

TRINITY COUNTY BOARD OF SUPERVISORS
 MINUTES
 JULY 20, 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.

Chairman Reiss, presiding.

ITEM NO.

CONVENES 9:00 A.M.; ADJOURNS 9:01 A.M. TO CLOSED SESSION

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

MEETS IN CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (GC 54956.9(A)): SHAW AND SANBORN

RECONVENES 10:00 A.M. TO OPEN SESSION

PLEDGE OF ALLEGIANCE

Chairman reports on Closed Session: 1) discussion was held re Shaw case; 2) claim submitted by Bruck was denied; 3) direction was given to County Counsel re Sanborn case; and 4) discussion was held re Trindel claim.

2 CONSENT AGENDA

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

2 a. Approves minutes of July 6, 1999, as submitted by Clerk.

2 b. Waives reading and directs Clerk to let the record show that Ordinance No. 315-683 amending Trinity County Zoning Ordinance by rezoning APN 009-520-05 from Unclassified to Rural Residential 2 1/2 acre minimum; app: Leffler, is enacted.

2 d. Adopts and authorizes Chairman to sign Policy Statement No. 4-99(P) re Blended Program Funding for Provision of County Services.

2 e. Approves Journal Entries from Department of Transportation for Special Aviation in the amount of \$3,493.78.

2 f. Approves Journal Entry from Department of Transportation for Coffee Creek Levee - Environmental

Studies in the amount of \$1,048.08.

- 2 g. Approves Journal Entry from Department of Transportation for Surveyor services in the amount of \$624.17.
- 2 h. Approves the following Journal Entries from Department of Transportation for Surveyor services in the amount of \$919.09.
- 2 i. Approves the following Journal Entry from Department of Transportation for L.A.C.O. - Annexation descriptions in the amount of \$290.24.
- 2 j. Approves the following Journal Entry from Department of Transportation for Surveyor services in the amount of \$548.24.
- 2 k. Approves the following Journal Entry from Department of Transportation for Surveyor services in the amount of \$741.73.
- 2 l. Approves and authorizes the Auditor/Controller to transfer \$37,990.67 from the Emergency Medical Service Fund to the Trinity Hospital Enterprise Account.
- 2 m. Accepts recommendation of the Interim Chief Building Inspector and refunds \$220.00 to Kendall Mangrum.
- 2 n. Accepts recommendation of the Interim Chief Building Inspector and refunds \$206.90 to John Berry.
- 2 o. Approves and authorizes Chairman's signature on a letter to the Bureau of Reclamation regarding the Central Valley Project Improvement Act (CVPIA) Land Retirement Program Demonstration Project.
- 2 p. Authorizes sale of surplus hospital equipment to Coast to Coast Medical ReMarketing.
- 2 r. Approves request of Librarian to charge a handling fee of \$1.00 per week for Audio Books check-out.
- 2 s. Approves the plans and specifications for the project to construct bikelanes on Morgan Hill Road from intersection of Bridge Road to intersection of Kyler Avenue in Hayfork, California, Contract No. 99-319-1 and authorizes the Director of Transportation to advertise the project.
- 2 t. Approves and accepts the final report from The Watershed Research and Training Center for Linkages Through Soft Infrastructure, Phase V, which is the work product of USFS Grant #R5-14-98-21, subject to Forest Service acceptance; and authorizes final payment in the amount of \$4,181.10, subject to approval of final report by the Forest Service.
- 2 u. Pursuant to Trinity County Code Section 2.60.410(2), authorizes hiring James Santiago, as Building Inspector II, Range 176, Step D, effective July 1, 1999.
- 2 v. Pursuant to Trinity County Codes Section 2.60.410(2), authorizes hiring Janice Smith as Associate Planner I, Range 189, Step D, effective May 27, 1999.
- 2 w. Increases allocation of Administrative Clerk I or II from .43 to .50 and directs that said change be made to the Salary Schedule Allocation List and List of Alphabetical Positions, effective July 1, 1999.
- 2 x. Appoints Roberta M. Smith to serve on the PSA-2 Site Advisory Council, representing District 1.
- 2 y. Approves and authorizes Chairman to sign Board response to the Trinity County Grand Jury 1998/99 Finance and Administration Committee Final Report re Public Dissemination of Trinity County Grand Jury Reports.
- 2 z. Approves and authorizes Chairman to sign Board response to the Trinity County Grand Jury 1998/99 Finance and Administration Committee Final Report re Follow-up to 1997-98 Grand Jury Report re Trinity County Data Processing.
- 2 aa. Approves and authorizes Chairman to sign Board response to the Trinity County Grand Jury 1998/99

Health and Human Services Committee Final Report re Investigation of Trinity County Health and Human Services Department Eligibility Division.

- 2 bb. Approves and authorizes Chairman to sign Board response to the Trinity County Grand Jury 1998/99 Health and Human Services Committee Final Report re Investigation of Trinity County Health and Human Services Department Child Protective Services Division.
- 2 cc. Approves and authorizes Chairman to sign Board response to the Trinity County Grand Jury 1998/99 Sub-Committee on General Election Final Report re Trinity County General Election Held November 3, 1998.
- 2 dd. Approves and authorizes Chairman to sign Board response to the Trinity County Grand Jury 1998/99 Finance and Administration Committee Final Report re Complaint on Hayfork Fire Protection District.
- 2 ee. Finds no objection to the issuance of an off-sale beer and wine beverage license to Montgomery and Nancy Barnes, dba Junction City Store.
- 2 ff. Finds no objection to the issuance of an off-sale beer and wine beverage license to Dana L. Ryan, dba The Village Inn and Store, located in Weaverville.
- 2 gg. Finds no objection to the issuance of a Winegrower beverage license to Randall Meredith, Raymond Merlo, Robin Gronwoldt-Merlo, dba Meredith-Merlo Vineyards.
- 2 hh. Approves the Trinity County Health and Human Services Department Children's Medical Services Plan for the Child Health and Disability Program (CHDP) and for the California Children Services (CCS) Program for the FY 1999/2000.
- 2 ii. Authorizes County Administrative Officer, Auditor/Controller and Hospital Administrator to award contract for purchase and installation of the Hospital Information System, subject to routing for approval as to form and content.
- 2 jj. Approves and authorizes Hospital Administrator to sign Laboratory Information System Contract, subject to routing for approval as to form and content.
- 2 kk. Approves and authorizes Hospital Administrator to sign Laboratory Hematology System Contract, subject to routing for approval as to form and content.
- 2 ll. Approves and authorizes Hospital Administrator to sign Laboratory Chemistry/Coagulation System Contract, subject to routing for approval as to form and content.
- 2 c. On motion of Supervisor Erikson, seconded by Supervisor Fackrell and carried, adopts and authorizes Chairman to sign Resolution No. 45-99 of Appreciation for Dale Norman on his retirement; with the following vote polled: 4-1-2-3-5-Yes.
- 2 q. On motion of Supervisor Modine, seconded by Supervisor Fackrell and carried, approves request of General Services Director to increase hourly rate of Vehicle Abatement Officer position from \$10.08/hour to \$10.58/hour; and directs that said change be made to the Salary Schedule Unclassified Positions.
- 3 JEANNIE NIX-TEMPLE, COUNTY ADMINISTRATIVE OFFICER
- 3 a. Reports on agenda meeting.
- 3 b. On motion of Supervisor Modine, seconded by Supervisor Erikson and carried, approves increase in salary for the Chief Building Inspector, effective August 1, 1999, and changes title of position to Chief Building Inspector/Building Engineer;
- and
- appoints Steven Judson as Chief Building Inspector/Building Engineer at \$4,916 per month, effective August 16, 1999. Comments received from Steve Judson.

- 3 c. Set dates for Final Budget Hearings to begin August 2 - 6, 1999.
- 3 d. On motion of Supervisor Fackrell, seconded by Supervisor Stewart and carried, accepts payment in full from Frontier Herbs Natural Products and authorizes Chairman to sign Request for Reconveyance.
- 3 e. On motion of Supervisor Fackrell, seconded by Supervisor Stewart and carried, approves and authorizes Chairman to sign Memorandum of Understanding establishing Administration responsibilities for CDBG #98-STBG-1320 Salyer Water System Project; comments received from Pat Mortenson.
- 3 f. On motion of Supervisor Stewart, seconded by Supervisor Modine and carried, approves agreement for the purchase of the Murray building in Hayfork for use as Hayfork Branch Library, Sheriff's sub station and other county purposes;
- and
- authorizes County Administrator to sign contract of sale, subject to routing for approval as to form and content.
- 3 g. On motion of Supervisor Stewart, seconded by Supervisor Fackrell and carried, approves the following (effective August 1, 1999); comments received from Godlieve Uyttenhove:
- 1) Request to open the library on Saturdays from 10:00 a.m. to 6:00 p.m., per public demand, and to increase the Wednesday evening hours until 9:00 p.m.
 - 2) To close the library to the public on Mondays, with 2 staff persons working to catch up on technical processing backlog, to offset the Saturday hours.
- 3 h. Discusses potential use of the Weaverville airport and landfill property. Comments received from: Mike Plotzke, Nadine Brinson, Judy Ames-Ruiz, James Mitchell, Dave Ruiz, Don West, Matthew Lauderdale, John Durkin, Bill Powell, Bob Angelo, Linda Belden, Ron Steves, Lynn Aiken, Phyllis Blake, and Terry Lee.
- On motion of Supervisor Stewart, seconded by Supervisor Erikson and carried, refers the Trinity County Off Road Association to meet with the Strategic Planning Committee and also coordinate with John Jelich, Planning Director, re the potential use of the Weaverville airport and landfill property. The Board requests a report back with recommendations and information on the compatibility of proposed hospital and juvenile facility with a motorcross. 2-3-No.
- RECESSES 11:30 A.M.; RECONVENES 11:40 A.M.
- 3 i. No reports from department heads received.
- 6 **BILL BRITTON, BATTALION CHIEF, DEPARTMENT OF FORESTRY AND FIRE PROTECTION, APPEARS RE LEASE OF LOWDEN PARK FIRE STATION/PROPERTY**
- On motion of Supervisor Fackrell, seconded by Supervisor Stewart and carried, approves and authorizes Chairman to sign amendment to Lease Agreement with the State of California, Department of Forestry and Fire Protection (CDF) for Lowden Park property, subject to routing for approval as to form and content; comments received from: John Whitaker;
- and
- adopts Resolution No. 46-99 authorizing Chairman to execute authorization to extend the Lowden Park Lease Agreement for three years from July 31, 1999 until July 31, 2002; with the following vote polled: 4-2-1-3-5-Yes.
- 5 **LAIRD CRANDALL, TRINITY OCCUPATIONAL TRAINING (TOT)**
- Presentation on Trinity Occupational Training (TOT) given by Sherri Whitham and Carol Spring.
- 4 **DUSTY KNIGHT, CREW SUPERVISOR, SUMMER YOUTH EMPLOYMENT TRAINING**

PROGRAM (SYETP)

Presentation on the Summer Youth Employment Training Program (SYETP) received from Will Rhodes, Jason Stacy, Megan Long and Joel Miller.

7 OPEN AGENDA - no appearances.

RECESSES 12:15 A.M.; RECONVENES 1:45 P.M.

MISC MATTERS

9

9 a. Designates Supervisor Modine to respond to Trinity County Grand Jury 1998-99 Finance and Administration Committee Final Report re Thunder Rock Shale Mine.

9 b. On motion of Supervisor Modine, seconded by Supervisor Fackrell and carried, denies request of Covington Mill Mutual Water Company for a waiver of building fees for the installation of a 55,000 gallon bolted steel drinking water storage tank. 4-No.

9 c. On motion of Supervisor Modine, seconded by Supervisor Fackrell and carried, approves request of Mountain Chapel Assembly of God Church for a refund of fees charged for an unused building permit.

Subseq. 1 On motion of Supervisor Modine, seconded by Supervisor Fackrell and carried, agrees to discuss the House Committee Report language on Trinity River, for immediate action pursuant to Government Code Section 54954.2(b)(2).

On motion of Supervisor Stewart, seconded by Supervisor Erikson and carried, agrees to allow Supervisor Modine to contact all House Committee members regarding the FY 2000 Energy and Water Development Act language with regard to the Trinity River study.

Subseq. 2 On motion of Supervisor Fackrell, seconded by Supervisor Modine and carried, agrees to discuss the proposed pension plan, for immediate action pursuant to Government Code Section 54954.2(b)(2).

On motion of Supervisor Stewart, seconded by Supervisor Fackrell and carried, instructs County Administrative Officer to advise representatives of UPEC that the County has been advised that the proposed LIUNA Pension Plan is not legal and the Board will not enter into the letter agreements.

Subseq. 3 On motion of Supervisor Fackrell, seconded by Supervisor Stewart and carried, agrees to discuss agreement with Sean McCoy for legal services, for immediate action pursuant to Government Code Section 54954.2(b)(2).

On motion of Supervisor Fackrell, seconded by Supervisor Stewart and carried, approves and authorizes Chairman to sign agreement with Sean McCoy for legal services for the Health and Human Services Department, subject to routing for approval as to form and content.

8 LEWISTON LOWDEN FIRE

Discusses and/or takes action on the following issues:

Information presented by County Counsel.

Elaine Marquis-Brong, Associate State Director for BLM reports that the Department of Justice is unwilling to make a determination on liability for the Lowden Fire until they receive a final report from the BLM.

cont.....

8 cont..... On motion of Supervisor Erikson, seconded by Supervisor Fackrell and carried, continues Lewiston Lowden fire discussion and/or action for a BLM special briefing on July 26, 1999 at 7:00 p.m. in the Elementary School gymnasium in Lewiston, California.

On motion of Supervisor Modine, seconded by Supervisor Erikson and carried, adopts Resolution No. 47-99 declaring a local disaster (Lewiston Lowden fire); with the following vote polled: 1-3-2-4-5-Yes.

On motion of Supervisor Erikson, seconded by Supervisor Fackrell and carried, approves and authorizes Chairman to sign contract with Wells, Small, Selke and Graham for legal services for victims of the Lowden fire.

On motion of Supervisor Erikson, seconded by Supervisor Stewart and carried, agrees to continue to charge Building, Planning, and Health Department permit fees to Lowden fire victims, with the expectation that the victims will be reimbursed by BLM.

Motion of Supervisor Erikson and second by Supervisor Stewart to continue to charge Solid Waste fees for Lowden fire victims, is tabled.

On motion of Supervisor Fackrell, seconded by Supervisor Modine and carried, agrees to waive fees for abandoned vehicles for Lowden fire victims. Comments received from John Whitaker.

Receives information re SBA Federal Disaster Assistance.

On motion of Supervisor Fackrell, seconded by Supervisor Modine and carried, authorizes Chairman to sign letters supporting AB 720 - making over 2600 inmates available for fire fighting by creating new conservation camps around the State and activating more fire crews at existing camps and AB 730 - addressing the condition of State Watersheds to return them to a more healthy more fire resistant condition; comments received from Steve Fitch and Chuck Schultz.

10 PUBLIC HEARING - APPLICATION FOR CDBG DISASTER RELIEF INITIATIVE FUNDS

Pat Mortenson reviews staff report; no public comments received; public hearing ordered closed.

No action taken on Resolution requesting grant for CDBG Disaster Relief Initiative Funds for winter storm of 1997/1998

9 d. Reports received from Supervisors Reiss, Modine and Stewart.

9 e. Reports from County Counsel re Lowden fire.

ADJOURNS 3:25 P.M. TO MEET IN CONTINUED SESSION ON JULY 26, 1999 AT 7:00 P.M. AT
THE LEWISTON ELEMENTARY SCHOOL GYMNASIUM

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

BOB REISS, Chairman
Board of Supervisors, County of Trinity,
State of California