

TRINITY COUNTY
BOARD OF SUPERVISORS
MEETING MINUTES

DECEMBER 21, 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 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.

All consent and open session contracts submitted to the Board at today's meeting are subject to routing for approval as to form and content.

PLEDGE OF ALLEGIANCE

PUBLIC COMMENT

Comments received from Charlie Capelli, Junction City.

1. CONSENT AGENDA

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

BOARD CONSENT MATTERS

- 1a. Approves minutes of December 7, 2004, as submitted by Clerk.

AUDITOR

- 1b. Approves and authorizes Chairman to sign two (2) one year contracts with Network Business Machines, Inc. (Contract No. 2004-497 & 498), in the amount of \$910.80, for maintenance of copy machines at the Weaverville and Hayfork Libraries.

GENERAL SERVICES

- 1d. Approves and authorizes Chairman to sign lease agreement with Hayfork Community Center, Inc. (Contract No. 2004-499), for the term of one year, commencing January 1, 2005, in the rent amount of \$778 per month.
- 1e. Approves and authorizes Chairman to sign one year extension to the as needed contract with Robert R. Hamilton for snow removal in the Trinity Center area (Contract No. 2004-500), extending the contract date to January 8, 2006, in an amount not to exceed \$5,000.

HEALTH AND HUMAN SERVICES

- 1f. Approves and authorizes Chairman to sign agreement with Shasta County Child Abuse Prevention Coordinating Council (Contract No. 2004-501), funding provided by Small County Initiative II grant funds in the maximum of \$144,000, to cover the cost of living allowance stipend and mandatory deductions for six AmericCorps members.
- 1g. Approves and authorizes Chairman to sign agreement with Prevent Child Abuse California (Contract No. 2004-502), revenue in the amount of \$48,000, for participating in the "Child Welfare System Redesign AmeriCorps" program.

PLANNING & NATURAL RESOURCES

- 1h. Pursuant to Government Code Section 65400, acknowledges receipt of the Annual Progress Report on Implementation of the Housing Element of the Trinity County General Plan.

TRANSPORTATION

- 1i. Approves and authorizes the Director of Transportation to sign Amendment No. 3 to the contract with Morrison Structures (Contract No. 2004-503), Redding, to allow a time extension to complete the design for Kettenpom Creek Bridge Replacement Project. No fiscal impact.
- 1j. Approves and authorizes the Director of Transportation to sign Amendment No. 3 to the contract with CH2M Hill, of Redding (Contract No. 2004-504), in the amount of \$30,444, for bridge design work on Browns Creek and bridge replacement on Deerlick Springs Road Number 335.

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

BUILDING AND DEVELOPMENT SERVICES & AIRPORTS

- 1c. Pulls letter, to the Federal Aviation Administration and the State Division of Aeronautics requesting the surplus grant funding authorized for pavement maintenance at Hayfork Airport, from the agenda; and

Direction given to Building and Development Services Director to apply for grant in a lesser amount.

Comments received from Wyatt Paxton, Building and Development Services Director.

2. COUNTY PERSONNEL MATTERS

- 2a. On motion of Supervisor Miller, seconded by Supervisor Chambers, approves and authorizes Chairman to sign Resolution No. 2004-104, to Grant Another Designated Period of Two Years Additional Service Credit (Golden Handshake) for the position of Deputy Director General Services and one Deputy District Attorney IV; and

Approves and authorizes Chairman to sign Certification of Compliance with Government Code Section 20903. Savings for FY 04/05 in the amount of \$26,635 and FY 05/06 in the amount of \$78,121 to General Fund. Approves with the following vote polled: Supervisors Chambers, Miller, Modine and Freeman – Aye. Comments received from Brian Muir, County Auditor/Controller.

- 2c. On motion of Supervisor Miller, seconded by Supervisor Chambers and carried, due to retirement, authorizes hiring a Traffic Aide in the Department of Transportation, effective January 1, 2005. Approximate cost for this fiscal year is \$29,328.

- 2d. On motion of Supervisor Miller, seconded by Supervisor Chambers and carried, due to retirement, authorizes hiring a Mechanic I or II in the Department of Transportation, effective January 1, 2005. Approximate cost for this fiscal year for a Mechanic I is \$20,202; a Mechanic II is \$21,913.

3. COUNTY MATTERS

On motion of Supervisor Miller, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign letter to Governor Schwarzenegger regarding Trinity County's financial health, with corrections.

COUNTY PERSONNEL MATTERS, cont.

- 2b. On motion of Supervisor Modine, seconded by Supervisor Chambers, to approve promotion of Monica Stygar, Personnel Analyst II to Personnel Director...Motion fails 2-2.

On motion of Supervisor Miller, seconded by Supervisor Modine and carried, authorizes giving Monica Stygar, Personnel Analyst II 5% out-of-class pay for performing the duties of Personnel Director.

4. REPORTS

- 4a. Chairman reports on Agenda Meeting.

- 4b. Report received from Jeanette Palla, County Counsel.

- 4c. Reports received from the following Department Heads:

- Oresta Esquibel – Library
- Lorrac Craig – Sheriff

- 4d. Reports from Members of the Board: Supervisor Chambers, Modine, Miller and Freeman.

- On motion of Supervisor Miller, seconded by Supervisor Chambers, approves and authorizes Chairman to sign Resolution No. 2004-099, in recognition of Supervisor Ralph Modine, District 3, for his years of service to Trinity County. Approves with the following vote polled: Supervisors Chambers, Miller, Modine and Freeman – Aye. Comments received from Mo Lovely, Majority Opinion; Linda Wright, HHS Director and Jim French, RAC Chairman.
- On motion of Supervisor Chambers, seconded by Supervisor Modine, approves and authorizes Chairman to sign Resolution No. 2004-100, in recognition of Supervisor Billie Miller, District 2, for her years of service to Trinity County. Approves with the following vote polled: Supervisors Modine, Chambers, Miller and Freeman – Aye.

5. PRESENTATION/DISCUSSION

- 5a. **The Watershed Research and Training Center**

Missy Dunaetz, of the Watershed Research and Training Center, gives PowerPoint presentation on Community Clean-up Day Project, which was coordinated in August of this year by The Watershed Research and Training Center; and

On motion of Supervisor Chambers, seconded by Supervisor Miller, approves and authorizes Chairman to sign letter drafted by the Watershed Center and Trinity Resource Conservation District to the Waste Management Board in support of a grant that would help reduce illegal dumping in Trinity County.

SUBSEQUENT ITEM

On motion of Supervisor Modine, seconded by Supervisor Miller and carried, agrees to hear subsequent item regarding the Farm and Ranch Solid Waste Clean-up and Abatement Grant Program/Property Access Authorization and Non-Responsibility Affidavit, 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 Chambers and carried, approves and authorizes Chairman to sign the Farm and Ranch Solid Waste Clean-up and Abatement Grant Program/Property Access Authorization and Non-Responsibility Affidavit, granting access to the Watershed Center for the cleanup of area located at Bridge Street south of Hayfork High School.

5b. Resource Advisory Committee (RAC)

Jim French, RAC Chairman, appears and gives a RAC project update and reports on reauthorization of the Forest Reserve Legislation for the Board. Comments received from Donna Harmon, Forest Supervisor.

6. HOSPITAL MATTERS

- 6a. On motion of Supervisor Chambers, seconded by Supervisor Miller and carried, approves and authorizes Chairman to sign the "Mountain Community Medical Center Agency Joint Powers Agreement" between Trinity County and Trinity Public Utilities District. Comments received from Rick Coleman, Manager of TPUD.

SUBSEQUENT ITEM

On motion of Supervisor Modine, seconded by Supervisor Miller and carried, agrees to hear subsequent item regarding a Resolution authorizing covering Trinity Public Utilities District and Mountain Community Medical Center Agency for Trinity Hospital operations under the County's liability and medical malpractice insurance policies, 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 Chambers, approves and authorizes Chairman to sign Resolution No. 2004-101, authorizing covering Trinity Public Utilities District and Mountain Community Medical Center Agency for Trinity Hospital operations under the County's liability and medical malpractice insurance policies. Approves with the following vote polled: Supervisors Chambers, Miller, Modine and Freeman – Aye.

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

HOSPITAL CONTRACTS

Comments received from Larry McDonough, Hospital Administrator on items 6b. – 6e.

- 6b. On motion of Supervisor Miller, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign Contract with Bernard P. Jones, Certified Registered Nurse Anesthetist (Contract No. 2004-505), in the amount of \$10,000 from Operational and General Funds, for relief anesthesia services at Trinity Hospital.
- 6c. On motion of Supervisor Chambers, seconded by Supervisor Miller and carried, approves and authorizes Chairman to sign Contract with Bernard P. Jones, Certified Registered Nurse Anesthetist (Contract No. 2004-506, in the amount of \$10,000, from Operational and General Funds, for pain management services to patients at Trinity Hospital.
- 6d. On motion of Supervisor Chambers, seconded by Supervisor Miller and carried, approves and authorizes Chairman to sign Amendment No. 5 to the Contract with Northern Diagnostic

Pathology (Contract No. 2004-507), in the amount of \$25,000 from Operational and General Funds, for directorship to the laboratory department and rendition of anatomic and clinical pathology services.

- 6e. On motion of Supervisor Miller, seconded by Supervisors Chambers and carried, approves and authorizes Chairman to sign Laboratory Services Agreement and Addendum to said Agreement with Laboratory Corporation of America (Contract No. 2004-508), in the amount of \$15,000 from Operational and General Funds, for reference clinical laboratory services.

**RECESSES AS THE HOSPITAL GOVERNING BOARD;
RECONVENES AS THE TRANSPORTATION COMMISSION**

7. TRANSPORTATION COMMISSION

Staff Report received from John Jelich, Transportation Commission Secretary.

On motion of Supervisor Modine, seconded by Supervisor Chambers, approves and authorizes Chairman to sign Resolution No. 2004-103 (T), Amending the 2001 Regional Transportation Plan to include Airport Capital Improvement Program Projects. Approves with the following vote polled: Supervisors Chambers, Modine, Miller and Freeman – Aye.

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

PUBLIC COMMENT

Comments received from Joe Kasper, Trinity County Community Access Media.

MEETS IN CLOSED SESSION

- A. Government Code Section 54956.9, subd. (a). Existing Litigation, Conference with Legal Counsel. Number of Cases: One.
- Harwood v. Trinity County
Case No. 01CV054
- B. Government Code Section 54954.5. Determination of Disability. One Case.

- Approve and authorize Chairman to sign Confidential Resolution Determining Disability.
- C.** Government code Section 54954.5 (d) and 54956.9 (a)). Liability Claims and/or Existing Litigation.
- Claimant: Katherine Rourke (Claim No. TRI 0400111)
Agency Claimed Against: Trinity County

ADJOURNS CLOSED SESSION; RECONVENES TO OPEN SESSION

CHAIRMAN REPORTS ON CLOSED SESSION.

- A.** *Direction given to County Counsel and County's attorney concerning response to settlement overture made by plaintiff Harwood. Vote 4-0 - Aye.*
- B.** *On motion of Supervisor Miller, seconded by Supervisor Chambers, approves and authorizes Chairman to sign confidential resolution determining disability. Approves with the following vote polled: Supervisors Chambers, Miller, Modine and Freeman – Aye.*
- C.** *Approves recommended compromise and release on the following case: Vote 4-0 – Aye.*
- *Claimant: Katherine Rourke (Claim No. TRI 0400111)
Agency Claimed Against: Trinity County*

11:30 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