

TRINITY COUNTY
BOARD OF SUPERVISORS
MEETING MINUTES

NOVEMBER 2, 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 Ralph Modine – District 3 – Vice-Chairman

Supervisor Billie Miller – District 2

Supervisor William Chambers - District 1

ABSENT SUPERVISORS: None

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

PLEDGE OF ALLEGIANCE

PUBLIC COMMENT

Comments received from Charlie Capelli, Junction City, Dixie Capelli, Junction City and Ed Bates, Weaverville.

1. CONSENT AGENDA

The Board examines the Consent Agenda Items presented for consideration and on motion of Supervisor Miller, seconded by Supervisor Chambers and carried, approves Consent Agenda as presented, with the exception of 1f., 1g., 1i., 1n., 1o., 1p., 1q., 1r., 1s., 1t., 1u., and 1w., with the following vote polled: Supervisors Chambers, Miller, Modine and Freeman – Aye.

BOARD CONSENT MATTERS

- 1a. Approves minutes from October 19, 2004, as submitted by Clerk. (Binder Book)
- 1b. Finds no objection to the issuance of a daily alcoholic beverage license to the Trinity Chapter of the Rocky Mountain Elk Foundation/E Clampus Vitas to serve alcoholic beverages at its annual fundraiser to improve habitat and introduce more Rocky Mountain Elk to California, to be held on Saturday, November 20, 2004 at 4:00 PM at the Veteran's Memorial Building. (S 04 sdo abc)

AUDITOR (C 04 6)

- 1c. Approves and authorizes Building and Grounds budget increase, in the amount of \$119,998. Funds were received from the state for Prop 40 and were unanticipated at the time budgets were set.
- 1d. Approves and authorizes Chairman to sign revised CSAC Excess Insurance Authority Property Memorandum of Understanding (Contract No. 2004-444). No impact to General Fund.

BEHAVIORAL HEALTH SERVICES (C 04 7)

- 1e. Approves Behavioral Health Services Conflict of Interest Code.

GENERAL SERVICES (C 04 18)

- 1h. Approves and authorizes Director of General Services to sign service contract with the Trinity Public Utilities District for Lowden Park Tennis Court Outdoor Lighting Service Contract (Contract No. 2004-447), in the amount of \$74.72 monthly. Comments from Ed Bates.
- 1j. Approves and authorizes Chairman to sign contract with B & B Portable Toilets (Contract No. 2004-447), in the amount of \$2,001.12 annually from the Solid Waste Enterprise fund.
- 1k. Approves and authorizes Chairman to sign amendment to contract with Norment Security Group, Inc. (Contract No. 2004-418), extending for one year the existing contract for service and repair to the security and intercom systems at the Juvenile Detention Facility. No impact to General Fund.
- 1l. Approves and authorizes Chairman to sign lease agreement with Hayfork Chamber of Commerce for the Trinity County Natural Resources office space (Contract No. 2004-406), in the amount of \$2,640 annually. No impact to General Fund, fully reimbursable under indirect charges from numerous grants.

GRANTS AND HOUSING REHABILITATION (C 04 19)

- 1m. Ratifies Chairman's signature on Web Services Agreement with the Association of O&C Counties (Contract No. 2004-442), to provide website maintenance and hosting services for a national Title III database. No impact to General Fund.

PLANNING/NATURAL RESOURCES (C 04 24 & 24 NR)

- 1v. Approves and authorizes Chairman to sign Amendment No. 1 to the Fish Passage Improvement Project Contract No. 03-051 with CA Conservancy (Contract No. 2004-457), to extend the contract to December 1, 2005. No impact to General Fund.

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

GENERAL SERVICES (C 04 18)

- 1f. On motion of Supervisor Miller, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign Amendment No. 1 to contract with Wingfoot Commercial Tire Systems (Contract No. 2004-445), in the amount of

\$3,000, extending contract term for forty days to cover outstanding claims pending award of new tire contract. Comments received from Ed Bates, Weaverville and John Whitaker, General Services Director.

- 1g. On motion of Supervisor Chambers, seconded by Supervisor Modine and carried, approves and authorizes General Services to award bid to Fackrell's Fast Lube for Tires for Solid Waste Vehicles and other services and fees (Contract No. 2004-446). Estimated annual cost of \$21,203.23. Comments received from Ed Bates, Weaverville and John Whitaker, General Services Director.
- 1i. On motion of Supervisor Modine, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign MOU with Shasta-Tehama-Trinity Joint Community College District (Contract No. 2004-448), for lease of rooms in Lee Fong Ranch House, in the amount of \$16 per hour for each hour the classroom is in use by District. Comments received from Ed Bates, Weaverville and John Whitaker, General Services Director.

HEALTH AND HUMAN SERVICES (C 04 20)

- 1n. On motion of Supervisor Miller, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign agreement with Northern Valley Catholic Social Services (Contract No. 2004-449), for the provision of HIV Case Management services, revenue in the maximum amount of \$9,468, paid by Northern Valley Catholic Social Services. Comments received from Ed Bates, Weaverville.
- 1o. On motion of Supervisor Miller, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign agreement with Trinity County Life Support (Contract No. 2004-450), to provide CPR and First Aid training to individuals referred by Trinity County Health and Human Services Department (Foster Parents). The maximum amount payable under this contract is \$500. Funding provided by Child Welfare Services and Independent Living Program fund. Comments received from Ed Bates, Weaverville.
- 1p. On motion of Supervisor Miller, seconded by Supervisor Modine and carried, approves and authorizes Chairman to sign agreement with Six Rivers Planned Parenthood (Contract No. 2004-451), to provide HIV Education and Prevention

Services within Trinity County. The maximum amount payable under this contract is \$81,917 of which \$42,599 is for FY 04/05. Funding for this agreement is provided to the County by an allocation from the California Department of Health Services, Office of Aids.

- 1q. On motion of Supervisor Miller, seconded by Supervisor Modine and carried, approves and authorizes Chairman to sign agreement with Southern Trinity Health Services (Contract No. 2004-452), for Health Realignment funds to provide medical services, programs and to administer a reimbursement program for persons providing transportation for eligible participants to qualified appointments. Maximum amount payable under this agreement is \$31,000 per year.
- 1r. On motion of Supervisor Miller, seconded by Supervisor Modine and carried, approves and authorizes Chairman to sign the 04/05 Agreement No. 04-35116 with California Department of Health and Human Services; and

Approves and authorizes Chairman to sign the Certification of Non-Federal Matching funds for Medi-Cal Administrative Activities; and

Approves and authorizes Chairman to sign the Certificate Regarding Lobbying. No impact to General Fund (Contract No. 2004-453). The County may claim a maximum of \$100,000 federal Medicaid matching funds for performing allowable Medi-Cal Administrative Activities.

PLANNING/NATURAL RESOURCES (C 04 24 & 24 NR)

- 1u. On motion of Supervisor Miller, seconded by Supervisor Modine and carried, approves and authorizes Chairman to sign Amendment No. 1 to the contract with R. Brown Construction Co., Inc. (Contract No. 2004-456), in the amount of \$10,000 from a Title II grant allocation, to implement a grant funded sediment reduction project on Fountain Ranch Road in Salyer.
- 1t. On motion of Supervisor Modine, seconded by Supervisor Miller and carried, authorizes Planning Director to sign Agreements CCC-96A and CCC-58 (Contract No. 2004-455), in the amount of \$3,750 with the California Conservation Corps for an AmeriCorps Watershed Stewards Volunteer, at no cost to General Fund, cost will be covered by Cooperative

Agreement No. 04FG230784 from the Bureau of Reclamation.
Supervisor Chambers – Abstains.

- 1s. On motion of Supervisor Modine, seconded by Supervisor Miller and carried, approves and authorizes the Chairman to sign Memorandum of Mutual Understanding (Contract No. 2004-454), to develop an Integrated Regional Water Management Plan (IRMP) for Trinity , Humboldt, Del Norte, Siskiyou, Mendocino, Lake and Sonoma Counties, cities, special districts and watershed organizations; and appoints Mark Lancaster and Tom Stokely, Senior Planners at the Planning Department and Supervisor Modine as an Alternate to serve on an IRMP Board of Directors. No impact to General Fund. Comments received from Mark Lancaster, Senior Planner and Tom Stokely, Senior Planner.

TRANSPORTATION (C 04 27)

- 1w. On motion of Supervisor Modine, seconded by Supervisor Chambers, waives reading and directs the Clerk to let the record show that Ordinance No. 1285, amending Chapter 10.048 of the Trinity County Code, pertaining to Standing, Stopping and Parking, which will prohibit parking in two additional locations along the southerly side of SR299 described as from the centerline of Glen Road to a point 204 feet west of the centerline of Glen Road and from a point 350 feet west of the centerline of Glen Road to a point 390 feet west of the centerline of Glen Road; is enacted with the following vote polled: Supervisors Chambers, Modine, Miller and Freeman – Aye. Comments received from Ed Bates, Weaverville and Carl Bonomini, Transportation Director.

2. COUNTY PERSONNEL MATTERS

- 2a. On motion of Supervisor Modine, seconded by Supervisor Miller and carried, (due to resignation) establishes position of Director of Building and Development Services (deleting the Engineer portion of the job description), at Range D928, in the department of Building and Development Services and appoint Wyatt Paxton as the Director, effective November 1, 2004. Approximate cost in salary and benefits for this FY is \$43,129. Comments received from Wyatt Paxton, new Building and Development Services Director. (C 04 2 prs)
- 2b. On motion of Supervisor Miller, seconded by Supervisor Modine and carried, (due to resignation) authorizes the

recruitment and hiring of an Administrative Clerk II (N140/147) or Senior Administrative Clerk (N149/N157) for the County Counsel Department. Approximate salary and benefits for this FY for an Administrative Clerk II would be \$22,103 or \$23,878 for a Senior Administrative Clerk. (C 04 2 prs)

- 2c. On motion of Supervisor Chambers, seconded by Supervisor Miller and carried, (due to resignation) authorizes the hiring of a 70% Administrative Clerk I (G130/G137) or a 70% Administrative Clerk II (G140/G147) for the WIC Office of Health & Human Service Department. Approximate salary and benefits for this fiscal year for an Administrative Clerk I would be \$15,697 and \$16,840 for an Administrative Clerk II. Comments received from Linda Wright, Health and Human Services Director. (C 04 2 prs)
- 2d. On motion of Supervisor Miller, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign contract with David Wilson, Ph.D., in the maximum amount of \$10,000 (Contract No. 2004-458), to provide for psychological evaluations for pre-employment evaluations, Fitness for Duty, etc. Depending upon the examination provided and the individual being tested the monies will be either from Department Budgets and/or grants. Comments received from Terry Lee, Chief Probation Officer. (C 04 2)
- 2e. On motion of Supervisor Modine, seconded by Supervisor Miller and carried, approves and authorizes Chairman to sign Amendment No. 2 to the contract with Donald E. Krouse, M.D. (Contract No. 2004-459), to provide annual employee physicals. No impact to General Fund – contract carry over balance of \$2,120. (C 04 2)
- 2f. On motion of Supervisor Miller, seconded by Supervisor Modine and carried, approves and authorizes the Personnel Analyst to sign off on time studies for the Administration and Personnel Department and authorize the Chairman or Vice-Chairman to sign the Personnel Analyst's time study. (C 04 2)
- 2g. **Pulled:** Grant Coordinator to sign off on time studies for the Grant Department and authorize the Chairman or Vice-Chairman to sign the Grant Coordinator's time study. Comments received from Pat Mortensen, Grant Coordinator.
- 2h. On motion of Supervisor Miller, seconded by Supervisor Chambers and carried, approves and authorizes the Director

of Information and Technology to sign off on time studies for the Information and Technology Department and authorizes the Chairman or Vice-Chairman to sign the Information and Technology Director's time study. (C 04 2)

- 2i. On motion of Supervisor Modine, seconded by Supervisor Chambers and carried, agrees to hold County Administrative Officer interviews in closed session with the four Board Members, one representative from the Management Team and County Counsel to be held on November 15, 2004 at 8:30 AM. Comments received from Dero Forslund, County Clerk/Recorder/Assessor; Terry Lee, Chief Probation Officer; Linda Wright, Health and Human Services and Mo Lovely, Majority Opinion. (C 04 2)

3. REPORTS

- 3a. Chairman reports on Agenda Meeting.
- 3b. Reports received from Department Heads:
- Lynn McConnachie – Child Support Services
 - Dave Cross – District Attorney
 - Dero Forslund – County Clerk
- 3c. Report from Members of the Board: Supervisors Chambers, Modine, Miller and Freeman.
- 3d. Report from County Counsel: Jeanette Palla.
- Synopsis of Municipality Bankruptcy Law.

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

4. TRANSPORTATION COMMISSION (C 04 24 tc)

- 4a. On motion of Supervisor Miller, seconded by Supervisor Modine, approves and authorizes Chairman to sign Resolution No. 2003-098, Authorizing allocation of \$5,000 Local Transportation Funds to Trinity County for Subsidized Vehicle for Hire Service. Approves with the following vote polled: Supervisors Modine, Miller, Chambers and Freeman – Aye. Comments from John Jelichich, Planning Director.

- 4b. Reviews and discusses minutes of the Social Service Transportation Advisory Council meeting held on October 20, 2004. Comments from John Jelicich, Planning Director.

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

PUBLIC COMMENT

Comments received from Bob Todd, Downriver.

**11:05 PM
1:30 PM**

**RECESSES
RECONVENES**

5. PUBLIC HEARINGS

- 5a. **OPENS PUBLIC HEARING:** To consider an Ordinance amending Trinity County Zoning Ordinance #315, rezoning APN 020-540-08 from Unclassified to Rural Residential 20-acre minimum, located on Peak Road, near the community of Kettenpom. (Applicant: Burgess, P-04-23).

Staff report by John Jelicich, Planning Director.

CLOSE PUBLIC HEARING

On motion of Supervisor Chambers, seconded by Supervisor Miller, waives reading and directs the Clerk to let the record show that an Ordinance amending Trinity County Zoning Ordinance #315, rezoning APN 020-540-08 from Unclassified to Rural Residential 20-acre minimum, located on Peak Road, near the community of Kettenpom. (Applicant: Burgess, P-04-23), is introduced with the following vote polled: Supervisors Miller, Chambers, Modine and Freeman – Aye.
(C 04 24)

6. HOSPITAL (C 04 21)

HOSPITAL PERSONNEL MATTERS

- 6a. On motion of Supervisor Miller, seconded by Supervisor Chambers and carried, authorizes hiring an extra help Project Specialist to oversee the Hospital until the Trinity Public Utilities District assumes management and/or control of Trinity Hospital as allowed by AB1199, effective November 15, 2004

and the continuation of Larry McDonough as Interim Hospital Administrator until November 30, 2004. Approximate cost for one month is \$7,500 with no benefits, Comments received from Larry McDonough, Interim Hospital Administrator; Diane Rieke, Director of Nurses; Connor Nixon, Lewiston; Mark Duckett, Mountain High Respiratory Therapy and Ed Bates, Weaverville.

- 6b. Direction given to County Counsel to research requirements for providing personnel information to the Trinity Public Utilities District; and

Direction given to County Counsel to look at options to provide conditional layoff notices and come back at a special meeting of the Board on Tuesday, November 9, 2004 at 1:30 p.m.;

Direction given to Personnel Analyst to begin the process of creating layoff notices for employees at the Hospital, but not to mail until after the Board meeting on November 16, 2004 if it is determined that it is necessary to do the layoffs. Comments received from Monica Stygar, Personnel Analyst; Ed Bates, Weaverville; John Whitaker, General Services Director; Brian Muir, Auditor and Larry McDonough, Interim Hospital Administrator.

MEETS IN CLOSED SESSION: (C 04 8 cs)

- 3:00 PM** **B.** Government Code Section 54954.5, subd. (e). Public Employee Dismissal/Release – Continuation of quasi-judicial hearing.

ADJOURNS CLOSED SESSION; RECONVENES TO OPEN SESSION

CHAIRMAN REPORTS ON CLOSED SESSION

- B.** *Employee Claim is denied.*

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

ADMINISTRATION (C 04 21)

- 6c. Accepts Administrative Report – Larry McDonough
- Billing & Collections Update

- Trinity PUD Agreement
- Physical Plant Issues
- Grants

- 6d. Report of Finance Committee is received – July 2004
- 6e. No Medical Staff Report.

CONTRACTS

- 6f. On motion of Supervisor Miller, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign Amendment No. 3 to the contract with Mark Duckett dba Mountain Valley Physical Therapy (Contract No. 2004-460), providing new employee physical fitness assessments, extending the term of the contract and increasing the maximum cost to county by \$4,500, from operational revenue and general funds.
- 6g. On motion of Supervisor Modine, seconded by Supervisor Miller and carried, approves and authorizes Chairman to sign Amendment No. 3 to the contract with Mark Duckett dba Mountain Valley Physical Therapy (Contract No. 2004-461), providing physical therapy services for Trinity Hospital Home Health Services to extend the term and increase the maximum cost to county by \$30,000, from operational revenue and general funds.
- 6h. **Pulled:** Chairman to sign five-year lease agreement with Abbott Laboratories, Inc., for cell dyn 3200 CS lab equipment, in the amount of \$1,114.33 per month from operational revenue and general funds.
- 6i. On motion of Supervisor Miller, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign Amendment No. 2 to the contract with EXP Pharmaceutical Services Corporation (Contract No. 2004-462), to extend the term for pharmaceutical returns processing services and add an additional termination clause. There is no impact to General Fund due to a carry over balance of \$5,800 from operational revenue and general funds.
- 6j. On motion of Supervisor Miller, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign Amendment No. 1 to the water purification and maintenance contract with Millipore Corporation (Contract No.

2004-4630, correcting the termination date. No impact to General Funds.

- 6k. On motion of Supervisor Modine, seconded by Supervisor Miller and carried, approves and authorizes Chairman to sign Amendment No. 1 to the hospital equipment service agreement with Datex Ohmeda (Contract No. 2004-464), to correct a calculation error, in the increased amount of \$354.73.
- 6l. On motion of Supervisor Modine, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign Service Agreement renewal with Orchard Software Corporation (Contract No. 2004-465), for one-year technical support and software upgrades for the Hospital Laboratory, in the amount of \$5,500 from operational revenue and general funds.
- 6m. On motion of Supervisor Modine, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign corrected and resubmitted Amendment No. 1 to the agreement with Advocate Rx Solutions (Contract No. 2004-391), approved at the September 7, 2004 Board of Supervisors' meeting, with the inclusion of a 30 day out clause, for pharmacy services, to extend the termination date and increase maximum by an additional \$126,910 to cover the full term of the agreement and add additional language, funding from operational revenue and general funds.
- 6n. On motion of Supervisor Chambers, seconded by Supervisor Miller and carried, approves and authorizes Chairman to sign Amendment No. 9 to the contract with Nurses & Professional Healthcare (Contract No. 2004-446), to extend term for temporary nurse staffing assignments on an as needed basis only. No impact to General Fund due to a contract carry over balance of \$177,593 from operational revenue and general funds.
- 6o. On motion of Supervisor Modine, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign Amendment No. 1 to the reimbursement consulting services agreement with HFS Consultants (Contract No. 2004-467), with the inclusion of a 30 day out clause, to increase the maximum cost to County by an additional \$1,000 to cover out-of-pocket expenses.

MEETS IN CLOSED HOSPITAL SESSION (C 04 21 cs)

- A. Government Code Section 54962; Health and Safety Code Section 32155. Subject Matter: Report of Quality Assurance Committee (QAC).

ADJOURNS CLOSED SESSION; RECONVENES TO OPEN SESSION

CHAIRMAN REPORTS ON HOSPITAL CLOSED SESSION.

- A. *No report received on QAC.*

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

PUBLIC COMMENT

No comments received.

4:10 PM

ADJOURN

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

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