork Public Safety Facility Master Plan Report", prepared by INDIGO/Hammond & Playle Architects, for CDBG Planning and Technical Assistance Grant #05-PTAA-1471. Comments received from Jonathan Hammond, INDIGO/Hammond & Playle Architects.

Motion Reiss Second Jaegel Aye Carried

Planning/Natural Resources

- 3.04 1. Adopts 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 judgment and analysis; and
 - 2. Waives reading and directs the Clerk to let the record show that Ordinance No. 315-754, 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). Comments received from Frank Zabel, Applicant.

Motion Freeman Second Reiss Aye 5,4,1 No 2,3

- 3.05 1. Adopts 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; and
 - 2. Waives reading and directs the Clerk to let the record show that Ordinance No. 315-753, 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). Comments received from Fred Griffith, Appliant; Russ Ganns, Russ Ganns & Assoc., Danny Walsh, President, Trinity Village Water Company; and John Biteman, Junction City.

Motion Jaegel Second Freeman Aye 4,3,5,2,1

Public Hearings

- 3.06 1. Adopts 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 judgment and analysis; and
 - 2. Waives reading and directs the Clerk to let the record show that Ordinance No. 315-755, amending the Trinity County Zoning Ordinance by rezoning APN 017-430-34 from Rural Residential ten-acre minimum (RR-10) to Rural Residential five-acre minimum (RR-5) is introduced and enacted (Rose, P-06-41).

Motion Jaegel Second Freeman Aye 4,3,5,2,1

- 3.07 THIS ITEM IS CONTINUED TO THE DECEMBER 5, 2006 MEETING
 - 1. Adopt 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; and
 - 2. Discuss and/or take action to waive reading and direct the Clerk to let the record show that Ordinance No. 315-756, amending the Trinity County Zoning Ordinance by rezoning APNs 007-420-21, 007-420-22, 007-420-49, 007-420-52, 007-440-04, 007-440-05, 007-440-24, 007-440-25, 007-440-33, 007-440-34, 007-440-40, 007-540-01, 007-540-29, 007-540-32, 007-750-01, 007-750-20, 007-300-48 from Unclassified to Retail Commercial and Plan Review Overlay regarding airport proximity (C-1/PR); and rezoning APNs 007-440-15 & 23 from Unclassified to Residential Office and Plan Review Overlay (RO/PR); and rezoning APN 007-540-32 from Single Family Residential to General Commercial and Plan Review Overlay (C-2/PR) is introduced and enacted (TC Planning, PW-06-01).
- 3.08 THIS ITEM IS WITHDRAWN FROM THE AGENDA

Re-hearing on Appeal of Planning Commission decision to approve a mitigated Negative Declaration, rezone from RR-1 to Mobile Home Park and amendment of a use permit to allow spaces 31 and 32 in an existing mobile home park. Located at 251 Riverview Road, Douglas City. APN 015-470-12. Appellant: M. Wilson. Applicant: F. Worthington (P-05-53)

County Matters

Board of Supervisors

4.01 Approves application for waiver of County fees submitted by the Salyer Community Services District to build a 30 x 40 metal building to house a new fire engine.

Building and Development Services fees \$1650.00

Approves reimbursement of fees to Building & Development Services from Board of Supervisor's contingency fund.

MotionReissSecondFreemanAyeCarried

County Administrative Officer

4.02 Approves Memorandum of Understanding No. 06-214, between the Judicial Council of California, Administrative Office of the Courts (AOC), Superior Court of California, and the County of Trinity for the continued use of the historic Trinity County Courthouse.

Motion Morris Second Freeman Ave Carried

County Matters

County Counsel

4.03 THIS ITEM IS TABLED TO THE DECEMBER 5, 2006 MEETING

Authorize County Counsel and Director of Building and Development Services to obtain lot line adjustment from Dave Covington for land adjacent to the Lewiston Cemetery; and affirm that this project is for the benefit of the County.

Grants & Housing

4.04 THIS ITEM IS TABLED TO THE DECEMBER 5, 2006 MEETING

Approve Cell Tower Site Prioritization.

Probation/Collections

4.05 Adopts Resolution No. 2006-85, indicating Trinity County's desire to receive federal grant funds through the Office of Traffic Safety, California Probation Adult Felony and Repeat DUI Offender Program in the amount of \$10,309.81. Authorizes Chief Probation Officer to sign grant agreement, subject to routing and approval as to form and content.

Motion Reiss Second Jaegel Aye 3,5,4,2,1

Addendum

Auditor/Controller

4.07 THIS ITEM WAS PULLED FROM COUNTY MATTERS AND CONTINUED TO WEDNESDAY, NOVEMBER 8, 2006.

Approves Budget Adjustment to appropriate \$150,000 to the County Building Projects Fund, for the purpose of renovating the bathrooms in the jail. Submitted by the Auditors Officer on behalf of the Building and Grounds Department.

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

Building & Development Services

4.06 THIS ITEM WAS PULLED FROM COUNTY MATTERS AND CONTINUED TO WEDNESDAY, NOVEMBER 8, 2006

Approves Contract No. 06-277, with Rob Barcellona Construction for re-model at the County Jail F & G Dorm bathrooms. Submitted by the Building and Development Services Department, subject to routing and approval as to form and content.

Motion Freeman Second Jaegel Ave Carried

Transportation Commission

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

5.01 Adopts Resolution No. 2006-83, Amending the Trinity County 2005 Regional Transportation Plan to include amended Airport Capital Improvement Plan projects.

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

5.02 Workshop, for the Transportation Commission and Social Services Advisory Council (SSTAC) to discuss transit related issues, was held.

11/07/2006 Page 7 of 8

RECESS AS TRANSPORTATION COMMISSION AND RECONVENE AS BOARD OF SUPERVISORS **ADJOURN**

TRINITY COUNTY BOARD OF SUP	ERVISORS
Attest:	
WENDY TYLER	WILLIAM E. CHAMBERS, CHAIRMAN
Clerk of the Board,	Board of Supervisors, County of
County of Trinity, State of California	Trinity, State of California
By:	
Deputy Clerk	