

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

MEETING MINUTES

2012-06-05

Chairman

Supervisor Roger Jaegel - District 3

Vice Chairman

Supervisor Debra Chapman - District 4

Supervisor Judy Pflueger - District 1

Supervisor Judy Morris - District 2-Absent am session

Supervisor Wendy Otto - District 5

Wendy Tyler - County Administrative Officer/Clerk of the Board

David Prentice - Deputy County Counsel

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

Pledge of Allegiance - Supervisor Chapman

Announcements - Supervisor Morris absent for morning session; Deputy County Counsel David Prentice appearing for Derek Cole; Clerk distributes correct backup for agenda item 2.05 and additional backup for item 7.05

Presentations AM

Board of Supervisors

1.01 Adopts Resolution No. 2012-024 Honoring James B. French for his years of service to the children and other residents of Trinity County, through education and advocacy

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

County Administrative Officer

1.02 Gene Herndon of Trindel Insurance Fund Presents the 2012 Annual Employee Safety Award to Diane Darrah

Consent

Agriculture/Solid Waste

2.01 Adopts Resolution No. 2012-025 granting relief of a \$10.00 shortage due to a routine cash handling error per GC Section 29390.

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

Auditor/Controller

Auditor/Controller

- 2.02** Approves Budget Adjustment in the Public Safety (COPS) Department (Dept. 8509) decreasing both revenues and transfers out by \$129,000; Further approves Budget Adjustment in the Supplemental Law Enforcement Services Realignment 2011 Department (Dept. 8560) increasing revenues and transfers out by \$129,000.
Motion: Otto **Second:** Chapman **Vote:** Chapman, Otto, Pflueger, Jaegel - AYE
Morris- ABSENT
- 2.03** Approves the Contract with Rodney Craig Goodman, Jr. CPA to assist the County with the preparation of the annual financial statements for Fiscal Year ending June 30, 2012 and other services
Comments received from Marilyn Horn
Motion: Pflueger **Second:** Otto **Carried**
- 2.04** Accepts the SunGard Sector quote for the financial accounting upgrade-ONESolution migration/upgrade project and further authorize the County Administrator Officer to execute the agreement.
Motion: Otto **Second:** Chapman **Vote:** Chapman, Otto, Pflueger, Jaegel - AYE
Morris- ABSENT
- 2.05** Updates the Authorized Signatories with Union Bank for the Trinity County Public Facilities Corporation Certificates of Participation Series 2005.
Motion: Pflueger **Second:** Chapman **Carried**
- 2.06** Adopts Resolution No. 2012-026 establishing Trinity County's Appropriation Limit for Fiscal Year 2011/12.
Motion: Otto **Second:** Chapman **Vote:** Chapman, Otto, Pflueger, Jaegel - AYE
Morris- ABSENT

Board of Supervisors

- 2.07** Approves Board response to 2011-2012 Grand Jury Continuity Committee Report COR2011/2012-001
Motion: Otto **Second:** Chapman **Vote:** Chapman, Otto, Pflueger, Jaegel - AYE
Morris- ABSENT

Clerk of the Board

- 2.08** Approves regular meeting minutes of May 15, 2012, as submitted by Clerk.
Motion: Otto **Second:** Chapman **Vote:** Chapman, Otto, Pflueger, Jaegel - AYE
Morris- ABSENT
- 2.09** Finds no objection to the issuance of a daily general alcoholic beverage license for the Weaverville Lion's Club Fourth of July Celebration being held at in Lowden Park in Weaverville on June 29-July 4, 2012
Motion: Otto **Second:** Chapman **Vote:** Chapman, Otto, Pflueger, Jaegel - AYE
Morris- ABSENT

County Administrative Officer

- 2.10** Approves Budget Adjustment in Other Post Employment Benefits (OPEB-Dept. 6300) increasing revenue and expenditures in the amount of \$964
Motion: Otto **Second:** Chapman **Vote:** Chapman, Otto, Pflueger, Jaegel - AYE
Morris- ABSENT
- 2.11** Approves Budget Adjustment in Veteran's Services (Dept. 5090) reducing salaries and benefits by \$2,683 and increasing services and supplies by \$1,300; further approves Budget Adjustment in Natural Resources (Dept. 2700) decreasing revenues by \$1,000, increasing services and supplies by \$283 and decreasing interfund expenses by \$283
Motion: Otto **Second:** Chapman **Vote:** Chapman, Otto, Pflueger, Jaegel - AYE
Morris- ABSENT

District Attorney

District Attorney

- 2.12** Adopts Resolution No. 2012-027 authorizing the District Attorney to submit to the California Emergency Management Agency an application to receive funding for the Trinity County Victim Witness Assistance Program in the amount of \$73,298.00 for the period 7/1/12 - 6/30/13; and further authorizing the District Attorney to sign the Grant Award Agreement, including any extensions or amendments thereof.

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

- 2.13** Approves establishing a new Special Revenue Fund - Fund# 192 - Victim Witness D.A.

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

Health & Human Services

- 2.14** Approves contract with the Regents of University of California to provide 9 units of general training that will include Civil Rights Training as mandated by the State.

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

Sheriff

- 2.15** Approves Budget Adjustment in the Sheriff's Office (Dept. 2200) increasing revenues and expenditures in the amount of \$75,293; further approves Budget Adjustment in the Jail (Dept. 2300) increasing revenues and expenditures by \$39,381; and further approves Budget Adjustment in Coroner (Dept. 2110) increasing revenues and expenditures by \$2,500

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

- 2.16** Approves Budget Adjustment in the Local Law Enforcement Services Realignment 2011 Department (Dept. 8561) increasing both revenues and expenditures/transfers out by \$368,220; Further approves Budget Adjustment in the Sheriff's Department (Dept. 2200) increasing both revenues/transfers in and expenditures by \$115,199.

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

- 2.17** Approves Budget Adjustment in the Lake Patrol Department (Dept. 2210) decreasing Salaries & Benefits by \$8,372, decreasing Inter-Fund expenditures by \$3,194 and increasing Services & Supplies by \$11,566.

Comments received from Mary Treece and Ken Langston

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

- 2.18** Approves Budget Adjustment in the Animal Control Department (Dept. 2350) increasing both revenues and expenditures by \$2,481.

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

Transportation

- 2.19** Approves contract with Human Response Network to administer the Transportation Assistance Program for persons needing transportation to medical providers and social services , subject to Transportation Commission allocation of sufficient funds to cover cost of services.

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

- 2.20** Approves contract with Southern Trinity Health Services for transportation services for persons needing transportation to medical and social services providers, subject to Transportation Commission allocation of sufficient funds to cover cost of services.

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

Transportation

- 2.21** Approves Amendment No. 2 to contract with Trinity County Resources Conservation District for services related to creating GIS layers and data.

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

- 2.22** Approves Amendment No. 1 to contract with SHN Consulting Engineers and Geologists for design and survey services for realignment of Fountain Ranch Road.

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

Transportation Commission

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

Transportation Commission

- 3.01** Tami Quigley of Caltrans System Planning addresses the Board on the State Route 3 Transportation Concept Report

Comments received from Rick Tippett, Scott White

- 3.02** Adopts Resolution No. 2012-028 approving the 2012/13 Overall Work Program (OWP) and OWP Budget for the 2012/13 fiscal year and authorizes the Executive Secretary to execute the Regional Transportation Planning Process Certifications.

Comments received from Richard Tippett,

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

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

Reports

Reports

- 4.01** I. Report from Department Heads-Richard Tippett
II. Report from County Administrative Officer
III. Report from Members of the Board of Supervisors

Closed Session

County Administrative Officer

- 5.01** Gov't Code section 94957.6 - Labor Negotiations

County's Designated Representatives: Wendy Tyler

Employee Organizations: Trinity County Skilled Trades, Trinity County Miscellaneous Peace Officers Unit, Trinity County General Unit, Trinity County Management and Confidential Unit, Trinity County Deputy Sheriff's Association, and Trinity County Department Head Association

Direction to County Negotiator

Meeting reconvenes at 1:30 PM

PUBLIC COMMENT - Fred May, Terry Nagle, Scott Madvick, Kay Graves, Emily Mattison, Ben Reed and Tom Fox

Public Hearings

Agriculture/Solid Waste

6.01 Discuss and take action regarding the number of units assessed to a given parcel for the annual solid waste parcel fee:

Comments received from Diane Radar, Cathie Rash, Tom Frame

Concerning APN: 018-110-02-00 - Reduces to 3 units for FY 11/12

Motion: Otto **Second:** Morris **Carried**

Planning

6.02 Takes the following action concerning Planning File P-10-14 (South Fork Trinity River LLC) regarding APN 008-080-08, located near Salyer, California:

1. Adopts a Negative Declaration based on the findings that: (A) on the basis of the whole record before the Board, including the initial study and comments received, there is no substantial evidence that the project, as defined in Item (2) below, will have a significant effect on the environment; and (B) a Negative Declaration reflects the Board's independent judgment and analysis;

2. Approves a tentative parcel map. (Planning Commission recommendation: do approve)

Comments received from Richard Tippett, Frank Lynch, Ashley Toms

Motion: Otto **Second:** Chapman **Vote:** Chapman, Otto, Pflueger, and Jaegel - AYE
Morris - NO

County Matters

Auditor/Controller

7.01 Accepts Umpqua's offer to extend credit on the terms and conditions stated within the Commitment Letter for the Fiscal Year 2012-13 Short Term Note in the amount of \$3,000,000. Further authorizes the Chairman of the Board of Supervisors to sign the Commitment Letter dated May 21, 2012.

Comments received from Marilyn Horn, Cheryl Calhoun

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

Clerk of the Board

7.02 Finds that the proposed license will meet the public convenience and necessity, and find no objection to the issuance (transfer) of an Off-Sale Beer and Wine and On-Sale Beer Alcoholic Beverage License to Trinity Center General Store, located at 55 Scott Road, Trinity Center, CA

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

County Administrative Officer

- 7.03** Approves job specification and salary range of G145 and authorize the recruitment and hiring of a SNAP ED Nutrition Coordinator.

This is half-time grant funded position

Comments received from Linda Wright

Motion: Chapman **Second:** Morris **Carried**

- 7.04** Approves the revised job specification of Building Inspector III and change the Range to M218.

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

- 7.05** Pursuant to Trinity County Code Section 2.60.410, authorizes hiring Neal O'Haire at Step E and Larry Masterman at Step C as half- time Emergency Operations Managers at Range M231

Comments received from Ken Langston,

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

- 7.06** Approves Amendment No. 7 to contract with Cota Cole and Associates for County Counsel services increasing the maximum amount to cover an additional year's services.

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

- 7.07** Approve Budget Adjustment in the Board of Supervisors Department (Dept. 1100) increasing Salaries & Benefits by \$8,850; Further approve Budget Adjustment reducing the General Fund Contingency appropriation by \$8,850.

Supervisor Otto recuses

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

6:30 PM Public Hearings

Planning

- 8.01** Waives reading and directs the Clerk to let the record show that Ordinance 315-797 amending section 315 of the Trinity County Code, pertaining to zoning regulations and cultivation of medicinal marijuana is introduced and enacted with the following modifications:

Deleting the second sentence in Section III in its entirety and replacing with the following:

"Nevertheless, to the extent that this ordinance may be construed as a project, it is exempt from CEQA under the general rule that it can be seen with certainty that this Ordinance has no possibility of having a significant effect on the environment, as set forth in California Code of regulations, title 14, section 15061, subdivision (b)(3)."

Comments received from Rob Foley, Debbie Lono, Gil Sardinia, Cindy Boruff, Glen Ryan, Nancy Tenneson, Alec Henderson, Susan Weiss, Stan Stetson and Jose Acosta

Motion: Pflueger **Second:** Chapman **Vote:** Chapman, Pflueger, Morris, Jaegel - AYE
Otto - NO

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