

MEETING MINUTES

2010-06-01

Chairman

Supervisor Judy Pflueger - District 1

Vice Chairman

Supervisor Judy Morris - District 2 - Absent

Supervisor Roger Jaegel - District 3

Supervisor Howard Freeman - District 4

Supervisor Wendy Reiss - District 5

Dero Forslund - County Administrative Officer

Derek P. Cole - Assistant County Counsel

Wendy Tyler - Clerk of the Board/Deputy County Administrative Officer

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

Pledge of Allegiance - Supervisor Reiss

Announcements - Supervisor Morris absent; special meeting June 28, 2010

Consent

Behavioral Health Services

1.01 Approves contract with Colleen Tannenbaum to assist and advise the Alcohol and Other Drug Services (AODS) Prevention team as a Prevention Specialist to comply with State standards.

Motion: Reiss

Second: Freeman

Vote: Freeman, Reiss, Jaegel and Pflueger - AYE
Morris - Absent

Behaviorial Health Services

1.02 Approves Amendment #1 to contract with Noel J. O'Neill, LMFT for Mental Health Director Services

Motion: Reiss

Second: Freeman

Vote: Freeman, Reiss, Jaegel and Pflueger - AYE
Morris - Absent

Clerk of the Board

- 1.03** Finds no objection to the issuance of a one-day alcoholic beverage license to the Trinity Center Volunteer Fire Dept. for a fundraiser to be held June 12, 2010 at the IOOF Hall in Trinity Center.
Motion: Reiss **Second:** Freeman **Vote:** Freeman, Reiss, Jaegel and Pflueger - AYE
Morris - Absent
- 1.04** Approve Resolution No. 2010-040 Pertaining to Parking During the 2010 Fourth of July Parade; and Approve Resolution No. 2010-041 Supporting Rotary's Fourth of July Parade 2010
Motion: Reiss **Second:** Freeman **Vote:** Freeman, Reiss, Jaegel and Pflueger - AYE
Morris - Absent

County Administrative Officer

- 1.05** Acknowledge Receipt of Quarterly Claim Report: September 1, 2009 - May 31, 2010
Motion: Reiss **Second:** Freeman **Vote:** Freeman, Reiss, Jaegel and Pflueger - AYE
Morris - Absent
- 1.06** The following item is tabled to 6/15/10:

Approve amendment number 6 to agreement with North Coast Emergency Medical Services, authorizing North Coast as the Local EMS Agency countywide

County Counsel

- 1.07** Authorizes Clerk of the Board to sign memorandum allowing Lewiston Elementary School District and the Trinity County Board of Education to issue TRANS on its own behalf.
Motion: Jaegel **Second:** Freeman **Carried**

Health & Human Services

- 1.08** Approves contract with Shasta County to provide Public Health Officers service.
Motion: Reiss **Second:** Freeman **Vote:** Freeman, Reiss, Jaegel and Pflueger - AYE
Morris - Absent
- 1.09** Approve Resolution No. 2010-042 Approving the 2010-1013 System Improvement Plan, as per CDSS requirements for its submission to the state.
Motion: Reiss **Second:** Freeman **Vote:** Freeman, Reiss, Jaegel and Pflueger - AYE
Morris - Absent
- 1.10** Approve Resolution No. 2010-043 designating the Child Abuse Prevention Council as the body to administer the County Children's Trust Fund.
Motion: Reiss **Second:** Freeman **Vote:** Freeman, Reiss, Jaegel and Pflueger - AYE
Morris - Absent

Probation/Collections

- 1.11** Approves establishing a new Special Revenue Fund - Fund# 594 - Asset Seizure Probation.
Motion: Reiss **Second:** Freeman **Vote:** Freeman, Reiss, Jaegel and Pflueger - AYE
Morris - Absent

Reports

Reports

- 2.01** I. Report from County Administrative Officer - Dero Forslund
II. Report from Department Heads - Noel O'Neill, Linda Wright, Richard Tippett, Terry Lee
III. Report from members of the Board of Supervisors

10:00 AM Public Hearings

Planning/Natural Resources

- 3.01** Appeal of the Planning Commission's decision to affirm the Planning Director's decision to re-issue a permit for a Major Home Occupation/Cottage Industry to manufacture a label-cutting machine on a 37-acre Rural Residential parcel, located at 111 Wilson Road in Lewiston. APN 025-330-10. Applicant: S. Gross
Appellant: J. Grochowski, J. Bedell, M. Wright (DP-06-31)

Supervisor Pflueger discloses conversations with Gross, Bedell, Grochowski

Comments received from Richard Tippet, Susan Hinz (Atty for appellants), Simon Gross, Glen Smith, Laurel Edwards, Duane Heryford, Jerry Bedell, Tom Gannon, Curtis McQuade, Bill Koch, Diane Gannon, Carl Gross, Diane Richards

Continues to July 6, 2010 for purpose of deliberation

Motion: Freeman **Second:** Jaegel **Carried**

Closed Session

County Administrative Officer

- 4.01** Tables to June 15, 2010:
Gov. Code 54956.9(b)(1). Conference with Legal Counsel. Significant exposure to litigation.
No. of Cases: Four

Claimant: William Chabino (Claim No. TRN 07-016)
Agency Claimed Against: Trinity County

Claimant: Georgette Hedrick & Jason Auten (No. 09CV034)
Agency Claimed Against: Trinity County

Claimant: Eric Heryford (No. 09CV010)
Agency Claimed Against: Trinity County

Claimant: Aurora Ramirez, et al (No. 09CV002)
Agency Claimed Against: Trinity County

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

Meeting reconvenes at 1:30 PM

Public Comment - Diane Richards

Public Hearings

Agriculture/Solid Waste

- 5.01** Discuss and take action regarding the number of units assessed to a given parcel for the annual solid waste parcel fee.

Comments received from Mark Lockhart, Cathie Rash

Herb Vanderwall - Lakeview Terrace Resort, Lewiston - Dept. to work with Vanderwall to resolve issue.

Jeff White - Trinity River Resort, Lewiston - Dept. has worked out agreement with owner for reduced units.

County Administrative Officer

- 5.02** Adopts Resolution No. 2010- 044 Amending the Trinity County General Plan by Adopting the 2010 Update of the Housing Element

Motion: Reiss **Second:** Jaegel

Vote: Jaegel, Reiss, Freeman, Pflueger - AYE

Planning/Natural Resources

- 5.03**
1. Adopts a 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 mitigated 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 Ordinance 315 by rezoning APN 018-200-41 from Unclassified to Agriculture Forest with no potential for further division (AF-B3), located approximately 6.5 miles south on Van Duzen Road from its intersection with State Highway 36 in the Mad River area, is introduced and enacted. (Etter, P-09-30); and
 3. Adopts a resolution approving Phase 1 of a the Lost Bridge Tentative Subdivision Map to subdivide APN 018-210-07 into 4 parcels, based on findings of fact and subject to conditions of approval as shown on the attached Board resolution; and
 4. Tables consideration of Phases 2-4 (on APN 018-220-05) until further revisions are made to address issues of concern.

Comments received from Jeanne Bonomini, Stacy Cross

Supervisor Reiss discloses conversations with agent for property owner and planning staff, several emails.

Supervisor Jaegel discloses conversation with Commissioner Jungwirth

Motion: Reiss **Second:** Freeman

Vote: Freeman, Reiss, Jaegel, Pflueger - AYE

County Matters

Agriculture/Solid Waste

- 6.01** Approves Budget Adjustment for Fiscal Year 2009-10 in the Agriculture Dept. (Dept. 2490) increasing both revenues and expenditures by \$2,992

Comments received from Mark Lockhart

Motion: Reiss **Second:** Jaegel **Carried**

Auditor/Controller

- 6.02** Approve Budget Adjustment for Fiscal Year 2009-10 in Health Realignment (Dept. 8493) decreasing expenditures by \$4,500; Further approves Budget Adjustment in Health Department (Dept. 4000) by decreasing revenues by \$4,500

Comments received from Marilyn Horn

Motion: Jaegel **Second:** Reiss **Carried**

- 6.03** Approves the 2008-09 Annual report pursuant to the annual disclosure requirements of the 1998 Pension Obligation Bonds and 2005 Certificates of Participation

Comments received from Marilyn Horn,

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

Behavioral Health Services

- 6.04** Approves Budget Adjustment for Fiscal Year 2009-10 in Alcohol & Other Drugs (Dept. 4230) increasing revenues by \$59,435, increasing services and supplies expense by \$30,845, increasing support and care expenses by \$35,037, and increasing transfers out by \$74,949

Comments received from Marilyn Horn

Motion: Jaegel **Second:** Reiss **Carried**

- 6.05** Adopts Resolution No. 2010-045 authorizing Behavioral Health Services to assign Trinity County's allocation of State Prevention Funds in the amount of \$100,000 to the CALMHSA JPA.

Comments received from Noel O'Neill

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

Child Support Services

- 6.06** Approves Budget Adjustment for fiscal Year 2009-10 in Child Support (Dept. 2130) increasing both revenues and expenditures by \$374

Motion: Jaegel **Second:** Reiss **Carried**

County Administrative Officer

6.07 Authorizes the recruitment and hiring of a Deputy District Attorney III or IV in the District Attorney's Office

Comments received from Donna Harrison

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

6.08 Waives reading and direct the Clerk to let the record show that an Ordinance amending section 6.04.055 of the Trinity County Code pertaining to Dog Leash zones is introduced

Supervisor Reiss reads letter into the record from Debbie Lono, additional comments received from Margaret Irwin, Diane Richards, Becky Stetson

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

6.09 Adopts Resolution No. 2010-046 for Federal Fiscal Year 2010 Elections for National Forest Related Safety Net Payments designating 12% Title II and 3% Title III

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

6.10 Approves Budget Adjustment for Fiscal Year 2009-10 Contingencies (Dept. 9901) reducing balance by \$9,000 and further approves Budget Adjustment for Fiscal Year 2009-10 Grand Jury (Dept. 2050) increasing expenditures by \$9,000

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

6.11 Tables to 2nd July meeting:

Review the Draft July 2009 Actuarial Valuation for the County of Trinity Post Retirement Medical, Dental and Life Insurance Plan.

6.12 Approves Resolution No. 2010-047 authorizing the submittal to the U.S. Department of Agriculture (USDA) Rural Development, Grant Program application for a grant in the amount of \$90,000 for installation of a new untreated water system and the Trinity County Fairgrounds, and authorize the County Administrative Officer to sign the application and other required forms.

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

Grants & Housing

- 6.13** Selects the following proposals for the Community Development Block Grant (CDBG) 2010-2011 grant application for the General Allocation: 2 projects (Down River Fire Co \$183k and Hyampom Comm Council \$183k) and Veteran's Memorial Hall (\$71k) for set aside subject to verification regarding donations for use of Vets Hall and directs staff to prepare the grant application for Board approval.

Patrick Meagher, Carol Fall, John Rapf, Roger Smith, Will Shaw, Bill Rich, Susan Corrigan
North Fork Grange withdraws proposal from consideration at this time

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

- 6.14** Adopts Resolution No. 2010-048 approving the submittal to the U.S. Department of Agriculture (USDA) Rural Development, of a Community Facilities Grant Program application for a grant in the amount of \$55,000 for the purchase of an ambulance, and authorize the County Administrative Officer to sign the application and other required forms.

Comments received from Rachel Allen, Kathy Ratliff,

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

Health & Human Services

- 6.15** Approve Budget Adjustment for Fiscal Year 2009-10 in the Tobacco Department (Dept. 4100) increasing expenditures by \$11,583

Comments received from Linda Wright

Freeman withdraws motion, item to be heard 6/15/10

Motion: Freeman **Second:** Reiss

Sheriff

- 6.16** Approves Budget Adjustment for Fiscal Year 2009-10 in the Sheriff's Dept. (Dept. 2200) increasing Services & Supplies expenses by \$536 and decreasing Fixed Assets by \$536

Motion: Jaegel **Second:** Reiss **Carried**

- 6.17** Approves Budget Adjustment for Fiscal Year 2009-10 in Animal Control (Dept. 2350) increasing both revenues and expenditures by \$905

Motion: Jaegel **Second:** Reiss **Carried**

- 6.18** Approves Budget Adjustment for fiscal Year 2009-10 in Cannabis Eradication (Dept. 2280) increasing both revenues and expenditures by \$5,000

Motion: Jaegel **Second:** Reiss **Carried**

ADJOURN

TRINITY COUNTY BOARD OF SUPERVISORS

JUDITH N. PFLUEGER, CHAIRMAN
Board of Supervisors, County of
Trinity, State of California

Attest:

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