

## TRINITY COUNTY BOARD OF SUPERVISORS

## MINUTES

JANUARY 5, 1999

TRINITY COUNTY LIBRARY MEETING ROOM

WEAVERVILLE, CA

The Board of Supervisors, in and for the County of Trinity, State of California, meets in Regular Session at 9:00 a.m. and there are:

PRESENT SUPERVISORS: Chris Erikson, Paul Fackrell, Ralph Modine, Berry Stewart and Robert Reiss.

ABSENT SUPERVISORS: None.

Administrative Officer Jeannie Nix-Temple, present.

County Counsel David Hammer, present.

County Clerk Dero B. Forslund and Deputy Clerk Nicole Miller, present.

Administrative Analyst Jeanne Gravette, present.

Chairman Modine, presiding.

ITEM NO.

## PLEDGE OF ALLEGIANCE

## 1 CHAIRMAN MODINE SWEARS IN TRINITY HOSPITAL BOARD OF DIRECTORS

2. On motion of Supervisor Fackrell, seconded by Supervisor Erikson and carried, elects Supervisor Reiss as 1999 Chairman.

On motion of Supervisor Erikson, seconded by Supervisor Stewart and carried, elects Supervisor Fackrell as 1999 Vice Chairman.

Chairman Reiss presiding.

## 3 CONSENT AGENDA

The Board examines the consent Agenda Items presented for consideration and on motion of Supervisor Fackrell, seconded by Supervisor Modine and carried, Consent Agenda Items 3 a. through 3 aa., excluding Items 3 c., 3 d., 3 h., 3 j., 3 k., 3 p. & 3 q., are approved with the following vote polled: 3-2-1-4-5-Yes.

3 a. Approves minutes of December 15, 1998, as submitted by Clerk.

3 b. Waives reading and directs Clerk to let the record show Ordinance No. 1225 amending the Trinity County Ordinance 2.64.050 which rescinds the \$10.00 Annual Renewal Fee for Sewage Disposal System permits, is

enacted.

3 e. Approves Budget Transfer No. 27-98/99 for Counseling Center - Alcohol & Drug in the amount of \$7,000.00.

3 f. Approves Budget Transfer No. 28-98/99 for Agriculture Department in the amount of \$188.27.

3 g. Approves Budget Transfer No. 29-98/99 for Sheriff in the amount of \$1,800.00.

3 i. Approves Budget Increase No. 30-98/99 appropriating \$4,300.00 from General Fund, Provisions for Contingencies to Jail: STC Funding.

3 l. Approves and authorizes Chairman to sign agreement with Fremont-Rideout Health Group for acute psychiatric care for Medi-Cal beneficiaries, subject to routing for approval as to form and content.

3 m. Approves and authorizes Chairman to sign agreement with Human Response Network for mental health counseling services for certain Medi-Cal beneficiaries, subject to routing for approval as to form and content.

3 n. Approves and authorizes Agriculture Commissioner to sign Standard Agreement No. 98-0385 with the California Department of Pest Exclusion program for fiscal year 98/99, subject to routing for approval as to form and content.

3 o. Eliminates one Hospital Maintenance Worker I/II allocation for a total remaining of 3.

3 r. Appoints Pastor Tim Goold and Ernest Hall to the Hayfork Cemetery Board, effective immediately.

3 s. Authorizes deletion or surplus of miscellaneous inventory items from the District Attorney - ADA inventory list.

3 t. Authorizes deletion or surplus of miscellaneous inventory items from the District Attorney - Family Support inventory list.

3 u. Authorizes deletion or surplus of miscellaneous inventory items from the District Attorney - MSP inventory list.

3 v. Authorizes deletion of miscellaneous inventory items from the Data Processing inventory list.

3 w. Authorizes deletion of miscellaneous inventory items from the Administration inventory list.

3 x. Authorizes deletion of miscellaneous inventory items from the County Counsel inventory list.

3 y. Rejects claim filed by Paul Owen Albini vs. County of Trinity, as recommended by adjusters.

3 z. Acknowledges receipt of Contamination Site Reports for unauthorized releases at the following locations:

1) Junction City Maintenance Yard, Junction City, CA

2) Coffee Creek Store, Coffee Creek, CA

3) Estrellita Marina, Trinity Center, CA

4) Ruth Store, Ruth, CA

3 aa. Approves Budget Increase No. 31-98/99 appropriating \$15,000.00 from General Fund, Provisions for Contingencies to Clerk/Recorder: Fixed Assets.

3 d. On motion of Supervisor Modine, seconded by Supervisor Erikson and carried, approves Budget Transfer No. 32-98/99 for Probation - Drug Court in the amount of \$10,525.00; comments received from Terry Lee, Chief Probation Officer.

3 h. On motion of Supervisor Erikson, seconded by Supervisor Fackrell and carried, approves Budget Transfer No. 33-98/99 submitted by the Auditor in the amount of \$114,247.00.

3 j. Tables Budget Increase appropriating \$4,980.88 from General Fund, Provisions for Contingencies to District Attorney: Office Expense.

3 k. On motion of Supervisor Erikson, seconded by Supervisor Stewart and carried, approves and authorizes Chairman to sign inter-county agreement with Shasta County for placements in Shasta County Juvenile Hall; comments received from Terry Lee, Chief Probation Officer.

3 p. On motion of Supervisor Stewart, seconded by Supervisor Erikson and carried, effective December 1, 1998, approves request of Health & Human Services Director to increase Eligibility Worker compensation as follows; comments received from Linda Wright, Health & Human Services Director:

- Eligibility Worker I from range 132 to range 142

Eligibility Worker II from range 142 to range 152

Eligibility Worker III from range 152 to range 162

3 q. On motion of Supervisor Erikson, seconded by Supervisor Fackrell and carried, authorizes County Administrative Officer to sign sublicense agreement with Keenan & Associates for Xpress Comp Software, subject to routing for approval as to form and content.

#### 4 JEANNIE NIX-TEMPLE, COUNTY ADMINISTRATIVE OFFICER

4 a. Reports on agenda meeting.

4 b. On motion of Supervisor Fackrell, seconded by Supervisor Modine and carried, adopts Policy Statement No. 1-99(P) regarding Department Head Compliance with Employee Performance Evaluation Program; and adopts Policy Statement No. 2-99(P) establishing the County's Performance Evaluation System in accordance with the County's Personnel Ordinance and Memoranda of Understanding.

4 c. On motion of Supervisor Modine, seconded by Supervisor Fackrell and carried, authorizes John Whitaker, Director of General Services, to do a lease/purchase of two garbage trucks and authorizes Chairman to sign agreement, subject to routing for approval as to form and content; comments received from John Whitaker, General Services Manager.

4 d. Reports from department heads:

1) Linda Wright Health & Human Services Director, reports on accomplishments of the Health & Human Services Department in 1998.

RECESSES 10:25 A.M.; RECONVENES 10:30 A.M.

#### 5 JOHN JELICICH, PLANNING DIRECTOR

##### Water Matters

5 a. Motion of Supervisor Stewart and second of Supervisor Modine to approve and authorize Chairman to sign letter supporting nomination of the Trinity River as one of America's 10 Most Endangered Rivers of 1999 provided that specified changes are made in the nominating materials does not carry; comments received

from Tom Stokely, Vickie Reilly, Carol Eli, Sid Michaelson, Rick Coleman and Arnold Whitridge.

On motion of Supervisor Erikson, seconded by Supervisor Fackrell and carried, authorizes Tom Stokely to redraft letter to the American Rivers correcting information as specified by the Board and indicating the Board's vote to not support the nomination of the TrinityRiver as one of America's 10 Most Endangered Rivers of 1999 (to be reviewed by County Counsel prior to forwarding to American Rivers and the Hoopa Valley Tribe).

5 b. On motion of Supervisor Fackrell, seconded by Supervisor Modine and carried, approves and authorizes Chairman to sign letter to Assembly Member Pacheco and Assembly Speaker Villaraigosa supporting Dick Dickerson for the position of Vice Chair of the Water, Parks and Recreation Committee and appointment to the Assembly Natural Resources Committee.

5 c. On motion of Supervisor Erikson, seconded by Supervisor Modine and carried, authorizes Supervisor Erikson to draft letter to the Bureau of Reclamation requesting no permanent long-term contracts be entered into prior to the completion of the CalFed process; comments received from Tom Stokely.

3 c. On motion of Supervisor Modine, seconded by Supervisor Fackrell and carried, approves Budget Transfer No. 34-98/99 for Planning in the amount of \$3,313.96; comments received from John Jelicich, Planning Director.

RECESSES 11:45 A.M.; RECONVENES 1:00 P.M.

#### 6 1999 COMMITTEE APPOINTMENTS

Appoints Supervisors as 1999 Board representatives on the following committees, commissions, boards and task forces:

#### AIR POLLUTION CONTROL DISTRICT

(Meets in Eureka - no regular meeting schedule)

Supervisor Modine & Supervisor Erikson, alternate

#### AIRPORT ADVISORY COMMITTEE

(No regular meeting schedule)

Supervisors Fackrell & Erikson

#### ARTS COUNCIL

(Meets 3rd Thursday, 5 p.m.)

Supervisor Stewart

#### BIOREGIONAL COMMITTEE

Supervisor Modine & Supervisor Stewart, alternate

#### CERT

Supervisor Reiss

#### COLUSA-GLENN-TRINITY COMMUNITY ACTION AGENCY

(Meets 3rd Wednesday every other month)

Supervisors Reiss & Stewart

CSAC:

Paul Fackrell with District 4 as alternate

ADMINISTRATION & JUSTICE COMMITTEE - Supervisor Reiss

AGRICULTURE & NATURAL RESOURCES COMMITTEE - Supervisor Erikson

GOVERNMENT FINANCE & OPERATIONS COMMITTEE - Supervisor Fackrell

HOUSING, LAND USE & TRANSPORTATION COMMITTEE - Supervisor Modine

HEALTH AND HUMAN SERVICES COMMITTEE - Supervisor Stewart

EMERGENCY MEDICAL CARE COMMITTEE

(1st Monday of 1st month of each quarter)

Supervisor Stewart

ENVIRONMENTAL SERVICE JPA

John Whitaker - appointed 3/17/98

LOCAL FEMA BOARD

(No regular meeting schedule)

Supervisor Erikson & Supervisor Stewart, alternate

FAR NORTHERN REGIONAL CENTER/LOCAL COORDINATING COUNCIL

Jeannette Aglipay, representative

HEALTH INSURANCE REVIEW COMMITTEE

Supervisors Stewart & Erikson

HIGHWAY 36 COMMITTEE

(No regular meeting schedule)

Supervisor Reiss

HIGHWAY 299 COMMITTEE

(No regular meeting schedule)

Supervisor Fackrell

HOSPITAL BOARD OF DIRECTORS

Supervisors Fackrell & Stewart

KLAMATH RIVER RESTORATION TASK FORCE

Supervisor Modine and Tom Stokely, alternate

KLAMATH PROVINCIAL ADVISORY COMMITTEE

Supervisor Fackrell

LOCAL AGENCY FORMATION COMMISSION (LAFCo)

(1st Wednesday after second BOS meeting of month)

Supervisors Modine, Erikson & Stewart

LOCAL SESQUICENTENNIAL COMMITTEE

Supervisor Reiss

LOCAL COORDINATING COMMITTEE (TRINITY COUNTY SUBSTANCE ABUSE

PREVENTION COUNCIL)

(Third Mondays of every other month, 2 p.m.)

Supervisor Erikson

MANAGEMENT TEAM

Supervisors Fackrell & Reiss

MENTAL HEALTH ADVISORY BOARD

(Third Thursday of each month, 12 noon)

Supervisor Fackrell & Supervisor Stewart, alternate

NEIGHBORHOOD WATCH

(Supervisor will be appointed as needed, by district)

NORTH COAST ENVIRONMENTAL TASK FORCE

Supervisor Stewart

NORTHERN CALIFORNIA COUNTY SUPERVISORS ASSOCIATION

(Second Thursday/Friday of every other month)

Supervisor Reiss & Supervisor Stewart, alternate

NORTEC/JTPA

Supervisor Reiss

PSA II AAA/TRINITY COUNTY COMMISSION ON AGING

(No regular meeting schedule)

Supervisor Modine & Supervisor Erikson, alternate

PLANNED PARENTHOOD ADVISORY BOARD

(No regular meeting schedule)

Supervisor Fackrell

RC & D COUNCIL

(RC&D Area meetings alternate between Weaverville and Hayfork/

usually Monday night/monthly)

Supervisor Modine & Supervisor Erikson, alternate

REGIONAL COUNCIL OF RURAL COUNTIES

(Last Thursday of each month)

Supervisor Modine & Supervisor Erikson, alternate

RISK MANAGEMENT COMMITTEE

Chairman and Vice Chairman

SOLID WASTE COMMITTEE

Supervisor Fackrell & Supervisor Erikson, alternate

SUPERIOR CALIFORNIA ECONOMIC DEVELOPMENT DISTRICT

Supervisor Reiss & Supervisor Stewart, alternate

TECHNICAL COORDINATING COMMITTEE

Supervisor Modine & Supervisor Erikson & Tom Stokely, alternates

TRINITY COUNTY CHILDCARE PLANNING COUNCIL

(Located at Human Response Network - 1st Wednesday of the month)

Supervisor Fackrell

TRINITY COUNTY FISH AND GAME COMMISSION

Supervisor Reiss

TRINITY RIVER TASK FORCE

Supervisor Modine & Supervisor Erikson, alternate

7 OPEN AGENDA – no appearances.

8 JULIE LAHORGUE, RISK MANAGEMENT; TEDDY DOPPLEHAUER, TRINITY HOSPITAL DIVISION DIRECTOR; AND PAUL SCHMIDT, SHERIFF, APPEAR RE HEALTH AND WELLNESS PROGRAM FOR SHERIFF'S DEPARTMENT

On motion of Supervisor Erikson, seconded by Supervisor Stewart and carried, conceptually approves Health and Wellness Program for Sheriff's Department.

9 CARL BONOMINI, DIRECTOR OF TRANSPORTATION

9 a. On motion Supervisor Modine, seconded by Supervisor Stewart and carried, awards Schedule I to Goodyear Commercial Tire and Service Centers of Redding and Schedule II to Les Schwab Tire Center of Redding, and authorizes Chairman to sign agreements, subject to routing for approval as to form and content.

9 b. On motion of Supervisor Modine, seconded by Supervisor Erikson and carried, approves and authorizes Chairman to sign supplement to personal services contract with Martin Appraisal and Acquisition Company for appraisal and acquisition of right of way for Morgan Hill Road Bikeway Project, subject to routing for approval as to form and content.

9 c. On motion of Supervisor Modine, seconded by Supervisor Fackrell and carried, adopts and authorizes Chairman to sign Resolution No. 1-99 establishing policy regarding minimum value of payments to property owners for right of way; with the following vote polled: 2-3-1-4-5-Yes.

9 d. On motion of Supervisor Modine, seconded by Supervisor Erikson and carried, adopts and authorizes Chairman to sign Resolution No. 2-99 of Acceptance of Appraisals by Shaw and Associates, with modifications for minimum value payments, and authorizes Director of Transportation to accept acquisition properties; subject to review and approval by Caltrans Right of Way Department; with the following vote polled: 1-3-2-4-5-Yes.

9 e. On motion of Supervisor Erikson, seconded by Supervisor Fackrell and carried, approves and authorizes Chairman to sign contract with Lawrence and Marva Stahl to purchase real property in Trinity Pines Subdivision, subject to routing for approval as to form and content.

MISC MATTERS

11

11 a. Discusses development of a supervisory ombudsman program.

Subseq. 1 On motion of Supervisor Stewart, seconded by Supervisor Modine and carried, agrees to interview in Closed Session the candidate for Auditor/Controller position, for immediate action pursuant to Government Code Section 54954.2(b)(2).

Subseq. 2 On motion of Supervisor Modine, seconded by Supervisor Erikson and carried, agrees to discuss Resolution re California Arts Council Grant, for immediate action pursuant to Government Code Section 54954.2(b)(2).

On motion of Supervisor Modine, seconded by Supervisor Fackrell and carried, adopts and authorizes Chairman to sign Resolution No. 3-99 approving application and authorizing execution of the grant contract with the California Arts Council for FY 1999-2000; with the following vote polled: 2-3-1-4-5-Yes.

Subseq. 3 On motion of Supervisor Modine, seconded by Supervisor Erikson and carried, agrees to discuss Penn v. County claim, for immediate action pursuant to Government Code Section 54954.2(b)(2).

On motion of Supervisor Fackrell, seconded by Supervisor Erikson and carried, rejects claim for damages filed against Trinity County by Kimberly Penn, as recommended by adjuster.

Subseq. 4 On motion of Supervisor Modine, seconded by Supervisor Stewart and carried, agrees to discuss claim for expenses submitted by Noelle's Garden Cafe, for immediate action pursuant to Government Code Section 54954.2(b)(2).

On motion of Supervisor Erikson, seconded by Supervisor Stewart and carried, rejects expense claim submitted by Noelle's Garden Cafe in the amount of \$305.81.

ADJOURNS TO CLOSED SESSION 2:30 P.M.

10 MEETS IN CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL -EXISTING LITIGATION (GC 54956.9) - BRANDENBURG V. TRI. CO.; FRANKS V. TRI. CO.; HOLLENSHADE V. TRI. CO.; LAAG V. TRI. CO.; MILOVICH V. TRI. CO.; HALL V. TRI. CO.; MULKIN V. TRI. CO.; & PENN V. TRI. CO.

MEETS IN CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (GC 54956.9)

RECONVENES 3:35 P.M. TO OPEN SESSION

Subseq. 5 On motion of Supervisor Modine, seconded by Supervisor Stewart and carried, agrees to discuss appointment of Auditor/Controller, for immediate action pursuant to Government Code Section 54954.2(b)(2).

On motion of Supervisor Erikson, seconded by Supervisor Stewart and carried, appoints Brian Muir to the unexpired term of Auditor/Controller.

11 b. No reports received from members of the Board

11 c. No reports received from County Counsel.

ADJOURNS 3:45 P.M. TO MEET IN ADJOURNED SESSION ON JANUARY 19, 1999 AT 10:00 A.M.

All Ordinances introduced or enacted have

been published or posted as provided in

Government Code Section 25124.

DERO B. FORSLUND, County Clerk and

Ex-Officio Clerk of the Board of Supervisors

County of Trinity, State of California

ROBERT REISS, Chairman

Board of Supervisors, County of Trinity,

State of California