

MEETING MINUTES

2008-11-04

Chairman

Supervisor Roger Jaegel - District 3

Vice Chairman

Supervisor Wendy Reiss - District 5

Supervisor Judy Pflueger - District 1

Supervisor Jeffrey Morris - District 2 - ABSENT

Supervisor Howard Freeman - District 4

Dero Forslund - County Administrative Officer

Derek P. Cole - County Counsel

Wendy Tyler - Clerk of the Board/Administrative Analyst

Meeting called to order in open session at 9:00 a.m.

Pledge of Allegiance - Freeman

Announcements - Supervisor Morris will be absent today;

Consent

Auditor/Controller

- 1.01** Approves budget adjustment for FY 2008/2009 for CDC Public Health Emergency Preparedness Department to increase expenditures in Account 2700, Special Departmental Expense, by \$30,278
Motion: Pflueger **Second:** Reiss **Vote:** Reiss, Pflueger, Freeman and Jaegel - AYE
- 1.02** Approves budget adjustment for FY 2008/2009 for Health Realignment to increase Transfer-Out (Account 5500) by \$27,220; and
Approves budget adjustment for FY 2008/2009 for Health Department to increase Transfer-In (Account 5500) by a total of \$27,220 and increase expenses in Account 3301, Norcal Administration by \$1,979, and account 3375, Refunds, by \$25,241
Motion: Pflueger **Second:** Reiss **Vote:** Reiss, Pflueger, Freeman and Morris - AYE
- 1.03** Approves budget adjustment for FY 2008/2009 for Solid Waste Enterprise Fund to reduce Office Expense by \$13,500 and increase Fixed Assets-Equipment by \$13,500
Motion: Pflueger **Second:** Reiss **Vote:** Reiss, Pflueger, Freeman and Jaegel - AYE
- 1.04** Approves budget adjustment in the amount of \$3,274 for Child Support Services Department to reduce Office Expenses, due to a Admin. Allocation reduction for printing costs taken over by the state, and to further reduce Office Expenses because it is now known that we will not be reimbursed for a Server.

Auditor/Controller

Motion: Pflueger

Second: Reiss

Vote: Reiss, Pflueger, Freeman and Jaegel - AYE

Behavioral Health Services

- 1.05** Adopts Resolution to approve the County's Annual Substance Abuse and Crime Prevention Act (SACPA) Plan and Application for Offender Treatment Program (OTP) funding for FY 08-09, and authorizes the AODS Administrator to sign and submit to State Dept. of Alcohol and Drug Program; and further authorizes the AODS Administrator and the Chief Probation Officer to allocate in-kind matched funds required to access OTP funds

Motion: Pflueger

Second: Reiss

Vote: Reiss, Pflueger, Freeman and Jaegel - AYE

Board of Supervisors

- 1.06** Approves Board of Supervisors' response to the following Grand Jury Reports:
A. Judicial Committee Final Report - Southern Trinity Law Enforcement (Reiss)
B. Judicial Committee Final Report - Trinity County Juvenile Detention Facility (Freeman)
C. Health and Human Services Committee Final Report - Mountain Community Healthcare District/Trinity Hospital (Freeman)

Motion: Reiss

Second: Pflueger

Carried

- 1.07** Adopts Board of Supervisors Expense and Travel Policy

Motion: Pflueger

Second: Reiss

Vote: Reiss, Pflueger, Freeman and Jaegel - AYE

Clerk of the Board

- 1.08** Appoints Adam Dummer to the Trinity County Fair Association Board of Directors, representing Supervisorial District 4

Motion: Pflueger

Second: Reiss

Vote: Reiss, Pflueger, Freeman and Jaegel - AYE

- 1.09** Approves meeting minutes of October 21, 2008, as submitted by Clerk

Motion: Pflueger

Second: Reiss

Vote: Reiss, Pflueger, Freeman and Jaegel - AYE

- 1.10** Approves corrected minutes for October 7, 2008, as submitted by Clerk

Motion: Pflueger

Second: Reiss

Vote: Reiss, Pflueger, Freeman and Jaegel - AYE

County Administrative Officer

- 1.11** Approves amendment number two to Interim County Counsel Agreement, extending the term to November 30, 2008

Motion: Pflueger

Second: Reiss

Vote: Reiss, Pflueger, Freeman and Jaegel - AYE

Transportation Commission

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

Transportation

- 2.01** Discuss and take action to review and approve the recommendations for updates to 2009 Airports Capitol Improvement Plan for the Trinity County Airports system by the Airport Advisory Committee. Board requests Hyampom Airport be added to update and also recommends that monies be used to assist in preparation of the Airport Land Use Compatibility Plans. Item to return to the Board for action on November 18, 2008. Comments received from Jan Smith and Carl Bonomini

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

Reports

Reports

- 3.01** I. Report from County Administrative Officer - Dero Forslund
II. Report from Department Heads - Lorrac Craig and Linda Wright
III. Report on Cell Tower Project - Sandy Bechtold
IV. Report from members of the Board of Supervisors

Closed Session

County Administrative Officer

- 4.01** Gov't Code 54957.6. Conference with Labor Negotiator.
County Negotiator: Dero Forslund and Wendy Tyler
Employee Organizations: Trinity County Skilled Trades, Trinity County Miscellaneous Peace Officers Unit, Trinity County General Unit, Trinity County Management and Confidential Unit, and Trinity County Deputy Sheriff's Association.

Direction to negotiating team

County Counsel

- 4.02** Gov't Code Section 54956.9(b)(1). Conference with Legal Counsel. Significant exposure to litigation
Number of Cases: One
Claimants: Hans and Martha Hilleby, Bill and Velma Justice, Ed and Nancy Schumauderer, Sam Sacco and Denise Naylor
Agency Claimed Against: Trinity County

Denies Claim

Motion: Reiss

Second: Freeman

Vote: Freeman, Reiss, Pflueger and Jaegel - AYE

Public Hearings

Grants & Housing

- 5.01** Adopts Resolution approving the transfer of Community Development Block Grant (CDBG) Program Income in the amount of \$11,200 from the Housing Rehabilitation Revolving Loan Account into the Community Facility Revolving Loan Account and transfer \$8,700 from Community Facility Revolving Loan Account for a total transfer of \$19,900 to CDBG grant agreement #05-STBG-1524 for the West Trinity Community Safety Building activity of that grant.

Comments received from Rachel Allen

Motion: Freeman **Second:** Reiss **Vote:** Reiss, Freeman, Pflueger and Jaegel - AYE

Planning/Natural Resources

- 5.02** 1. Adopts proposed Mitigated 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. Approves and authorizes Chairman to sign the Resolution adopting findings of fact and approving a tentative map for Irvin and Edith Smith (APN 012-120-42, File No. P-08-06), near Junction City, California; and

3. Waives public access to the Trinity River through the property finding that adequate public access is available both upstream and downstream within one mile of the project site

Comments received from Jeanne Bonomini and Irvin "Jim" Smith

Motion: Freeman **Second:** Reiss **Vote:** Reiss, Freeman, Pflueger and Jaegel - AYE

- 5.03** 1. Adopts proposed Mitigated 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 an ordinance amending Trinity County Zoning Ordinance 315, rezoning APN 017-430-25 from Mining(MN) to Agriculture twenty-acre minimum (A-20), located at 3110 Morgan Hill Road, Hayfork, is introduced and enacted (Applicant: Serrano, P-08-16).

Comments received from Jeanne Bonomini

Motion: Reiss **Second:** Freeman **Vote:** Freeman, Reiss, Pflueger and Jaegel - AYE

- 5.04** 1. Adopts proposed Mitigated 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 an ordinance amending Trinity County Zoning Ordinance 315, rezoning APN 015-010-13 from Unclassified (U) to Agriculture Forest eighty-acre minimum (AF-80), located on the Hayfork Divide, 3.5 miles northwest of the summit on Hwy 3 between Douglas City and Hayfork, is introduced and enacted (Applicant: Morton, P-08-03).

Comments received from Jeanne Bonomini

Planning/Natural Resources

Motion: Freeman **Second:** Reiss

Vote: Reiss, Freeman, Pflueger and Jaegel - AYE

5.05 1. Adopts proposed Mitigated 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 an ordinance amending Trinity County Zoning Ordinance 315, rezoning APN 010-690-24 from Agriculture Forest twenty-acre minimum (AF-20) to Agriculture ten-acre minimum (A-10)), located at 1580 Bear Creek Road, Rush Creek Estates Unit II, north of Weaverville, is introduced and enacted (Applicant: Tkach, P-08-18).

Comments received from Jeanne Bonomini

Motion: Pflueger **Second:** Reiss

Vote: Reiss, Pflueger, Freeman and Jaegel - AYE

County Matters

Auditor/Controller

6.01 Approves budget adjustment for FY 2008/2009 for the Sheriff to increase revenues in Account 7280, State Aid by \$31,716 and increase expenditures in Salaries and Benefits by \$23,176 and in Supplies and Services by \$8,540

Comments received from David Nelson, Lorrac Craig

Motion: Freeman **Second:** Reiss

Vote: Reiss, Freeman, Pflueger and Jaegel - AYE

6.02 Approves budget adjustment for FY 2008/2009 for the Sheriff to increase revenues in Account 9590, Reimbursements by \$23,358 and increase expenditures in Salaries and Benefits by \$19,057 and in Supplies and Services by \$4,301

Motion: Freeman **Second:** Reiss

Vote: Reiss, Freeman, Pflueger and Jaegel - AYE

6.03 Approves budget adjustment for FY 2008/2009 for the Jail to increase revenues in Account 7280, State Aid by \$628, and in Account 9590, Reimbursables, by \$139 and increase expenditures in Salaries and Benefits by \$700 and in Supplies and services by \$67

Motion: Freeman **Second:** Reiss

Vote: Reiss, Freeman, Pflueger and Jaegel - AYE

6.04 Approves budget adjustment for FY 2008/2009 for the coroner to increase revenues in Account 7280, State Aid, by \$811 and in Account 9590, Reimbursables, by \$32,246, and to increase expenditures in Supplies and Services by \$33,057

Motion: Freeman **Second:** Reiss

Vote: Reiss, Freeman, Pflueger and Jaegel - AYE

6.05 Approves budget adjustment for FY 2008/2009 for Animal Control to increase revenues in Account 7280, State Aid by \$2,335 and increase expenditures in Salaries and Benefits by \$1,724 and in Supplies and Services by \$611.

Motion: Freeman **Second:** Reiss

Vote: Reiss, Freeman, Pflueger and Jaegel - AYE

6.06 Approves budget adjustment for FY 2008/2009 for Cannabis Eradication Program - Cal-MMET to increase revenues in Account 7280, State Aid, by \$1,944 and to increase expenditures in Salaries and Benefits by \$1,647 and in Supplies and Services by \$297.

Comments received from Lorrac Craig

Auditor/Controller

Motion: Freeman **Second:** Pflueger **Carried**

- 6.07** Approves budget adjustment for FY 2008/2009 for National Forest Eradication to decrease expenditures in Salaries and Benefits by \$10,679 and to increase expenditures in Supplies and Services by \$10,679
Comments received from Lorrac Craig

Motion: Pflueger **Second:** Freeman **Carried**

- 6.08** Approve budget adjustment for FY 2008/2009 for Cannabis Eradication Program - CAL-MMET to increase revenues in Account 7280, State Aid, by \$130,527, and to increase expenditures in Salaries and Benefits by \$127,403 and to increase expenditures in Supplies and Services by \$3,124
Tabled to future meeting

- 6.09** Approves budget adjustment for FY 2008/2009 for Cannabis Eradication Program to increase expenditures in Salaries and Benefits by \$8,257 and to reduce expenditures in Supplies and Services by \$8,257
Comments received from Lorrac Craig

Motion: Pflueger **Second:** Reiss **Carried**

- 6.10** Approve budget adjustment for FY 2008/2009 for the Sheriff to increase expenditures in Salaries and Benefits by \$33,000 and reduce expenditures in Supplies and Services by \$33,000
Tabled to future meeting

- 6.11** Approve budget adjustment for FY 2008/2009 for the Sheriff to increase revenues in Account 7956, Rural Law Enforcement, by \$50,000, and increase expenditures in Salaries and Benefits by \$50,000
Tabled to future meeting

Clerk of the Board

- 6.12** Appoints Supervisor Jaegel as Primary Representative and Dero Forslund as Alternate Representative to the Trinity Management Council, with appointments to be re-visited in January 2009

Motion: Reiss **Second:** Pflueger **Carried**

- 6.13** Appoints Supervisor Pflueger as Primary and Supervisor Jaegel and Alternate Representatives to the California State Association of Counties (CSAC) Board of Directors

Motion: Reiss **Second:** Pflueger **Carried**

- 6.14** CSAC Primary Representative (Supervisor Pflueger) to attend the California State Association of Counties (CSAC) Annual Meeting in San Diego, December 1-4, 2008, and Supervisor-Elect for District 2 to attend the Annual Meeting and New Supervisors Institute.

Motion: Reiss **Second:** Pflueger **Carried**

County Administrative Officer

- 6.15** Adopts Resolution for Federal Fiscal Year 2008 Elections for National Forest Related Safety Net Payments Chairman to draft letter to Sharon Heywood requesting that a Board of Supervisors member be appointed to the Trinity County Resource Advisory Council
Comments received from Dero Forslund and Jim French

Motion: Freeman **Second:** Reiss **Carried**

County Administrative Officer

- 6.16** Pursuant to Government Code section 7507, discloses future annual costs for providing additional 2 years service credit for qualifying positions
Informational item only, no action taken.
- 6.17** Allocates the position of Staff Services Analyst I at Range G184 in the Department of Health and Human Services; and
Authorizes the recruitment and hiring of a Staff Services Analyst I effective November 1, 2008
Comments received from Linda Wright

Motion: Freeman **Second:** Reiss **Carried**

Grants & Housing

- 6.18** Approves Construction Contract with Whitson, Inc. Willow Creek, CA for renovation of the West Trinity Community Safety Building, in the amount of \$46,469, funded by Community Development Block Grant (CDBG) #05-STBG-1524.

Motion: Freeman **Second:** Pflueger **Carried**

ADJOURN

TRINITY COUNTY BOARD OF SUPERVISORS

ANTON R. JAEGEL, CHAIRMAN
Board of Supervisors, County of
Trinity, State of California

Attest:

WENDY G. TYLER, Clerk of the Board
County of Trinity, State of California