

**TRINITY COUNTY**  
**BOARD OF SUPERVISORS**  
**MEETING MINUTES**

**AUGUST 17, 2004**

**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:**

Supervisor, District 5 - Vacant

Supervisor Howard Freeman – District 4, Chairman

Supervisor Modine – District 3

Supervisor Billie Miller – District 2

Supervisor William Chambers - District 1

**ABSENT SUPERVISORS:** None

**County Auditor/Controller,** Brian Muir – Present

**County Counsel,** Jeanette Palla – Present

**County Clerk,** Dero Forslund – Present

**Deputy Clerk of the Board,** Kelly Frost – Present

**Chairman Freeman** - Presiding

**TIME**

**ITEM NO.**

**8:30 AM**

**CALL MEETING TO ORDER IN OPEN SESSION**

Welcome to the Trinity County Board of Supervisors meeting. As a courtesy to others, please turn off or put on silent all cell phones, pagers, or other electronic devices which might disrupt the meeting. Thank you.

**PLEDGE OF ALLEGIANCE**

**I. PRESENTATION IN HONOR OF THE LATE ROBERT A. REISS, SUPERVISOR DISTRICT 5.**

On motion of Supervisor Modine, seconded by Supervisor Miller, approve and authorize Chairman to sign Resolution No. 2004-072, Commemorating the Service of Robert A. Reiss to the County of Trinity. Approved with the following vote polled: Supervisors Miller, Modine, Chambers and Freeman – Aye. Comments received from previous Supervisor Berry Stewart, District 4; previous Supervisor Stan Plowman; District 1, previous Supervisor Chris Erikson, District 1; Linda Wright, Health and Human Services Director; Terry Lee, Chief Probation Officer and Wendy Reiss, Widow of Robert A. Reiss. C 04 8

**PUBLIC COMMENT**

Comments received from Bill Britton, CDF Chief; Dero Forslund, County Clerk/Recorder/Assessor and Steve Gutt, USFS.

**1. CONSENT AGENDA**

The Board examines the Consent Agenda Items presented for consideration and on motion of Supervisor Miller, seconded by Supervisor Modine and carried, approves Consent Agenda as presented, with the exception of 1c., 1d, 1j., 1l. and 1m., with the following vote polled: Supervisors Modine, Miller, Chambers and Freeman – Aye.

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

**BOARD CONSENT MATTERS**

- 1a. Approves minutes from August 3, 2004, as submitted by Clerk. Minute Book.
- 1b. Finds no objection to the application for a one-day catering license to sell alcoholic beverages at the Ducks Unlimited

Dinner on September 11, 2004 at the Civil Defense Hall in Weaverville. S 04 sdo abc

#### **AUDITOR/CONTROLLER C 04 6**

- 1e. Approves and authorizes purchase of network printer/copier from the working capital copier trust, in the amount of \$18,872, for use in Planning and Building Departments.
- 1f. Approves and authorizes Chairman to sign Resolution No. 2004-073, Supporting Proposition 1A, Protection of Local Government Revenues.
- 1g. Approves and authorizes Chairman to sign Amendment to contract with the California Public Employees' Retirement System (Contract No. 2004-358), to provide for two years additional service credit for local safety members (Golden Handshake). Fiscal Impact is unknown at this time.

#### **BEHAVIORAL HEALTH SERVICES C 04 7**

- 1h. Approves and authorizes Chairman to sign contract with Plumas County Mental Health/Sierra House Board and Care for FY 2004-2005 (Contract No. 2004-357), in the amount of \$49,400, for long term residential care.
- 1i. Approves and authorizes Chairman to sign contract with Victor Community Support (Contract No. 2004-356), in the amount of \$44,000, to provide Therapeutic Behavioral Health services to Trinity County clients for FY 2004-2005.

#### **GENERAL SERVICES C 04 18**

- 1k. Approves and authorizes Director of General Services to purchase one pull trailer, outside roller configuration, spring ride suspension, double ball turntable, 30" ProTech aluminum tool box, to accept container lengths of 16' to 24', steel wheels, painted to color and upgraded to a Tulsa 13K transfer winch, in an amount not to exceed \$28,000.

#### **PROBATION C 04 25**

- 1n. Approves and authorizes Chairman to sign Amendment No. 1 to the contract with Behavioral Interventions (Contract No. 2004-355) for electronic monitoring equipment and services for the Probation Departments Electronic Monitoring/Home

Detention Program, to extend the term for one year and increase the maximum from \$10,000 to \$20,000.

#### **TRANSPORTATION C 04 27**

- 1o. Awards Contract No. 04-RAIL-1 to Apex Fence Co. Inc. of Anderson (Contract No. 2004-354), for bridge repair on 5 County bridges, in the amount of \$205,536, and authorizes the Chairman to sign contract documents.

#### **THE FOLLOWING ITEMS HAVE BEEN PULLED FROM THE CONSENT AGENDA AND CONSIDERED SEPERATELY**

#### **BOARD CONSENT**

- 1c. On motion of Supervisor Miller, seconded by Supervisor Modine and carried, approves and authorizes Chairman to sign response to the Grand Jury Special Committee Final Report – Compliance on Annual Audits for Special Districts.  
C 04 8 gj rpts.

#### **AUDITOR C 04 6**

- 1d. On motion of Supervisor Modine, seconded by Supervisor Chambers, approves and authorizes Chairman to sign contract with Public Resource Management Group (PRM) (Contract No. 2004-329), to assist County in the preparation of state mandated cost reimbursement claims, in the amount of \$12,500.

#### **GENERAL SERVICES C 04 18**

- 1j. **Pulled:** Contract with Western Chiller and Boiler, in an amount not to exceed \$50,000, to provide heating, ventilation and air conditioning services on an as needed basis.
- 1l. On motion of Supervisor Modine, seconded by Supervisor Chambers, to approve the 24 hour use of County Vehicles by Maintenance and Grounds personnel to respond to emergency trouble calls. Motion fails 2-2; and

On motion of Supervisor Miller.... to deny the 24 hour use of County Vehicles by Maintenance and Grounds personnel to respond to emergency trouble calls. Motion fails for lack of second.

## **LIBRARY C 04 23**

- 1m. On motion of Supervisor Miller, seconded by Supervisor Chambers, denies request from the Trinity County Librarian to close the Library in Weaverville from Wednesday, August 25 through August 31 for Librarian to take vacation time; and directs the Librarian to try to find coverage for the days that the library would normally be open.

## **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. On motion of Supervisor Chambers, seconded by Supervisor Modine and carried, approves and ratifies the decision of the Auditor/Controller to recruit and hire two Juvenile Counselor II's at the Probation Department and to hire five Correctional Officer/Dispatcher's at the Sheriff's Department. Approximate cost in salary and benefits for two Juvenile Counselors for this fiscal year is \$63,038 and for five Correctional Officer /Dispatchers is \$154,605. **C 04 2 prs**
- 2d. On motion of Supervisor Miller, seconded by Supervisor Modine and carried, denies payment of ½ the retiree health insurance payment to retirees that have other insurance. **C 04 2 prs**

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

- 3a. Report from Department Heads: Linda Wright, Health and Human Services Director; Dero Forslund, County Clerk/Recorder/Assessor and Terry Lee, Chief Probation Officer.
- 3b. Report from Members of the Board: Supervisors Chambers, Modine, Miller and Freeman.
- 3c. Report from Jeanette Palla, County Counsel.

**RECESSES AS THE BOARD OF SUPERVISORS;  
RECONVENES AS THE HOSPITAL GOVERNING BOARD**

**4. HOSPITAL C 04 21**

- 4a. On motion of Supervisor Chambers, seconded by Supervisor Miller, approves and authorizes Chairman to sign Agreement and Addendum with HFS Consultants, Inc. (Contract No. 2004-353), in the amount of \$69,000, for interim controller and accounting services. Comments received from Larry McDonough, Hospital Administrator.

**RECESSES AS THE HOSPITAL GOVERNING BOARD;  
RECONVENES AS THE BOARD OF SUPERVISORS**

***PUBLIC COMMENT***

Comments received from Charlie Capelli and Dixie Capelli.

**10:25 PM  
1:30 PM**

**RECESSES  
RECONVENES**

**5. PUBLIC HEARINGS**

- 5a. **OPENS PUBLIC HEARING:** To consider a resolution approving the submittal of an application for \$300,000 funding from CDBG Fiscal Year 2004/2005 California Community Economic Enterprise Fund Component for an Economic Development Revolving Loan Fund.

- Presentation by Patricia Mortensen, Grants Coordinator
- Receives no public and written comments

**CLOSES PUBLIC HEARING**

On motion of Supervisor Chambers, seconded by Supervisor Miller, approves and authorizes the Chairman to sign Resolution No. 2004-074), approving the submittal of and application for \$300,000 funding from CDBG Fiscal Year 2004/2005 California Community Economic Enterprise Fund Component for an Economic Development Revolving Loan Fund. Approves with the following vote polled: Supervisors Miller, Chambers, Modine and Freeman – Aye. **C 04 19**

- 5b. **OPEN PUBLIC HEARING:** To consider Resolution adopting the 2004/2005 Solid Waste Delinquent Fee List.

**CLOSE PUBLIC HEARING**

On motion of Supervisor Miller, seconded by Supervisor Chambers, approves and authorizes Chairman to sign Resolution No. 2004-075, adopting the 2004/2005 Solid Waste Delinquent Fee List. Approves with the following vote polled: Supervisors Chambers, Miller, Modine and Freeman – Aye.

Secured Properties, total owed:	\$111,673.75
Unsecured Properties, total owed:	\$ 14,267.50
Total Delinquent	<hr/> \$ 125,941.25

Comments received from John Whitaker, General Services Director. **C 04 18**

**PUBLIC COMMENT**

Comments received from Dixie Capelli.

**MEET IN CLOSED SESSION C 04 8 cs**

**A.** Government Code Section 54956.9, subd. (a). Existing Litigation, Conference with Legal Counsel. Number of Cases Four (Litigation has been formally initiated.)

- Worker's Compensation Claim
- County of Trinity v. Trinity PUD, et al.  
Case No. 01CV038
- OPTC v. Trinity County, et al.  
Case No. 03CV023
- Stierli v. Trinity County  
Case No. 02CV012

**ADJOURN CLOSED SESSION; RECONVENE TO OPEN SESSION:**

**6. CHAIRMAN REPORTS ON CLOSED SESSION**

**A.** 1. *Workers Compensation Claim: Approves Settlement Request.*

2. *Received updates on the following Cases:*

- County of Trinity v. Trinity PUD, et al.

Case No. 01CV038

- OPTC v. Trinity County, et al.  
Case No. 03CV023
- Stierli v. Trinity County  
Case No. 02CV012

**2:17 PM     ADJOURN**

TRINITY COUNTY BOARD OF SUPERVISORS

Attest:

DERO B. FORSLUND  
County Clerk/Recorder/Assessor,  
Ex-Officio Clerk of the Board,  
County of Trinity, State of California

HOWARD R. FREEMAN, CHAIRMAN  
Board of Supervisors, County of  
Trinity, State of California

By: \_\_\_\_\_  
Deputy Clerk