

TRINITY COUNTY

Board of Supervisors

MINUTES

MAY 7, 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 9:10 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 **A. MEET IN CLOSED SESSION:** Existing Litigation – Conference with Legal Counsel. Number of Cases One (Litigation has been formally initiated, Gov. Code Section 54956.9 subd. (a).)

County of Trinity v. United States of America, et al.
Case No.: CIV-S-012112 FCD PNN

B. MEET IN CLOSED SESSION: Existing Litigation – Conference with Legal Counsel. Number of Cases: One (Litigation has been formally initiated, Gov. Code section 54956.9, subd. (a).)

Pacific Gas & Electric Company, a California Corporation
Case No. 01-30923 DM

- C. **MEET IN CLOSED SESSION:** Potential litigation-conference with Legal Counsel. (GC54956.9 (B)) One case.

Claim of Charlie Capelli and Dixie Capelli

- D. **MEET IN CLOSED SESSION:** Conference with Labor Negotiators. Government Code Section 54954.5. County Negotiator: Brian Muir.

9:00 AM

PLEDGE OF ALLEGIANCE

CHAIRMAN REPORTS ON CLOSED SESSION:

- A. United States of America - Direction given to appeal decision
- B. Pacific Gas and Electric - Fund the County Counsel Energy Committee in the amount of \$1,000.
- C. Claim filed by Charlie and Dixie Capelli - Denied
- D. Conference with Labor Negotiators

1. CONSENT AGENDA

The Board examines the Consent Agenda Items presented for consideration and on motion of Supervisor Reiss, seconded by Supervisor Stewart, Consent Agenda items 1a. through 1ff., with the exception of 1g., 1h., 1l., 1n., 1s. and 1v., are approved with the following vote polled: Supervisors Stewart, Reiss, Miller, Modine and Erikson-Aye.

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

CONSENT ITEMS

BOARD CONSENT MATTERS

- 1a. Approves minutes of April 16, 2002, as submitted by Clerk.
- 1b. Reappoints David Ohde to a two-year term as the Trinity County System Advisory Board Member (SAB), as requested by the County Library.

- 1c. Accepts resignation of Marjorie Lee representing District 1 on the Trinity County Fair Board and directs the Clerk to advertise the vacancy.

BEHAVIORAL HEALTH SERVICES

- 1d. Approves and authorizes Chairman to sign Amendment No. 1 (County No. 2002-213) with Sierra Vista Hospital Inc., to amend the maximum cost to County from \$10,000 to \$86,000 for mental health treatment of clients. Contract No.
- 1e. Approves and authorizes Chairman to sign Amendment No. 1 (County No. 2002-214) with Heritage Oaks, Inc., to amend the maximum cost to County from \$10,000 to \$45,000, for mental health treatment for clients.
- 1f. Approves and authorizes Chairman to sign Amendment No. 1 (County No. 2002-215) with Humboldt Recovery Center, to amend the maximum cost to County from \$5,000 to \$19,000, as well as amends the contract termination date to read June 30, 2002.

CLERK/RECORDER

- 1i. Approves and authorizes expenditure, in the amount of \$5,824.74, from the Clerks Automated Record Retrieval Trust fund, for the purchase of a Server for the hal File Documentation Management System, as requested by the County Clerk/Recorder.

DISTRICT ATTORNEY

- 1j. Approves and authorizes Chairman to sign Resolution (County No. 2002-039), authorizing the District Attorney to submit to the Office of Criminal Justice Planning an application to receive funding for the Anti-Drug Abuse Enforcement Program Grant in the amount of \$155,477 for the period July 1, 2002 – June 30, 2003; and further authorizing the District Attorney to sign the Grant Award Agreement, including any extensions or amendments thereof.

HEALTH AND HUMAN SERVICES

- 1k. Approves and authorizes Director of Health and Human Services to sign contract (County No. 2002-217) with the

Human Response Network, in the amount of \$16,441 to implement the Youth Outreach Program.

- 1m. Approves and authorizes Chairman to sign resolution (County No. 2002-036), establishing the Trinity County Children's Trust Fund and authorizing the Child Abuse Prevention Council to administer the Trinity County Children's Trust Fund.

PERSONNEL DEPARTMENT

- 1o. Approves and authorizes 5% out-of-class compensation for Juvenile Counselor Trish Miller, effective May 1, 2002. Cost for FY 01/02 is \$158.54
- 1p. Approves and authorizes 5% out-of-class compensation for Juvenile Counselor Garth Pedrotti, effective May 1, 2002. Cost for FY 01/02 is \$158.54.
- 1q. Pursuant to Trinity County Code 2.60.410(2), authorizes Trinity County Behavioral Health Services to hire Bridget Davis as a Mental Health Services Specialist II, Range G182, Step C, effective May 1, 2002. Cost for FY 01/02 is \$855.
- 1r. Reclassifies position of Staff Nurse to Registered Nurse, in the Behavioral Health Services department, effective May 1, 2002 and directs that said change be made to the salary schedule and alphabetical listing of positions. Cost for FY 01/02 \$1,438.
- 1t. Approves and authorizes Chairman to sign agreement (County No. 2002-202 for unemployment compensation service with County Personnel Administrators Association of California (CPAAC), and Gates McDonald & Company, in the amount of \$350 per year.

PLANNING DEPARTMENT

- 1u. Approves transfer of salary savings in Planning Department to cover expenses as listed:
 - 2260 Office Expense \$ 9,000
 - 2060 Communications \$ 4,000
 - 2750 Travel \$ 1,000
 - 2850 Utilities \$ 500

PROBATION DEPARTMENT

- 1w. Authorizes increase to the balance in Visa/MasterCard checking account from \$500 to \$1,000, as requested by the Collections Division of the Probation Department.

SHERIFF'S OFFICE

- 1x. Approves and authorizes Sheriff to sign agreement No. 2002-35 with the U.S. Department of Justice, Drug Enforcement Administration, to provide grant funds up to \$7,875 for eradication and suppression of marijuana cultivation (County No. 2002-204).
- 1y. Approves and authorizes the Sheriff to sign the Marijuana Suppression Program Request for Proposal (2002-205), with a potential revenue \$250,000.
- 1z. Authorizes the transfer of a 1985 Jeep (Lic. No. 463686) from County Surplus to Sheriff's Department inventory to be used in Search and Rescue functions.

TRANSPORTATION DEPARTMENT

- 1aa. Adds to the Department of Transportation's Fixed Assets schedule, 1 Diesel Fueled Melter Applicator (crack sealer) and delete 1 Traffic signal system. Accept bid procedure and proposal received by the City of Red Bluff and find that there is no advantage to the County to request a separate competitive bid for an Applicator which meets the specifications set forth in the City of Red Bluff's Request for Quotation 01-26 and Authorize the Director of Transportation to purchase 1 diesel Fueled Melter Applicator (crack sealer) From Tri-American, Inc. of Milpitas, California in the full amount of \$28,756.25.
- 1bb. Declares various items surplus and authorize the Director of Transportation to dispose of them by "sealed public bid" and if the minimum bid amount is not received for any item, authorizes the Director to dispose of said items by "make offer" or "negotiation." Fiscal Impact of \$4,500 to \$7,500 net revenue to the Road Fund.
- 1cc. Accepts the work performed under Contract No. 00-BR-59 by HSH Construction Company of Redding, CA and

authorizes the Director of Transportation to sign and record the Notice of Completion on said Contract.

- 1dd. Approves Amendment No. 2, (County No. 2002-219), for additional environmental work, to Standard Form Personal Services Contract with Quincy Engineering, Inc., in the amount of \$14,790, dated December 5, 2000 and authorizes Chairman to sign same.
- 1ee. Approves agreement between Trinity County Department of Transportation and Yingling Construction Co., (County No. 2002-208) to exchange personal property valued at \$7,000 plus \$2,000 cash for an 8 to 10 yard capacity dump trailer.
- 1ff. Approves Amendment No. 1 to Standard Form Personal Services Contract for Environmental Studies for the Construction of the East Connector Roadway from State Highway 3 to State Highway 299 in Weaverville, with Psomas of Sacramento, California, in the amount of \$14,575 (\$253,455 total contract amount), and authorizes the Director of Transportation to sign Contract Amendment.

PULLED CONSENT ITEMS

- 1g. On motion of Supervisor Modine, seconded by Supervisor Miller and carried, approves and authorizes Chairman to sign Amendment No. 2 with Crestwood Behavioral Health, Inc. to amend the maximum cost to County from \$64,000 to \$125,500, for mental health treatment of clients.
- 1h. On motion of Supervisor Miller, seconded by Supervisor Reiss and carried, approves and authorizes Chairman to sign contract with Tri-City Mental Health Center, with corrections, to provide Tele-psychiatry Services for the treatment of mental health clients, in the amount of \$97,593.60, no impact to General Fund.
- 1i. On motion of Supervisor Modine, seconded by Supervisor Reiss, approves and authorizes Director of Trinity County Health and Human Services Department to sign agreement with Human Response Network to provide Child Abuse Prevention, Intervention and Treatment services, in the maximum amount of \$70,813, no impact to General Fund. Comments received from Linda Wright, Health and Human Services Director.

- 1n. On motion of Supervisor Stewart, seconded by Supervisor Modine, denies amendment of action of March 19, 2002 to reflect out-of-class compensation payment to Donna Loving, in the amount of \$1,205.31 for the period of February, March and April, 2002; and

Denies amendment of action of March 19, 2002 to reflect out-of-class compensation payment to Vicki Thompson, in the amount of \$632.85 for the period of February, March and April, 2002. Supervisor Reiss – No. Comments received from Linda Wright, Health and Human Services Director.

- 1s. On motion of Supervisor Reiss, seconded by Supervisor Stewart, approves a \$.25 pay increase, retroactive to January 1, 2002, for the following unclassified positions in the Sheriff's department:

	<u>FROM:</u>	<u>TO:</u>
• Reserve Deputy Level I	\$11.25	\$11.50 per hour
• Reserve Deputy Level II	\$10.75	\$11.00 per hour
• Reserve Deputy Level III	\$10.25	\$10.50 per hour
• Correctional Officer Cadet	\$10.25	\$10.50 per hour

Comments received from Paul Schmidt, Sheriff.

- 1v. On motion of Supervisor Stewart, seconded by Supervisor Reiss, approves and authorizes Chairman to sign contract with Synovation Inc. for an Adult/Juvenile Probation and Revenue Recovery Case Management System, in the maximum amount of \$63,736.63. Comments received from Terry Lee, Chief Probation Officer.

2. COUNTY MATTERS

- 2a. Reviews Grand Jury Report up-date.
- 2b. Acknowledges receipt of the following three Grand Jury Reports and assign a supervisor to draft a response:

1. Special Districts Committee Final Report – Financial Audits of Special Districts Handbook for Special Districts.

- **Supervisor Miller**

2. Social Services Committee Final Report – California Work Opportunity and Responsibility to Kids (CalWORKS) Program.

- **Supervisor Stewart**

3. Finance and Administration Committee Final Report – Trinity County Financial Statements and Related Accounting Matters.

- **Supervisor Erikson**

- 2c. On motion of Supervisor Modine, seconded by Supervisor Miller, approves waiver, in the total amount of \$2,472, for six County Department fees for proposed Golf Course in the Lewiston Community Services District. Supervisor Stewart – No. Comments received from David Klipp, Lewiston Community Services District Representative and John Jelichich, Planning Director.
- 2d. On motion of Supervisor Miller, seconded by Supervisor Stewart and carried, approves waiver of Encroachment Permit fee, in the amount of \$100.00, for the Peddler's Fair on June 1, 2002.
- 2e. On motion of Supervisor Stewart, seconded by Supervisor Modine and carried, approves waiver of Building Department fees, in an amount not to exceed \$1,500, for the Hayfork Wood Center/Business Incubator.
- 2f. On motion of Supervisor Reiss, seconded by Supervisor Stewart and carried, authorizes the Trinity Animal Shelter Auxiliary (TASA) to temporarily erect permanent fencing and directs General Services to advertise for bids for drainage, paved apron, shale driveway and site grading for the Trinity County Animal Shelter. Comments received from Jero Salva, Deputy Director General Services and Steve Judson, Building and Development Services Director.

10:10 AM
10:25 AM

RECESSES
RECONVENES

- 2g. On motion of Supervisor Reiss, seconded by Supervisor Stewart, gives direction to General Services not to proceed with the draft design for a new hospital.
- 2h. On motion of Supervisor Stewart, seconded by Supervisor Reiss and carried, directs County Counsel to prepare amendment to County Code Section 2.60.770, Subsection E and increase the in-county per diem allowance from fifty dollars per day to sixty five dollars per day.
- 2i. Acknowledges receipt of notice, pursuant to Health and Safety Code Section 25180-7, of hazardous waste discharge located at Cy Camp Trucking on Squires Road in Weaverville, as submitted by the Trinity County Building and Development Services Department. Comments received from Steve Judson, Building and Development Services Director and Christine Tuckey, Environmental Health Services.
- 2j. Directs Clerk to initiate 45-day public comment period, effective on April 24, 2002, for proposal for Title III funds for the Mad River Ranger District, for a Youth Conservation Corp (YCC) Program which will provide an employment/educational opportunity for 5 high school students for an 8-week program this summer, in the amount of \$25,000 for FY 2002 and \$35,000 each year for FY's 2003, 2004, 2005, 2006.
- 2k. On motion of Supervisor Miller, seconded by Supervisor Modine, approves and authorizes Chairman to sign resolution (County No. 2002-037), to designate 100% of the 2002-2003 Schools Coalition Funds to be spent on Title II projects, in the amount of approximately \$1.1 million. Approved with the following vote polled: Supervisors Modine, Miller and Erikson – Aye; Supervisors Reiss and Stewart – No. Comments received from Jim French, Resource Advisory Committee Chair and Dero Forslund, County Clerk/Recorder.

3. COUNTY AUDITOR/CONTROLLER

- 3a. Brian Muir reports on agenda meeting.
- 3b. Brian Muir reports on other matters of interest to the Board.

SUBSEQUENT ITEM

On motion of Supervisor Reiss, seconded by Supervisor Miller 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 Miller, seconded by Supervisor Reiss, directs Personnel staff to re-advertise for County Administrative Officer and change advertised salary to \$7,435 as recommended by the Classification and Compensation study. Supervisors Modine and Stewart – No. Comments received from Linda Wright, Health and Human Services Director.

- 3c. On motion of Supervisor Miller, seconded by Supervisor Stewart and carried, denies outside auditors' proposal to provide services to audit the general fixed asset account group, for a fee of \$20,000.
- 3d. On motion of Supervisor Miller, seconded by Supervisor Stewart and carried, directs County Clerk to fund FY 02/03 Local Agency Formation Commission (LAFCo), in the amount of \$8,700.
- 3e. On motion of Supervisor Modine, seconded by Supervisor Miller and carried, gives direction to pay FY 01 dues owed to the National Forest Counties and School Coalition, in the amount of \$10,356.86, to be paid in the 02/03 fiscal year budget.

11:20 AM
11:30 AM

RECESSES
RECONVENES

PRESENTATIONS

- 5. **R & G CONSULTANTS** gives final presentation on Classification & Compensation Study.
- 6. **HEALTH AND HUMAN SERVICES:** On motion of Supervisor Reiss, seconded by Supervisor Stewart, approves and authorizes Chairman to sign resolution (County No. 2002-038), proclaiming May 2002 as Foster Care Awareness Month in Trinity County. Approved with the following vote polled: Supervisors Stewart, Reiss, Miller, Modine and Erikson – Aye.

7. **TRINITY COUNTY DEVELOPMENT CORPORATION PRESENTATION:** Trinity County Development Corporation presents the Trinity County Economic Action Plan to the Board; assisted by the Superior California Economic Development District. Comments received from Jesse Cox, Duane Heryford, Pat Mortensen and Gail Goodyear.

8. **PUBLIC COMMENT**

Comment received from Graham Mathews.

12:00 PM
1:30 PM

RECESSES
RECONVENES

SUBSEQUENT ITEM

On motion of Supervisor Reiss, seconded by Supervisor Miller 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 Reiss, seconded by Supervisor Stewart and carried, approves and authorizes Chairman to sign agreement with Trinity County Fair Association, (County No. 2002-227), with corrections. Subject to routing and approval as to form and content.

SUBSEQUENT ITEM

On motion of Supervisor Reiss, seconded by Supervisor Modine 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 Stewart, seconded by Supervisor Reiss and carried, agrees to transfer the 1984 Ford ambulance currently on the General Services Surplus listing to the Trinity County Sheriff's Posse.

SUBSEQUENT ITEM

On motion of Supervisor Reiss, seconded by Supervisor Stewart, 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 Reiss, seconded by Supervisor Stewart and carried, approves and authorizes Chairman to sign Federal Apportionment Exchange Program and State Match Program, Caltrans Agreement X02-5905(054).

9. PUBLIC HEARINGS

- 9a. **OPEN PUBLIC HEARING:** On a request for revocation of a use permit to allow a motocross and pee-wee race track on property located in Junction City on Highway 299, east of Rifle Range Road. APN 24-010-45 (Applicant: Trinity County Planning Department/Mortimeyer).

CLOSE PUBLIC HEARING

On motion of Supervisor Miller, seconded by Supervisor Modine and carried, approves request for revocation of a use permit to allow a motocross and pee-wee race track on property located in Junction City on Highway 299, east of Rifle Range Road. APN 24-010-45. (Applicant: Trinity County Planning Department/Mortimeyer).

- 9b. **OPEN PUBLIC HEARING:** To discuss the expenditure of \$4,435.85 of CDBG Program Income for the Hayfork Wood Center/Business Incubator.

- Presentation received by Pat Mortensen, Grants and Housing Rehabilitation Loan Administration.
- No public or written discussion was received.

CLOSE PUBLIC HEARING

On motion of Supervisor Reiss, seconded by Supervisor Stewart, approves and authorizes Chairman to sign resolution (County No. 2002-041), amending open CDBG contract #99-EDBG-690, with funds from CDBG Community Facilities Revolving Loan Fund and the Economic Development Revolving Loan Fund, in the amount of \$4,435.85. Approved with the following vote polled: Supervisors Stewart, Reiss, Modine, Miller and Erikson – Aye.

- 9c. **OPEN PUBLIC HEARING:** To receive proposed projects that could be funded with the General Allocation Planning a Technical Assistance grant (\$35,000), the Economic Development Allocation Planning and Technical Assistance grant (\$35,000) and the Economic Development Over-the-Counter grant (\$300,000) for the year 2002.
- Presentation received by Patricia Mortensen, Grants and Housing Rehabilitation Loan Administration.
 - Receives public and written discussion: Sally Aldinger and Charlene Duneatz, Hayfork Community Center; David Hughes, Hospital Administrator; Duane Heryford, Superior California Economic Development District.

CLOSE PUBLIC HEARING

On motion of Supervisor Modine, seconded by Supervisor Stewart and carried, selects the following proposals for each of the three grants and directs Grants Administration staff to prepare grant applications for future Board approval:

- \$35,000 to the Winery and Vineyard Marketing Plan submitted by the Superior California Economic Development District.
 - \$35,000 to the Community Center of Hayfork to incorporate a newer and larger facility.
 - \$300,000 for infrastructure at Trinity Hospital.
- 9d. **TRANSPORTATION COMMISSION PUBLIC HEARING POSTPONED UNTIL JUNE 4, 2002:** to adopt resolution, Finding That There are no Unmet Transit Needs in Trinity County that are Reasonable to Meet.

HOSPITAL

Hospital Administrator, David Hughes - Present
Hospital Chief Financial Officer, Crystal Betts– Present
Director of Medical Staff, Jeannie Silvers – Present
Director of Nurses, Jane Trott – Excused: Medical Leave of Absence

10. HOSPITAL MATTERS

- 10a. David Hughes, Hospital Administrator reports to the Board on the status of Trinity Hospital.

- 10b. Receives Hospital Financial Planning Committee report from Crystal Betts, Hospital Chief Financial Officer.
- 10c. On motion of Supervisor Stewart, seconded by Supervisor Modine, denies recruitment of OB nurse manager using Prop 10 funds and rejects Department of Obstetrics budget for FY 02/03. Supervisor Stewart – No; Supervisor Miller – abstains.
- 10d. On motion of Supervisor Stewart , seconded by Supervisor Miller, approves a sign on bonus for RN's in the amount of \$2500 and LVN's in the amount of \$1500 payable over one year. Comments received from Sally Aldinger, Gail Goodyear and Crystal Betts.
- 10e. On motion of Supervisor Miller, seconded by Supervisor Reiss, approves and authorizes Chairman to sign resolution (County No. 2002-040), amending the Trinity County Hospital Governing Board Bylaws. Approved with the following vote polled: Supervisors Reiss, Miller, Stewart, Modine and Erikson – Aye.
- 10f. On motion of Supervisor Miller, seconded by Supervisor Reiss and carried, approves the Rules and Regulations of the Trinity County Hospital Medical Staff.

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

- 4a. Report from Department Heads: Dero Forslund, County Clerk/Recorder.
- 4b. Report from members of the Board: Chairman Erikson reports.
- 4c. No report received from County Counsel.

HOSPITAL CLOSED SESSION

- A. MEET IN CLOSED SESSION:** Government Code Section 54962; Health and Safety Code Section 1461. Subject Matter: Staff Privileges.
- B. MEET IN CLOSED SESSION:** Government Code Section 54962; Health and Safety Code Section 32155. Subject Matter: Report of Quality Assurance Committee.

CHAIRMAN REPORTS ON CLOSED SESSION:

A. Staff Privileges:

Roxanne Reeves, CNM: Accepts resignation.

Gregory Harris, MD: Accepts resignation.

Michelle Davey, DO: Approves routine orders and additional privileges.

Dale Stemple, MD: Additional privileges.

Donald Krouse, MD: Approves additional privileges for reappointment.

Randall Meredith, MD: Approves reappointment.

Steven Segerstrom, MD: Approves reappointment.

B. Accepts report of Quality Assurance Committee.

4:45 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