

TRINITY COUNTY

BOARD OF SUPERVISORS

MINUTES

FEBRUARY 18, 2003
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 8:30 am and there are:

PRESENT SUPERVISORS: Ralph Modine, Robert Reiss, Howard Freeman and Billie Miller

ABSENT SUPERVISORS: David Klipp

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 Miller, Presiding

TIME ITEM NO.

8:30 AM **CALL MEETING TO ORDER IN OPEN SESSION**

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

The Board examines the Consent Agenda Items presented for consideration and on motion of Supervisor Reiss, seconded by Supervisor Freeman and carried, Consent Agenda items 1b. through 1u., with the exception of 1a., 1g., and 1v., are approved with the following vote polled: Supervisors Freeman, Reiss, Modine and Miller – Aye.

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

BOARD CONSENT MATTERS

- 1b. Approves and certifies the annual certification form of the membership of the Trinity County Local Childcare Planning Council.
- 1c. Waives reading and directs the Clerk to let the record show that an ordinance amending Section 9.28.030 of the County Code pertaining to Discharge of Firearms at Ruth Lake, is enacted (Ordinance No. 1270).

ARTS COUNCIL

- 1d. Approves and authorizes Chairman to sign resolution to approve the 2003/2004 Trinity County Arts Council Plan as submitted to the California Arts Council by the Trinity County Arts Council and designate the Trinity County Arts Council to execute the 2003/2004 State-Local Partnership Program Grant Contract with the California Arts Council. Grant amount is \$30,000 for operating expenses (Resolution No.2003-017).

AUDITOR/CONTROLLER

- 1e. Authorizes the purchase of two Canon IR 600 copy machines and a FAX machine from Ray Morgan Company for use in the hospital, in the amount of \$27,254.59.
- 1f. Approves and authorizes Chairman to sign a declaration of intent to contract for FY 02/03 Emergency Medical Service Appropriation, in the amount of \$9,308 in EMS revenue.

BEHAVIORAL HEALTH SERVICES

- 1h. Approves and authorizes Chairman to sign an Amendment No. 2 with Skyway House (Contract No. 2003-060), in the amount of \$32,400, for the treatment of Trinity County Alcohol and Drug Clients.

BUILDING AND DEVELOPMENT SERVICES

- 1i. Approves waiver of County Building and Development fees, in the amount of \$63, for new electric service fee to install lights for a Light Up A Life tree at the Highland Art Center, as requested by Dawn Hospice.

CHILD SUPPORT SERVICES

- 1j. Approves and authorizes Child Support Director to sign the Annual Automation Cooperation Agreement (AACA) Extension and Plan of Cooperation with the California Department of Child Support Services (Contract No. 2003-066).

GENERAL SERVICES

- 1k. Authorizes use of the bio-combustor for heating the Wood Center/Business Incubator Building in Hayfork. No cost to General Fund.
- 1l. Approves and authorizes Chairman to sign an agreement with Trinity Heating and Air to install a HVAC System in the Veteran's Memorial Hall (Contract No. 2003-062), in the amount of \$13,627.

HEALTH AND HUMAN SERVICES

- 1m. Approves and authorizes Chairman to sign agreement with Southern Trinity Health Services (Contract No. 2003-061), in the amount of \$26,000, for providing medical services or programs in accordance with Welfare and Institutions Code 17609 and 17609.0.
- 1n. Approves and authorizes Chairman to sign the Trinity County Privacy Policy, as required by the Health Insurance Portability Accountability Act (HIPAA) (Policy No. 2003-02), which establishes procedures consistent with the Board's support of the fundamental right to privacy of all its citizens and intent to be compliant with applicable Federal and State health information privacy and security laws, regulations, and policies.

PERSONNEL

- 1o. Removes Risk Management division from Administration and Personnel and approves consolidation of said division with Auditor/Controller and directs that said change be made to the Salary Schedule and County Position Descriptions, effective March 1, 2003.
- 1p. Waives nepotism policy and authorizes hiring Robert Rapinac Jr. as a Project Specialist at \$12 per hour in Solid Waste division of General Services, effective February 24, 2003. Cost for FY 02/03 is \$6,700.

PLANNING

- 1q. Authorizes Planning Director to advertise for one person with expertise in aviation to serve on the County's Airport Land Use Commission; and

Authorizes the Airport Advisory Committee to review the applications and make a recommendation to the Board regarding the appointment to the County's Airport Land Use Commission of one person with expertise in aviation.

- 1r. Approves a one-year extension for an approved tentative map. Location: Junction City. Applicant: James Munro. P-2000-33.
- 1s. Waives reading and directs the Clerk to let the record show that an Ordinance amending Trinity County Zoning Ordinance No. 315-722, changing yard setbacks in agricultural zones as provided in Section 13.K, Section 13.1.G, Section 14.K, Section 14.L, Section 14.M, and 14.N. Applicant: Trinity County Planning Department (PW-02-09), is enacted.
- 1t. Waives reading and directs the Clerk to let the record show that an Ordinance amending Trinity County Zoning Ordinance No. 315-721, reflects the amendment to Section 21 (General Commercial Zoning District) to allow Adult Day Support Centers and an amendment to Section 10 (Definitions) to add a definition for Adult Day Support Centers (PW-02-06) is enacted.
- 1u. Waives reading and directs the Clerk to let the record show that an Ordinance amending Trinity County Zoning Ordinance No. 315-720, reclassifying APN 11-210-84 from Unclassified-B3-5 (U-B3-5) to Rural Residential five-acre minimum (RR-5), and flood Hazard (FH) on all that portion located within the 100-year floodplain of the South Fork of the Trinity River and Kerlin Creek, located on Lower South Fork Road, Hyampom. Applicant: V. Garrett (P-02-33), is enacted.

THE FOLLOWING ITEMS HAVE BEEN PULLED FROM THE CONSENT AGENDA AND CONSIDERED SEPARATELY.

- 1a. On motion of Supervisor Reiss, seconded by Supervisor Freeman and carried, approves minutes of February 4, 2003, with corrections, as submitted by Clerk.
- 1g. On motion of Supervisor Freeman, seconded by Supervisor Modine and carried, approves and authorizes Chairman to sign Amendment No. 2 with Empire Alcohol Recovery Center (Contract No. 2003-065), with corrections, in the amount of \$19,650, to provide long term residential recovery services.
- 1v. On motion of Supervisor Reiss, seconded by Supervisor Freeman, approves and authorizes Chairman to sign resolution Designating Lorrac Craig, Sheriff, Brian Muir, County Auditor/Controller and David Laffranchini, Undersheriff as Authorized Agents to Execute the Citizens Corps and CERT Assistance Grant Documents, for potential revenue in the amount of \$5,841 (Resolution No. 2003-016). Approves with the following vote polled: Supervisors Freeman, Reiss, Modine and Miller – Aye.

2. COUNTY MATTERS

- 2b. No action taken by the Board on Resolution Seeking Amendment to Energy and Water Development Public Law 106-377, and pay the Public Utilities District (PUD) \$270,000 per year. Comments received from Rick Coleman, Public Utilities District.
- 2c. On motion of Supervisor Freeman, seconded by Supervisor Reiss and carried, increases the hourly fee, retroactive to October 1, 2002, from \$49 to \$60.28 for the services of County Counsel being direct billed to county departments.
- 2d. On motion of Supervisor Reiss, seconded by Supervisor Freeman, waives reading and directs the Clerk to let the record show that an ordinance amending Chapter 2.20 of the County Code, transferring the office of the Coroner to the Sheriff, is introduced with the following vote polled: Supervisors Freeman, Reiss, Modine and Miller – Aye.
- 2e. On motion of Supervisor Freeman, seconded by Supervisor Reiss and carried, approves and authorizes Chairman to sign amendment No. 1 to the lease agreement with Dick Morris, in the amount of \$4,250, for the extension of the lease for Arts Council Gallery and office space at 206 Main Street (Contract No. 2003-063). Comments received from Jim Cudziol, Arts Council Director.

- 2f. On motion of Supervisor Freeman, seconded by Supervisor Reiss and carried, directs Supervisor Modine to draft response to January 17, 2003, letter from County of Humboldt regarding the Klamath River Litigation PCFFA v. US Bureau of Reclamation (Civ.No. C02-2006 SBA). Comments from Tom Stokely, Planning Department.
- 2g. Tables to afternoon session to waive reading and direct the Clerk to let the record show that an Ordinance amending chapter 15.04 of the Trinity County Code pertaining to Adoption of the Uniform Building Code, Special Snow Conditions, Permits, Fees and Temporary Power, is introduced.
- 2h. On motion of Supervisor Reiss, seconded by Supervisor Freeman and carried, approves and authorizes the Library to be closed from Tuesday, March 25, 2003 through Monday, March 31, 2003, to install equipment necessary to implement the Integrated Library System and staff training. Comments received from Oresta Esquibel, Librarian.

3. COUNTY AUDITOR/CONTROLLER

- 3a. Brian Muir reports on agenda meeting.
- 3b. Brian Muir reports on other matters of interest to the Board.
- 3c. On motion of Supervisor Freeman, seconded by Supervisor Reiss, approves and authorizes Chairman to sign resolution proclaiming Jim Johnson as the Annual Grand Prize Winner of the Trinity County P.R.I.D.E. Program (Resolution No. 2003-013). Approved with the following vote polled: Supervisors Reiss, Freeman, Modine and Miller – Aye. Comments received from Carl Bonomini, Transportation Director and Jim Johnson, Transportation Department.
- 3d. On motion of Supervisor Modine, seconded by Supervisor Freeman, approves budget adjustments detailed in the mid year budget workshop held on February 4, 2003 and give direction on funding source for the Library shortfall of \$25,178. Approved with the following vote polled: Supervisors Freeman, Modine, Reiss and Miller – Aye.

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

- 4a. Report from Department Heads:

- Brian Muir, Auditor/Controller/Administration (Personnel, Grants and IT)
 - John Jelichich, Planning Department
 - Ted Klemm, Behavioral Health Services
- 4b. Reports from members of the Board: Supervisors Modine, Reiss, Freeman and Miller.
- 4c. Report from David Hammer, County Counsel.

CONTINUATION OF COUNTY MATTERS...

- 2a. On motion of Supervisor Freeman, seconded by Supervisor Reiss, repeals Ordinance No. 1268, pertaining to Supervisor's salaries. Approved with the following vote polled: Supervisors Reiss, Freeman, Modine and Miller – Aye. Comments received from Connor Nixon and Melanie Miller.

**RECESSES AS THE BOARD OF SUPERVISORS;
RECONVENES AS THE TRANSPORTATION
COMMISSION**

5. 1. On motion of Supervisor Modine, seconded by Supervisor Freeman, approves and authorizes the Transportation Commission Executive Secretary to execute and submit all documents, including but not limited to, applications, amendments, payment requests, etc., which may be necessary for the completion of the Bikeway Master Plan by resolution (Resolution No. 2003-015(t)) and approves and authorizes Chairman to sign. Approved with the following vote polled: Supervisors Freeman, Modine, Reiss and Miller – Aye; and
2. On motion of Supervisor Freeman, seconded by Supervisor Reiss and carried, discusses the composition of a Steering Committee for preparation of the Bikeway Master Plan and the Board directs staff to advertise vacancies. Supervisor Freeman volunteers to represent the Board. Comments received from John Jelichich, Planning Director.

**RECESSES AS THE TRANSPORTATION COMMISSION;
RECONVENES AS THE BOARD OF SUPERVISORS**

PUBLIC COMMENT

No comments received.

10:15 PM
1:30 PM

**RECESSES
RECONVENES**

6. PUBLIC HEARINGS

- 6a. **OPEN PUBLIC HEARING:** On resolution to Vacate a Portion of Nugget Lane, County Road Number 245, as presented by the Trinity County Transportation Department.

CLOSE PUBLIC HEARING

Tables to March 4th meeting:

Resolution to Vacate a Portion of Nugget Lane, County Road Number 245.

MEET IN CLOSED SESSION:

- A.** Government Code Section 54954.5. Conference with Labor Negotiators. County Negotiators: Brian Muir and Terry Lee. Employee Organizations:
Hospital and Certified Registered Nurse Anesthetist
- B.** Government Code Section 54954.5. Public Employee Performance Evaluation:
Arts Council Director
- C.** Government Code Section 54954.5. Public Employee Performance Evaluation:
Librarian

ADJOURNS CLOSED SESSION; RECOVENES TO OPEN SESSION

CHAIRMAN REPORTS ON CLOSED SESSION

- A.** *Instructions given to the County Negotiator, Brian Muir, regarding Hospital and CRNA labor negotiations.*
- B.** *Evaluation with Arts Council Director.*
- C.** *Evaluation with Librarian.*

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

BILLIE A. MILLER, Chairman
Board of Supervisors, County of
Trinity, State of California

By: _____
Deputy