

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

MEETING MINUTES

2011-06-21

Chairman

Supervisor Judy Morris - District 2

Vice Chairman

Supervisor Roger Jaegel- District 3 - ABSENT

Supervisor Judy Pflueger - District 1

Supervisor Debra Chapman - District 4

Supervisor Wendy Otto - District 5

Derek P. Cole - 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 Chapman

Announcements - No July 5th meeting; Supervisor Jaegel absent from today's meeting

Presentations AM

Clerk of the Board

- 1.01** Sharon Heywood USFS Forest Supervisor appears and introduces new South Fork Management Unit Ranger Mitch Wilkenson

County Matters AM

Auditor/Controller

- 2.01** Adopts Resolution No. 2011- 042 authorizing Trinity County to issue a Tax Revenue Anticipation Note for Fiscal Year 2011-12 in the amount of \$3,000,000 with Umpqua Bank. Further authorizes the County Auditor and County Treasurer to sign the Tax Revenue Anticipation Note, 2011.

Comments received from Marilyn Horn

Motion: Otto

Second: Pflueger

Vote: Pflueger, Otto, Chapman, Morris - AYE
Jaegel - ABSENT

- 2.02** Fiscal Year 2010-11 3rd Quarter Governmental Funds Financial Review

Consent

Auditor/Controller

Auditor/Controller

- 3.01** Adopts Resolution No. 2011-043 approving Fund Balance Policy for Financial Statement Reporting
Motion: Otto **Second:** Pflueger Vote: Pflueger, Otto, Chapman and Morris - AYE
Jaegel - ABSENT
- 3.02** Approves Contract with Rodney Craig Goodman, Jr.. To assist the County with the preparation of the annual financial statements for Fiscal Year ending June 30, 2011; to assist the county in establishing policies and procedures to ensure compliance with auditing standards, laws, regulations contracts and agreements; and to compile the annual report of financial transactions as required by the State Controller's office.
Motion: Otto **Second:** Pflueger Vote: Pflueger, Otto, Chapman and Morris - AYE
Jaegel - ABSENT
- 3.03** Approves Contract with GALLINA, LLP to provide the annual audit of the County's financial records and Single Audit Review for the Fiscal Year ending June 30, 2011, June 30, 2012, June 30, 2013.
Motion: Otto **Second:** Pflueger Vote: Pflueger, Otto, Chapman and Morris - AYE
Jaegel - ABSENT
- 3.04** Approves Budget Adjustment in the County Criminal Justice Facility Department (Dept. 8581) decreasing revenues by \$4,595 and decreasing expenses by \$340.
Motion: Otto **Second:** Pflueger Vote: Pflueger, Otto, Chapman and Morris - AYE
Jaegel - ABSENT
- 3.05** Approves Budget Adjustment in the Auditor-Controller's Department (Dept. 1300) decreasing Salaries & Benefits by \$4,800 and increasing Services & Supplies by \$4,800.
Motion: Otto **Second:** Pflueger Vote: Pflueger, Otto, Chapman and Morris - AYE
Jaegel - ABSENT

Behaviorial Health Services

- 3.06** Approves Budget Adjustment in the Mental Health Audit Exceptions Department (Dept. 8579) increasing Transfers Out by \$33,255; Further Approves Budget Adjustment in the Mental Health SMA Reserve Department (Dept. 8563) Increasing Transfers In by \$33,255.
Motion: Otto **Second:** Pflueger Vote: Pflueger, Otto, Chapman and Morris - AYE
Jaegel - ABSENT

Board of Supervisors

- 3.07** Approves response to the 2010-11 Trinity County Grand Jury Finance and Administration Committee report "Trinity County Grant Department Deficit" (FAR2010-11-003), with the following modification:

add verbiage to recommendation No. 1. "Requires further analysis to determine dependent on funding and staff"
Motion: Otto **Second:** Chapman **Carried** Vote: Pflueger, Otto, Chapman and Morris - AYE
Jaegel - ABSENT
- 3.08** Approve Budget Adjustment in the Fish & Game Commission (Dept. 2740) decreasing revenues by \$3,278 and decreasing Services & Supplies expenditures by \$668.
Motion: Otto **Second:** Pflueger Vote: Pflueger, Otto, Chapman and Morris - AYE
Jaegel - ABSENT

Clerk of the Board

- 3.09** Approves regular meeting minutes of May 17, June 7 and 8, 2011, and special meeting minutes of May 23, 2011, as submitted by Clerk
Motion: Otto **Second:** Pflueger Vote: Pflueger, Otto, Chapman and Morris - AYE
Jaegel - ABSENT
- 3.10** Adopt Resolution Consenting to the Trinity Tribal Stomp and Finding No Objection to an Application for Encroachment Permit on State Highway 299 in Junction City.
Motion: Otto **Second:** Pflueger Vote: Pflueger, Otto, Chapman and Morris - AYE
Jaegel - ABSENT

Clerk Recorder Assessor

Clerk Recorder Assessor

- 3.11** Accept the Canvass of, June 7, 2011, MCHD Special Election completed on, June 13, 2011, and direct the Clerk to let the record show that the Official Statement of Votes Cast is hereby made a part of the minutes of the Board, and the Measure T passed with 72.3% yes and 27.7% no.
Motion: Otto **Second:** Pflueger **Vote:** Pflueger, Otto, Chapman and Morris - AYE
Jaegel - ABSENT
- 3.12** Approves Budget Adjustment in the Clerk Recorder Department (Dept. 2500) increasing both revenues and expenditures by \$3,250.
Motion: Otto **Second:** Pflueger **Vote:** Pflueger, Otto, Chapman and Morris - AYE
Jaegel - ABSENT
- 3.13** Approves Budget Adjustment in the Assessor's Department (Dept. 1400) decreasing both revenues and expenditures by \$3,500.
Motion: Otto **Second:** Pflueger **Vote:** Pflueger, Otto, Chapman and Morris - AYE
Jaegel - ABSENT

County Administrative Officer

- 3.14** Approves Budget Adjustment in the Cemetery Department (Dept. 9300) decreasing revenues by \$2,672 and increasing Services & Supplies by \$1,009
Motion: Otto **Second:** Pflueger **Vote:** Pflueger, Otto, Chapman and Morris - AYE
Jaegel - ABSENT
- 3.15** Approves Budget Adjustment in the General Services Department (Dept. 1750) decreasing revenues by \$4,991, decreasing Salaries & Benefits by \$39,741 and increasing Services & Supplies by \$34,750.
Motion: Otto **Second:** Pflueger **Vote:** Pflueger, Otto, Chapman and Morris - AYE
Jaegel - ABSENT
- 3.16** Approves Budget Adjustment in the Motor Pool Department (Dept. 8803) decreasing both revenues and expenditures by \$14,000.
Motion: Otto **Second:** Pflueger **Vote:** Pflueger, Otto, Chapman and Morris - AYE
Jaegel - ABSENT
- 3.17** Approves Budget Adjustment in the Park Maintenance Department (Dept. 7200) decreasing Transfers In by \$25,000 and increasing Transfers Out by \$25,000; Further approve Budget Adjustment in the General Services Department increasing Transfers In by \$25,000, increasing Services & Supplies by \$22,200 and increasing Contributions to Other Agencies by \$2,800.
Motion: Otto **Second:** Pflueger **Vote:** Pflueger, Otto, Chapman and Morris - AYE
Jaegel - ABSENT

District Attorney

- 3.18** Approves Budget Adjustment in the District Attorney's Department (Dept. 2100) increasing revenues by \$90,000 and increasing Salaries & Benefits by \$63,000.
Motion: Otto **Second:** Pflueger **Vote:** Pflueger, Otto, Chapman and Morris - AYE
Jaegel - ABSENT
- 3.19** Approves Budget Adjustment in the District Attorney's Department (Dept. 2100) increasing Transfers Out by \$27,000; Further Approves Budget Adjustment in the Anti Drug Abuse Department (Dept. 2150) increasing Transfers In by \$12,000; Further Approves Budget Adjustment in the Child Abuse Vertical Prosecution Department (Dept. 2155) increasing Transfers In by \$15,000
Motion: Otto **Second:** Pflueger **Vote:** Pflueger, Otto, Chapman and Morris - AYE
Jaegel - ABSENT
- 3.20** Approves Budget Adjustment in the Child Abuse Vertical Prosecution Department (Dept. 2155) decreasing both revenues and expenditures by \$92,069.
Motion: Otto **Second:** Pflueger **Vote:** Pflueger, Otto, Chapman and Morris - AYE
Jaegel - ABSENT
- 3.21** Approves Budget Adjustment in the Marijuana Suppression Program Department (Dept. 2160) decreasing both revenues and expenditures by \$35,406.
Motion: Otto **Second:** Pflueger **Vote:** Pflueger, Otto, Chapman and Morris - AYE
Jaegel - ABSENT

District Attorney

- 3.22** Approves Budget Adjustment in the ADA Recovery Act Program - DA Department (Dept. 2157) decreasing both revenues and expenditures by \$18,251.

Motion: Otto **Second:** Pflueger **Vote:** Pflueger, Otto, Chapman and Morris - AYE
Jaegel - ABSENT

Grants & Housing

- 3.23** Approves Budget Adjustment in the Program Income Department (Dept. 1974) increasing revenues by \$35,000 and increasing Transfers Out by \$5,000.

Motion: Otto **Second:** Pflueger **Vote:** Pflueger, Otto, Chapman and Morris - AYE
Jaegel - ABSENT

- 3.24** Approves Budget Adjustment in the Federal Grants Department (Dept. 1972) increasing revenues by \$14,058 and increasing Services & Supplies by \$1,096.

Motion: Otto **Second:** Pflueger **Vote:** Pflueger, Otto, Chapman and Morris - AYE
Jaegel - ABSENT

Health & Human Services

- 3.25** Approves Budget Adjustment in the Welfare Department (Dept. 5000) decreasing both revenues and expenditures by \$187,350.

Motion: Otto **Second:** Pflueger **Vote:** Pflueger, Otto, Chapman and Morris - AYE
Jaegel - ABSENT

- 3.26** Approves Budget Adjustment in the Realignment Social Services Department (Dept. 8492) increasing revenues by \$32,269 and increasing Transfers Out by \$32,269.

Motion: Otto **Second:** Pflueger **Vote:** Pflueger, Otto, Chapman and Morris - AYE
Jaegel - ABSENT

- 3.27** Approves Budget Adjustment in the Health Realignment Department (Dept. 8493) increasing Transfers Out by \$52,600; Further Approves Budget Adjustment in the Health Department (Dept. 4000) increasing Transfers In by \$52,600 and increasing Services & Supplies (Jail Health Expense) by \$52,600.

Motion: Otto **Second:** Pflueger **Vote:** Pflueger, Otto, Chapman and Morris - AYE
Jaegel - ABSENT

- 3.28** Approves Budget Adjustment in the Categorical Aids Department (Dept. 5050) decreasing both revenues and expenditures by \$316,500.

Motion: Otto **Second:** Pflueger **Vote:** Pflueger, Otto, Chapman and Morris - AYE
Jaegel - ABSENT

Library

- 3.29** Approves Budget Adjustment in the Library Department (Dept. 6000) increasing both revenues and expenditures by \$5,000.

Motion: Otto **Second:** Pflueger **Vote:** Pflueger, Otto, Chapman and Morris - AYE
Jaegel - ABSENT

Probation/Collections

- 3.30** Approves Budget Adjustment in the Juvenile Detention Facility Department (Dept. 2460) increasing revenues by \$45,000 and increasing Salaries & Benefits by \$45,000.

Motion: Otto **Second:** Pflueger **Vote:** Pflueger, Otto, Chapman and Morris - AYE
Jaegel - ABSENT

Sheriff

- 3.31** Approves Budget Adjustment in the Treasury Asset Seizure Department (Dept. 8592) decreasing Services & Supplies by \$28 and increasing Transfers Out by \$28; Further Approves Budget Adjustment in the State & Local Asset Seizure Department (Dept. 8593) increasing Transfers In by \$28 and increasing Services & Supplies by \$28.

Motion: Otto **Second:** Pflueger **Vote:** Pflueger, Otto, Chapman and Morris - AYE
Jaegel - ABSENT

Sheriff

- 3.32** Approves Budget Adjustment in the Anti Drug Abuse Recovery Act Program - Sheriff (Dept. 2245) by decreasing Services & Supplies by \$5,216, increasing Interfund Expenses by \$2,052 and increasing Fixed Assets by \$3,164.

Motion: Otto **Second:** Pflueger **Vote:** Pflueger, Otto, Chapman and Morris - AYE
Jaegel - ABSENT

- 3.33** Approves Budget Adjustment in the Jail (Dept. 2300) decreasing both revenues and expenditures by \$3,000; Further Approves Budget Adjustment in the Sheriff's Department (Dept. 2200) decreasing both revenues and expenditures by \$56,000; Further Approves Budget Adjustment in the Coroner's Department (Dept. 2110) increasing both revenues and expenditures by \$8,000; Further Approves Budget Adjustment in the OES Department (Dept. 2260) increasing both revenues and expenditures by \$6,000.

Motion: Otto **Second:** Pflueger **Vote:** Pflueger, Otto, Chapman and Morris - AYE
Jaegel - ABSENT

- 3.34** Approves Budget Adjustment in the Lake Patrol Department (Dept. 2210) decreasing Salaries & Benefits by \$22,000, increasing Services & Supplies by \$21,600 and increasing Fixed Assets by \$400.

Motion: Otto **Second:** Pflueger **Vote:** Pflueger, Otto, Chapman and Morris - AYE
Jaegel - ABSENT

- 3.35** Approves Budget Adjustment in the Animal Control Department (Dept. 2350) decreasing Salaries & Benefits by \$10,500, increasing Services & Supplies by \$10,100 and increasing Interfund Expense by \$400.

Motion: Otto **Second:** Pflueger **Vote:** Pflueger, Otto, Chapman and Morris - AYE
Jaegel - ABSENT

Transportation

- 3.36** Approves Amendment No. 2 to contract with Quincy Engineering, Inc for design and environmental services related to the replacement of Halls Gulch Bridge (5C-149) on East Fork Road, adding \$59,620 and extend the term of agreement

Motion: Otto **Second:** Pflueger **Vote:** Pflueger, Otto, Chapman and Morris - AYE
Jaegel - ABSENT

- 3.37** Approves Contract with Crossroads Software, Inc. to supply Accident Data Management Software and GIS system.

Motion: Otto **Second:** Pflueger **Vote:** Pflueger, Otto, Chapman and Morris - AYE
Jaegel - ABSENT

- 3.38** Approves contract with CGI Technical Services Inc. for on-call materials testing services

Motion: Otto **Second:** Pflueger **Vote:** Pflueger, Otto, Chapman and Morris - AYE
Jaegel - ABSENT

- 3.39** Approves contract with SHN Consulting Engineers & Geologists, Inc. for on-call materials testing services

Motion: Otto **Second:** Pflueger **Vote:** Pflueger, Otto, Chapman and Morris - AYE
Jaegel - ABSENT

Transportation Commission

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

Transportation Commission

- 4.01** Adopts Resolution No. 2011-045 authorizing the Executive Secretary to apply for and accept Federal Transit Administration 5311(F) Intercity Bus Service continued funding for eligible transit projects, including operating costs for the following routes: Weaverville to Willow Creek, Weaverville to Redding, and Hayfork and Lewiston to Weaverville.

Comments received from Richard Tippet

Motion: Otto **Second:** Chapman **Vote:** Chapman, Otto, Pflueger, and Morris - AYE

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

Reports

Reports

- 5.01**
- I. Report from Deputy County Administrative Officer
 - II. Report from Department Heads - Derek Cole, Linda Wright, Richard Tippet, Bruce Haney
 - III. Report from members of the Board of Supervisors

Closed Session

Board of Supervisors

- 6.01** Gov't Code Section 94954.5(e). Public Employee Appointment or Employment
Title: County Administrative Officer

No reportable action taken

Meeting reconvenes at 1:30 PM

PUBLIC COMMENT - Debbie Lono, Cathie Rash

Public Hearings

Agriculture/Solid Waste

7.01 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, Kimberly Piazza

(Piazza) Bill No. 2746, APN: 009-360-32-00 - request denied

Motion: Pflueger **Second:** Otto **Carried**

County Matters

Agriculture/Solid Waste

8.01 Approves Resolution No. 2011-046 authorizing Trinity County Solid Waste to submit application for a possible zero (0) interest rate loan with the Department of Resources Recycling and Recovery (CalRecycle) to complete Phase II Closure Plan at the Weaverville Landfill, with the following change: Deletion of 2nd resolution paragraph delegating authority to enter into agreement. Any agreement to return to the BOS for approval

Comments received from Mark Lockhart, Diane Radar, Marilyn Horn,

Motion: Otto **Second:** Chapman **Carried** **Vote:** Chapman, Otto, Pflueger, Morris - AYE

Board of Supervisors

- 8.02** Acknowledges receipt of the following 2010-11 Grand Jury Final Report and assign a Supervisor to draft response on behalf of the Board:
Finance and Administration Committee - Grants Department Imperils County Finances FAR 2010/2011-002
- Otto

Motion: Otto **Second:** Chapman **Carried**

- 8.03** Appoints Supervisor Morris as alternate Supervisor to the Nor-Cal EMS Board of Directors

Motion: Pflueger **Second:** Otto **Carried**

- 8.04** Approves letter regarding HR1237, the proposed land exchange between Trinity Public Utilities District, US Forest Service and Bureau of Land Management, with the following changes, delete 2nd paragraph and replace with "The Trinity County Board of Supervisors supports the proposed land trade and HR1237. While we and our staff are willing to assist in the land trade, we are not able to take any position on the projects. Having reviewed the Resolution adopted by the TPUD Board regarding the current trails and access within the identified piece of property we are supportive of the exchange."

Comments received from Rick Coleman, Colleen O'Sullivan,

Motion: Otto **Second:** Pflueger **Carried**

County Administrative Officer

- 8.05** Approves amendment no. 3 to the MOU with the Weaverville-Douglas City Park and Recreation District for recreation activities and improvements at Lowden Park, extending the termination date of the MOU to July 1, 2041

Comments received from Graham Matthews,

8.05 and 8.06 taken as one item

Motion: Otto **Second:** Chapman **Vote:** Chapman, Otto, Pflueger, Morris - AYE

- 8.06** Adopts Resolution No. 2011-047 approving the submission of an application by the Weaverville/Douglas City Parks & Recreation District under Round 2 of the "Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006" (Prop 84) for a grant of \$1,600,000 for Lowden Park, and authorize the signing of the application documents and other documents necessary for the administration of the program.

- 8.07** Adopts Resolution No. 2011-048 for Federal Fiscal Year 2011 Elections for National Forest Related Safety Net Payments

Motion: Pflueger **Second:** Chapman **Vote:** Chapman, Pflueger, Otto, Morris - ASYE

- 8.08** Changes the range of the Human Services Fraud Investigator I and II from G191 and G201 to O189 and O199 and directs that said change be made to the salary schedule.

Motion: Otto **Second:** Pflueger **Carried**

- 8.09** Waives the recruitment process and authorizes hiring Sherry Chandler as a Substance Abuse Specialist II at Range G184 Step A effective July 1, 2011.

Comments received from Noel O'Neill,

Motion: Chapman **Second:** Pflueger **Carried**

- 8.10** Authorizes the recruitment and hiring of a Behavioral Health Drug and Alcohol Drug Administrator.

Comments received from Noel O'Neill

Motion: Otto **Second:** Chapman **Carried**

- 8.11** Authorizes the recruitment and hiring of a Revenue Recovery Officer I or II for the Probation Department.

Comments received from Terry Lee

Motion: Pflueger **Second:** Otto **Carried**

- 8.12** Pursuant to Trinity County Code Section 2.60.410 B, authorizes hiring Ken Langston as Undersheriff at Range O248 Step C, effective July 1, 2011

Comments received from Bruce Haney and Ken Langston

Motion: Pflueger **Second:** Otto **Carried**

- 8.13** Authorizes transfer of Benefit Technician allocation from the Auditor/Controller to the County Administrative Officer

County Administrative Officer

Motion: Otto **Second:** Pflueger **Carried**

8.14 Approves Budget Adjustment in the Information Technology Department (Dept. 1940) increasing Services & Supplies by \$22,683; Further Approves Budget Adjustment in the Contingency Fund (Dept. 9901) decreasing the appropriation by \$22,683.

Motion: Pflueger **Second:** Chapman **Carried**

8.15 Adopts fiscal year 2011/12 preliminary budget, including Enterprise Funds and dependent Special Districts, of \$64,494,260

Comments received from Terry Lee

Motion: Otto **Second:** Chapman **Carried**

County Counsel

8.16 Waives reading and directs the Clerk to let the record show that Ordinance No. 1320 adding Chapter 8.90 to the Trinity County Code, pertaining to Code Enforcement is enacted

Comments received from Richard Tippet, Jesse Rogers, Duane Sceper, Debbie Lono, Bruce Haney, Jose Acosta

Motion: Otto **Second:** Chapman **Vote:** Chapman, Otto, Pflueger, and Morris - AYE

8.17 Waives reading and direct the Clerk to let the record show that an Ordinance adding Chapter 12.15 to Trinity County Code pertaining to Prohibition of Vehicle Traffic in area near Ruth Lake is introduced

Motion: Otto **Second:** Pflueger **Vote:** Pflueger, Otto, Chapman, and Morris - AYE

Sheriff

8.18 Waives reading and direct the Clerk to let the record show that Ordinance No. 1321 amending Chapter 6.04 of the Trinity County Code pertaining to Animal Control Regulation, establishing a leash law zone in the Douglas City area, is enacted

Comments received from Bruce Haney

Motion: Otto **Second:** Chapman **Vote:** Chapman, Otto, Pflueger, and Morris - AYE

Addendum

Auditor/Controller

A Approves Contract with Derrick W. Riske, Attorney at Law, to provide comprehensive public defender services as constitutionally mandated for Fiscal Year 2011-12 through Fiscal Year 2013-14.

Comments received from Marilyn Horn

Motion: Pflueger **Second:** Chapman **Carried**

ADJOURN

TRINITY COUNTY BOARD OF SUPERVISORS

JUDY MORRIS, CHAIRMAN
Board of Supervisors, County of
Trinity, State of California

Attest:

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