

**TRINITY COUNTY
BOARD OF SUPERVISORS**
Trinity County Library
Conference Room
Weaverville, CA

MEETING MINUTES

2009-05-05

Chairman

Supervisor Wendy Reiss - District 5

Vice Chairman

Supervisor Judy Pflueger - District 1

Supervisor Judy Morris - District 2

Supervisor Roger Jaegel - District 3

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 - Supervisor Reiss

Announcements - None

Consent

Auditor/Controller

1.01 Approves budget adjustment for FY 2008-09 for Trinity County Farm Advisor to increase total revenues and expenditures by \$385, and to transfer authorized expenditures of \$1596 from travel to salaries and benefits

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

1.02 Approves budget adjustment to transfer unexpended funding in the amount of \$14,000 from Salaries to Maintenance of Structures to pay for emergency repairs to HVAC and Fire Sprinkler systems at the Courthouse

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

Clerk of the Board

1.03 Approves regular meeting minutes of April 21, 2009, as submitted by Clerk

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

Human Response Network

Human Response Network

1.04 Approves Certification of Approval of Human Response Network's Transitional Housing Program.

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

Sheriff

1.05 Approves Amendment to Cooperative Law Enforcement Agreement No 06LE-11051360-039 with US Forest Service Shasta-Trinity National Forest for the Controlled Substance Financial and Operation Plan; and Approves Amendment to Cooperative Law Enforcement Agreement No 06LE-11051360-040 with US Forest Service Six Rivers National Forest for the Controlled Substance Financial and Operation Plan

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

Transportation

1.06 Approves Notice of Completion for Contract No. 07-AIR-04 Schedule D described as Construction of Security Fences, Weaverville Lonnie Pool Airport, with Central Fence Company of San Jose, California and authorize the Director of Transportation to sign said Notice.

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

Presentations AM

Behavioral Health Services

2.01 Supervisor Pflueger reads resolution into the record

Comments received from Noel O'Neill, Interim Director

Adopts Resolution proclaiming May 2009 Mental Health Month.

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

Board of Supervisors

2.02 Chairman Reiss reads proclamation into the record

Adopts Proclamation declaring May 2009 Older American's Month

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

Fire Safe Council

2.03 Supervisor Jaegel reads Resolution into the record

Comments received from Jesse Cox

Adopts Resolution proclaiming May 2009 Wildfire Awareness Month

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

Reports

Reports

- 3.01**
- I. Report from County Administrative Officer - Dero Forslund
 - II. Report from Department Heads - Undersheriff Eric Palmer
 - III. Report from members of the Board of Supervisors

Transportation Commission

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

Transportation Commission

- 4.01** 1) Adopts Resolution No. 2009-035 Approving allocation of Local Transportation Funds in the amount of \$388,000 for FY 09/10; and
2) Adopts Resolution No 2009-036 Approving allocation of State Transit Assistance Funds in amount of \$100,000 for FY 09/10; and
3) Authorizes Executive Secretary to transmit Allocation Instructions to the County Auditor.

Comments received from Polly Chapman, John Jelich

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

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

Closed Session

Board of Supervisors

- 5.01** Gov't Code section 54954.5(e)
Public Employee Evaluation: County Administrative Officer

Direction was given to Board Chair

County Administrative Officer

- 5.02** Gov't Code section 54954.5(d). Public Employee Employment
Title: Director of Transportation

Direction to County Administrative Officer

- 5.03** 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 County Negotiators

County Counsel

- 5.04** Gov't Code section 54956.9(a). Conference with Legal Counsel.

A. Sceper v. Board of Supervisors of Trinity County, et al., Case No. 09CV008

Direction to Counsel

Public Hearings

Grants & Housing

- 6.01** Accept and forward to the California Department of Housing and Community Development "Final Report for Southern Trinity Health Services Master Plan" prepared by Danco Communities for Community Development Block Grant (CDBG) Planning and Technical Assistance grant # 06-STBG-2502 and direct the Clerk of the Board to prepare a certified portion of the proceedings.

Comments received from Rachel Allen

Motion: Morris **Second:** Pflueger **Carried**

Transportation

- 6.02** Adopts Resolution of Necessity (Resolution #2009-037) for right of way acquisition from Daniel Palmer and Mary Cobb on Wildwood Road, Co. Rd. No. 302, at Hall City Creek

Comments received from Carl Bonomini and Daniel Palmer

Motion: Jaegel **Second:** Pflueger **Vote:** Pflueger, Jaegel, Morris and Reiss- AYE
Freeman - NO

- 6.03** Adopt Resolution of Necessity (Resolution No. 2009-) for right of way acquisition from Don and Coral Kane on Wildwood Road, Co. Rd. No. 302, at Hall City Creek

Comments received from Carl Bonomini

Motion: Jaegel **Second:** Morris **Vote:** Morris, Jaegel, Pflueger and Reiss - AYE
Freeman - NO

County Matters

Auditor/Controller

- 7.01** Approves budget adjustment for FY 2008-09 for Elections Department increasing expenditures by \$12,500 to pay for the Special Election on May 19, 2009

Comments received from David Nelson, Deanna Bradford

Motion: Freeman **Second:** Morris **Carried**

County Administrative Officer

- 7.02** Authorizes waiving the recruitment process and appoints Rebecca Duncan as an Account Clerk I in the Clerk/Recorder's Office effective April 18, 2009.

Comments received from Deanna Bradford

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

- 7.03** Authorizes the recruitment and hiring of an Eligibility Worker I or II in the Department of Health and Human Services

County Administrative Officer

Motion: Freeman **Second:** Morris **Carried**

Planning/Natural Resources

- 7.04** 1. Adopts Resolution No. 2009-038 rescinding existing Land Conservation Contract LCC-2-79 (Price) and entering into a new Land Conservation Contract LCC-1-2009 (Burgess); and
2. Approves Land Conservation Contract LCC-1-2009 to limit the use of the land described in the contract for purposes of agricultural pursuits and compatible uses, subject to conditions set forth in the Contract and in the California Land Conservation Act of 1965. (Applicant: N. R. Burgess, APN 020-170-09, P-08-46)

Comments received from Jeanne Bonomini

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

Transportation

- 7.05** Awards the Agreement to Supply the County of Trinity with Aggregates to Concrete Aggregates Products, Inc. of Weaverville, CA. in the amount of \$ 49,764.38 for the aggregates and delivery, if requested by the County, to the Big Creek Road rehabilitation site.

Comments received from Carl Bonomini

Motion: Morris **Second:** Pflueger **Carried**

- 7.06** Approves Contract Change Order No. 1 for contract with Tullis, Inc. of Redding to provide Asphalt Concrete Paving on various roads in the Weaverville, Lewiston and Hayfork areas and authorizes the Director of Transportation to sign.

Comments received from Carl Bonomini

Motion: Pflueger **Second:** Morris **Carried**

3:30 Public Hearings

Grants & Housing

- 8.01** Accepts and directs staff to submit final closing documents to the California Department of Housing and Community Development the final report for Community Development Block Grant (CDBG) Planning and Technical Assistance grant #06-EDBG-2508 for the Broadband Middle Mile Fiber Feasibility Studies and Business Plan and directs Clerk of the Board to prepare a certified portion of the proceedings.

Comments received from Rachel Allen, Connie Stewart

Motion: Freeman **Second:** Morris **Carried**

ADJOURN

TRINITY COUNTY BOARD OF SUPERVISORS

WENDY REISS, CHAIRMAN
Board of Supervisors, County of
Trinity, State of California

Attest:

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