

TRINITY COUNTY

Board of Supervisors

MINUTES

**MARCH 5, 2002
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 am and there are:

PRESENT SUPERVISORS: Robert Reiss, Ralph Modine, Billie Miller, Berry Stewart and Chris Erikson.

ABSENT SUPERVISORS: None

County Auditor/Controller, Brian Muir, Present

County Counsel, David Hammer, Present

County Clerk, Dero Forslund, Present

Deputy Clerk of the Board, Kelly Frost, Present

Chairman Erikson, Presiding

TIME ITEM NO.

8:30 AM **MEET IN CLOSED SESSION:** Anticipated Litigation – Conference with Legal Counsel. No. of cases: Four. (Government Code Section 54956.9, subd. (b)(1))

9:00 AM **PLEDGE OF ALLEGIANCE**

CHAIRMAN REPORTS ON CLOSED SESSION

Anticipated Litigation – Conference with Legal Counsel. No. of cases: Four. (Government Code Section 54956.9, subd. (b)(1))

Direction given to County Council

1. CONSENT AGENDA

The Board examines the Consent Agenda Items presented for consideration and on motion of Supervisor Reiss, seconded by Supervisor Modine, Consent Agenda items 1a. through 1y., excluding items 1a., 1d., 1e., 1f., 1i., 1k., 1l., 1o., 1p. and 1t., are approved with the following vote polled: Supervisors Modine, Reiss, Miller, Stewart and Erikson-Aye.

All contracts submitted to the Board are subject to routing for approval as to form and content.

1b. Pursuant to Trinity County Code Section 2.60.410 (2), authorizes hiring Liliana Trott as Dental Assistant Range G143 Step C, at Trinity Hospital, effective March 1, 2002. Cost for FY 01/02 is \$776. No cost to County General Fund.

1c. Pursuant to Trinity County Code Section 2.60.410(2), authorizes hiring Terri Donoho as Administrative Clerk II, range 122 Step B at Behavioral Health Services, effective October 1, 2001. Cost for FY 01/02 is \$455.

1g. Approves Transfer in Trinity County Information Technology's Budget.

2700 Special Dept Exp \$(22,759.25)
4300 Fixed Assets \$(5,329.00)
2260 Office Exp \$28,088.25

1h. Approves and authorizes Chairman to sign the Joint Operating and Financial Plan for Controlled Substances: USDA Forest Service Agreement No. 02-LE-11051360-034. Provides reimbursement for expenditures up to \$10,000 for controlled substance enforcement activities on National Forest properties.

1j. Authorizes General Services Director and Hospital Administrator to sign Memorandum of Understanding for plant operations and maintenance, environmental, laundry and biomed services at Trinity Hospital.

- 1m. Approves and authorizes Chairman to sign California Rural Home Mortgage Finance Authority Joint Exercise of Powers Agreement.
- 1n. Awards Schedule I & IV of Agreement to Supply County of Trinity with Aggregates to Concrete Aggregate Products of Weaverville, California in the amount of \$9,584.85 for Schedule I and the amount of \$30,704.30 for Schedule IV and authorizes the Chairman to sign the agreement.
- 1q. Approves and authorizes the Chairman to sign resolution requesting California Transportation Commission to authorize the use of the "Alternative Construction Progress Payment Procedure" in the disbursement of allocated construction funds in the amount of \$485,000.00 from the RIP for Trinity County Road Rehabilitation project on Ruth Zenia Road.
- 1r. Approves and authorizes the Chairman to sign resolution requesting California Transportation Commission authorize the use of the "Alternative Construction Progress Payment Procedure" in the disbursement of allocated construction funds in the amount of \$891,000.00 from the RIP for Trinity County Road Rehabilitation project on Rush Creek Road.
- 1s. Approves and authorizes the Chairman to sign resolution requesting California Transportation Commission to authorize the use of the "Alternative Construction Progress Payment Procedure" in the disbursement of allocated construction funds in the amount of \$410,000.00 from the RIP for Trinity County Road Rehabilitation project on Van Duzen River Road.
- 1u. Waives reading and directs the Clerk to let the record show that an Ordinance repealing Chapter 6.04 of the Trinity County Code and re-enacting Chapter 6.04 of the Trinity County Code concerning animal regulation, is enacted.
- 1v. Waives reading and directs the Clerk to let the record show that an Ordinance amending Chapter 3.08 of the Trinity County Code relating to purchasing, is enacted.
- 1w. Approves and authorizes Chairman to sign Resolution Approving the Trinity County Arts Council 2002/2003 Plan and Authorization to Sign Contract.

- 1x. Finds no objection to the application for a person to person and premise to premise alcoholic beverage license transfer, requested by Irene's Café, located on Highway 3 in Hayfork.
- 1y. Appoints Supervisor Miller to the Trinity County Emergency Care Committee and appoint Supervisor Stewart as Alternate.
- 1a. On motion of Supervisor Miller, seconded by Supervisor Stewart and carried, approves minutes of January 15, 2002, with corrections.
- 1d. On motion of Supervisor Miller, seconded by Supervisor Stewart and carried, pursuant to Trinity County Code Section 2.60.410(2) authorizes hiring Stephanie DuFour as a Respiratory Care Practitioner at Range G200 Step B for Trinity Hospital, effective March 1, 2002. Cost for FY 01/02 is \$666 and cost savings for FY01/02 is \$3,800. due to not hiring a Division Director/Respiratory Therapy. Comments received from Vicky Williams, Trinity Hospital.
- 1e. On motion of Supervisor Reiss, seconded by Supervisor Miller, approves increase in Trinity County Sheriff's Office of Emergency Services Budget due to receipt of additional revenue.

7280 State Aid	\$5,208.00
2260 Office Expenses	\$5,208.00

Supervisors Stewart and Modine – No.

- 1f. On motion of Supervisor Miller, seconded by Supervisor Stewart and carried, approves transfer in Trinity County Agriculture Department's Budget.

1010 Salaries	\$(991.00)
2630 Structure Rents	\$991.00

- 1i. On motion of Supervisor Miller, seconded by Supervisor Reiss and carried, approves and authorizes Chairman to sign agreement with Norment Security Group, in the amount of \$15,338, for 5 additional security cameras in the dormitory room, counseling room and school outdoor recreation area and other upgrades at the Juvenile Detention Facility, as submitted by the General Services Department.

- 1k. On motion of Supervisor Miller, seconded by Supervisor Stewart and carried, approves and authorizes Chairman and Hospital Chief Executive Officer to sign Contract with Scott Valley Respiratory Services, Inc., with corrections, in an amount not to exceed \$25,000 each year during the term of the contract.
- 1l. On motion of Supervisor Modine, seconded by Supervisor Stewart and carried, approves and authorizes Chairman to sign contract with Laurin Associates, Inc., in the amount of \$35,700, for an affordable housing conditions survey, as requested by the Grants Administration.
- 1o. On motion of Supervisor Miller, seconded by Supervisor Stewart, awards Schedule III of the Agreement to Supply County of Trinity with Aggregates to Dan Palmer Trucking of Redding, California, in the amount of \$6,818.03 for Schedule III and authorizes the Chairman to sign the agreement.
- 1p. On motion of Supervisor Miller, seconded by Supervisor Reiss and carried, awards Schedule II of Agreement to Supply County of Trinity with Aggregates to Eagle Rock, Inc., of Weaverville, California, in the amount of \$41,120.08 for Schedule II and authorizes the Chairman to sign the agreement. Chairman Erikson – Abstains, due to conflict of interest.
- 1t. On motion of Supervisor Stewart, seconded by Supervisor Miller, waives reading and directs the Clerk to let the record show that an Ordinance amending chapter 2.60.840 of the Trinity County Code Pertaining to Public Employees Retirement System providing for Peace Corps and Vista Service Credit, is enacted. Approved with the following vote polled: Supervisors Miller, Stewart, Modine and Erikson – Aye; Supervisor Reiss – No.

9:25 AM
9:30 AM

RECESSES
RECONVENES

2. COUNTY AUDITOR/CONTROLLER

- 2a. Brian Muir, County Auditor/Controller reports on agenda meeting.

2b. Brian Muir, County Auditor/Controller reports on other matters of interest to the Board.

2c. **Pulled:** The following job specifications and ranges were pulled with no action by the Board.

Deputy Director of General Services	M218
Operations Superintendent	M190
Facilities Operation Foreman	M181
Solid Waste Foreman	M181
Environmental Services/Custodian Foreman	M162

Cost for FY 01/02 is \$15,500.

2d. Chairman appoints Supervisor Stewart to the Solid Waste Hearing Panel, as required for Environmental Health Services to be designated the Local Enforcement Agency (LEA). Comments received from Peter Hedtke, Environmental Health.

2e. On motion of Supervisor Reiss, seconded by Supervisor Stewart and carried, changes the name of Grants Administration to Grants and Housing Rehabilitation Loan Administration.

2f. On motion of Supervisor Reiss, seconded by Supervisor Stewart and carried, directs County Counsel to draft policy with option to waive fees or implement a payment plan for use by non-profit organizations to pay Planning and Building Department fees.

2g. **TABLES TO MARCH 19, 2002 MEETING:** Arts Council Executive Director to present a plan to balance the Arts Council budget by the end of the 2001/2002 fiscal year. Comments received from Jim Cudziol, Arts Council Director.

3. REPORTS FROM DEPARTMENT HEADS, MEMBERS OF THE BOARD AND COUNTY COUNSEL

3a. Reports received from Department Heads: Dero Forslund, County Clerk/Recorder.

3b. Reports received from members of the Board: Supervisors Stewart, Modine, Miller, Reiss and Erikson.

3c. Report received from David Hammer, County Counsel.

4. TRANSPORTATION DEPARTMENT

- 4a. On motion of Supervisor Reiss, seconded by Supervisor Stewart, to establish Environmental Compliance Specialist position for the Department of Transportation at Range G226, effective 4/1/02 and direct that said change be made to the Salary Schedule Allocation List and List of Alphabetical Positions. Cost for FY 01/02 is \$892. Motion fails with the following vote: Supervisor Reiss – Aye; All others – No.

- 4b. On motion of Supervisor Reiss, seconded by Supervisor Stewart, to approve job specifications for Engineering Technician III for the Department of Transportation at Range T200, effective 3/1/02 and direct that said change be made to the Salary Schedule Allocation List and List of Alphabetical Positions and move allocation of Assistant Engineer from Department of Transportation to the Department of Building and Development Services. Cost for FY 01/02 is \$1,188. Motion fails with the following vote: Supervisor Reiss – Aye; All others – No.

- 4c. On motion of Supervisor Miller, seconded by Supervisor Reiss and carried, approves Project Agreement CA PFH 114-1(1) Hyampom Road describing the specific requirements to be fulfilled and the duties to be performed by the principal partners consisting of Federal Highway Administration, Central Federal Lands Highway Division, Shasta Trinity National Forest and Trinity County in regards to the reconstruction of Hyampom Road from mile post 3.7 to 6.5 (segment 2) mile post 8.5 to 10.7 (segments 4) and from mile post 10.7 to 14.3 (segment 5) and authorizes the Chairman to sign the Agreement.

Comments received from Carl Bonomini, Transportation.

10:30 PM

RECESSES

10:45 PM

RECONVENES

10:00 AM

5. OFFICE OF EMERGENCY SERVICES (OES)

Chris Adams and Dennis Babson of the State of California OES Hazard Mitigation appear and discuss Hazard Mitigation, changes in law for receiving funding for Hazard

Mitigation and former projects of Hazard Mitigation in Trinity County funded by OES.

6. NATURAL RESOURCES ADVISORY COUNCIL (NRAC)

TABLES TO MARCH 19, 2002: Direction given to Ralph Modine to redraft letters regarding the Northwest Forest Plan (NWFP) and the barriers to the timber harvest, as submitted by NRAC and bring back on March 19, 2002.

7. HUMAN RESPONSE NETWORK

David Crummey, Human Response Network, appears and discusses the Governor's Proposed Changes to California's Subsidized Child Care System.

On motion of Supervisor Stewart, seconded by Supervisor Reiss, approves and authorizes Chairman to sign Resolution Stating Opposition to the Governor's Proposed Changes to California's Subsidized Child Care System. Approved with the following vote polled: Supervisors Reiss, Stewart, Miller, Modine and Erikson – Aye.

8. PUBLIC COMMENT

No comments received.

12:05 PM

RECESS

1:00 PM

RECONVENE

9. HOSPITAL

9a. Presentation on forming a District Hospital received by Vic Biswell, a consultant for Clark, Lowery and Kortbojian. Comments received from David Hughes, Hospital Chief Executive Officer.

9b. Report received from David Hughes, Hospital Chief Executive Officer, on status of Hospital finances.

CHAIRMAN ERIKSON PASSES GAVEL TO VICE-CHAIRMAN MILLER

SUBSEQUENT ITEM

On motion of Supervisor Erikson, seconded by Supervisor Reiss and carried, agrees to hear subsequent item on a finding that there is a need to take immediate action and the need for action came to the attention of the Board subsequent to the posting of the agenda.

On motion of Supervisor Erikson, seconded by Supervisor Reiss and carried, excuses Hospital Advisory Board of Directors and directs the Board of Supervisors assume the duties of the Hospital Advisory Board of Directors.

On motion of Supervisor Erikson, seconded by Supervisor Reiss and carried, gives notice of Public Hearing on March 19, 2002 to reduce hospital expenses and eliminate services.

On motion of Supervisor Erikson, seconded by Supervisor Reiss and carried, cancels authority of Hospital Chief Executive Officer to have signing bonuses.

On motion of Supervisor Erikson, seconded by Supervisor Reiss and carried, forms a Hospital Reorganization Committee consisting of Brian Muir, County Auditor/Controller; David Hammer, County Counsel; David Hughes, Hospital Chief Executive Officer; Supervisor Miller and Chairman Erikson and said committee is to have broad authorization to renegotiate all Memorandums of Understandings and hospital contracts.

Comments received from Mary Fattig, Carol Bradford, Chris Darker, Dr. Krouse, Jim Skinner, Dr. Harwood, Danette Kendrick, Ed Bates.

VICE-CHAIRMAN MILLER PASSES GAVEL BACK TO CHAIRMAN ERIKSON

1:30 PM

10. PUBLIC HEARINGS

10a. OPENS PUBLIC HEARING ON GENERAL PLAN AMENDMENT AND ZONING ORDINANCE (APPLICANT: D. RYAN, P-01-59)

- Comments received from John Jelichich, Planning Department.

CLOSES PUBLIC HEARING

On motion of Supervisor Miller, seconded by Reiss, approves and authorizes Chairman to sign a Resolution amending the Lewiston community Plan by changing the General Plan designation on the north half of APN 25-590-60 from Commercial to Multifamily Residential. Approved with the following vote polled: Supervisors Reiss, Miller, Modine, Stewart and Erikson - Aye; and

On motion of Supervisor Miller, seconded by Supervisor Reiss, waives reading and direct the Clerk to let the record show that an Ordinance amending Trinity County Zoning Ordinance #315, rezoning the north half of APN 25-590-60 from Retail Commercial (C-1) to Multiple Family (R-3), located at the corner of First and Fremont Streets, Lewiston, is introduced. (Applicant: D. Ryan, P-01-59). Approved with the following vote polled: Supervisors Reiss, Miller, Modine, Stewart and Erikson - Aye.

10b. **OPENS PUBLIC HEARING TO ADOPT RESOLUTION APPROVING A GENERAL PLAN AMENDMENT TO DELETE EXISTING SAFETY ELEMENT**

- Comments received from Pat Frost, Resource Conservation District and John Jelichich, Planning Director.

CLOSES PUBLIC HEARING

On motion of Supervisor Miller, seconded by Supervisor Stewart, approves and authorizes Chairman to sign Resolution approving a General Plan Amendment to delete the existing Safety Element of the Trinity County General Plan and adopt a revised version. Approved with the following vote polled: Supervisors Stewart, Miller, Reiss, Modine and Erikson – Aye.

10c. **OPENS PUBLIC HEARING TO ADOPT RESOLUTION APPROVING AMENDMENTS TO THE CONSERVATION AND OPEN SPACE ELEMENTS OF THE GENERAL PLAN**

- Receive Public Comment

CLOSES PUBLIC HEARING

On motion of Supervisor Stewart, seconded by Supervisor Reiss, approves and authorizes Chairman to sign the Resolution approving amendments to the Conservation and Open Space Elements of the General Plan concerning the protection of groundwater resources. Approved with the following vote polled: Supervisors Reiss, Stewart, Modine, Miller and Erikson – Aye.

Comments received from Janet Clements, Planning Department and Tom Stokely, Natural Resources Department.

CHAIRMAN OPENS PUBLIC COMMENT PERIOD

- Comments received from Colleen O’Sullivan, Ed Bates, Greg Olsen, Dick Morris, Patricia Hicks, Doug Hodges, Gerard Kaz, Dana Ryan, Bill McCoy, Mike McCullough, Tom Simpson.

CHAIRMAN CLOSSES PUBLIC COMMENT PERIOD

10d. **OPENS PUBLIC HEARING TO ADOPT RESOLUTION APPROVING CIRCULATION ELEMENT OF COUNTY GENERAL PLAN**

- Comments received from Colleen O’Sullivan, Dick Morris, Carl Bonomini, Nancy Wallace, Dee Ryan, Jeff Morris, David Hammer, John Hodges, Judy Morris, Dana Ryan, Tom Simpson.

CLOSSES PUBLIC HEARING

3:15 PM
3:25 PM

RECESSES **RECONVENES**

On motion of Supervisor Modine, seconded by Supervisor Miller, approves and authorizes Chairman to sign Resolution approving the 2002 Circulation Element of the Trinity County General Plan. Approved with the following vote polled: Supervisors Miller, Modine, Stewart, Reiss and Erikson – Aye.

SUBSEQUENT ITEM

On motion of Supervisor Modine, seconded by Supervisor Stewart and carried, agrees to hear subsequent item on a

finding that there is a need to take immediate action and the need for action came to the attention of the Board subsequent to the posting of the agenda.

On motion of Supervisor Modine, seconded by Supervisor Stewart and carried, approves and authorizes Chairman to sign letter to Secretary of Agriculture, Ann Veneman, in support of Siskiyou Supervisor Joan Smith's nomination as the Chief of Natural Resource Conservation Service.

SUBSEQUENT ITEM

On motion of Supervisor Erikson, seconded by Supervisor Reiss and carried, agrees to hear subsequent item, in Closed Session on a finding that there is a need to take immediate action and the need for action came to the attention of the Board subsequent to the posting of the agenda.

5:05 PM
5:15 PM

RECESSES TO CLOSED SESSION
RECONVENES TO OPEN SESSION

Chairman reports on Closed Session:

**Action on Personal Matter concerning discipline -
Direction given to County Counsel**

5:20 PM **ADJOURN**

All Ordinances introduced or enacted have been published or posted as provided in Government Code Section 25124.

DERO B. FORSLUND
DERO B. FORSLUND, County Clerk and
Ex-Officio Clerk of the Board of Supervisors
County of Trinity, State of California

J.C. ERIKSON, Chairman
Board of Supervisors, County of
Trinity, State of California

By: _____
Deputy