

TRINITY COUNTY
BOARD OF SUPERVISORS
MEETING MINUTES

FEBRUARY 1, 2005

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 1:30 am and there are:

PRESENT SUPERVISORS:

Supervisor, District 5 - Vacant

Supervisor Howard Freeman – District 4, Chairman

Supervisor Roger Jaegel – District 3

Supervisor Jeff Morris – 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.

1:30 PM

CALL MEETING TO ORDER IN OPEN SESSION

ALL CONTRACTS SUBMITTED TO THE BOARD ARE SUBJECT TO ROUTING FOR APPROVAL AS TO FORM AND CONTENT.

PLEDGE OF ALLEGIANCE

PUBLIC COMMENT

Comments received from Dixie Capelli, Junction City.

1. CONSENT AGENDA

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

- 1a. Approves meeting minutes of January 18, 2005, as submitted by Clerk.
- 1b. Approves minutes of the special meeting of January 14, 2005, as submitted by Clerk.
- 1c. Approves minutes of special meeting of January 25, 2005, as submitted by Clerk.
- 1e. Approves and authorizes Chairman to sign letter to the State Board of Equalization authorizing the Assessment Technician or Chief Appraiser to examine and review confidential sales and use tax records for the County of Trinity.
- 1f. Approves the Home Detention Program Rules pursuant to Penal Code Section 1203.016, as submitted by the Probation Department, which allows low risk inmates to serve ½ their sentence at their residence, enables offenders to maintain their employment and reduces jail health expenditures by placing offender with serious health conditions on the program. Annual projected revenue \$30,000.
- 1g. Accepts work performed by Apex Fence Co. of Anderson, on Contract No. 04-RAIL-01 and authorize the Director of Transportation to sign and record the Notice of Completion.
- 1h. Approves and authorizes Chairman to sign Resolution 2005-011, superceding Resolution No. 2004-104, to amend the 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

Approve and authorize 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.

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

- 1d. No action taken by the Board to appoint Joan A. Carr to the Lewiston Architectural Review Committee, representing the Lewiston Historic District. Comments received from John Jelcich, Planning Director.

Item is tabled indefinitely, while the Lewiston Architectural Review Committee reviews it's Bylaws.

- 1i. On motion of Supervisor Morris, seconded by Supervisor Chambers and carried, approves and authorizes Health and Human Services Director to sign request made by Trinity County Health and Human Services to the California Department of Social Services for a Twelve-month waiver from the Able-Bodied Adults Without Dependents Program Food Stamp Program work requirements for the time period of April 1, 2005 to March 31, 2006. Comments received from Linda Wright, Health and Human Services Director.

2. COUNTY PERSONNEL MATTERS

- 2a. On motion of Supervisor Jaegel, seconded by Supervisor Morris and carried, authorizes Monica Stygar, Personnel Analyst, to approve modified duty assignments, in the absence of a County Administrator.
- 2b. On motion of Supervisor Chambers, seconded by Supervisor Morris and carried, authorizes the Sheriff to hire either two Deputy Sheriff I or II's or two Correctional Officer/Dispatcher's I or II at the Sheriff's Department, to back fill existing vacancies, effective February 1, 2005. Approximate cost in salary and benefits for this fiscal year for a Correction Officer/Dispatcher I is \$16,394; Correctional Officer/Dispatcher II is \$17,610; Deputy Sheriff I is \$19,894; and Deputy Sheriff II would be \$21,618 from Rural Law Enforcement Funds. Comments received from Sheriff Lorrac Craig.

- 2c. On motion of Supervisor Morris, seconded by Supervisor Chambers and carried, authorizes hiring an Eligibility Worker III at Health and Human Services, to fill vacancy due to the promotion of an employee, effective February 1, 2005. Approximate cost in salary and benefits for this fiscal year is \$17,649 from 85% Federal funds and 15% Welfare Realignment funds. Comments received from Linda Wright, Health and Human Services Director.
- 2d. On motion of Supervisor Chambers, seconded by Supervisor Morris and carried, authorizes an in-house promotion of Transportation Employee to Assistant Road Maintenance Crew Supervisor for the Hayfork/Hyampom Combined Crew, due to an employee retiring, effective February 16, 2005. Approximate cost in salary and benefits for this fiscal year is at A Step \$19,240 from Road Funds. Comments received from Carl Bonomini, Transportation Director.
- 2e. Sets time for hearing of Sheriff Employee's Grievance at 4:00 p.m. on February 15, 2005.

3. REPORTS

- 3a. Agenda Meeting Report received from Kelly Frost, Deputy Clerk or the Board.
- 3b. County Counsel Report received from Jeannette Palla.
- 3c. Department Head Report received from the following:
- Lynda Hymas – Treasurer/Tax Collector
 - Dero Forslund – County Clerk/Recorder
- 3d. Board of Supervisor's Reports received from: Supervisors Chambers, Jaegel, Morris and Freeman.

PUBLIC COMMENT

Comments received from Bill Britain, CDF and Mo Lovely, Majority Opinion.

SUBSEQUENT CLOSED SESSION ITEM

On motion of Supervisor Morris, seconded by Supervisor Chambers and carried, agrees to hear subsequent item regarding Anticipated Litigation, 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.

MEET IN CLOSED SESSION

- A. Government Code Section 54954.5. Public Employee Appointment or Employment - Trinity County Volunteer Fire Coordinator.
- B. Government Code Section 54954.3. Public Employee Discipline/Dismissal/Release.

SUBSEQUENT CLOSED SESSION

- C. Government Code Section 54956.9(c). Anticipated Litigation – Conference with Legal Counsel. Deciding to Initiate Litigation – No. of Cases: 1.

RECONVENE IN OPEN SESSION

Chairman reports on closed session.

- A. *No action taken by the Board regarding Public Employee Appointment or Employment, tables item for further review and direction to bring back in 2+ months.*
- B. *No action taken by the Board. Direction given to County Counsel.*

SUBSEQUENT CLOSED SESSION ITEM

- C. *No action taken by the Board regarding initiation of litigation and appoints Supervisors Freeman and Morris to work with County Counsel regarding matter.*

4:40 PM RECESSES
6:00 PM RECONVENES

4. PUBLIC HEARINGS

- 4a. OPENS PUBLIC HEARING and considers the Fiscal Year 2005-2006 Community Development Block Grant (CDBG) Program and to receive proposed projects from the Public for the General Allocation, Native American Allocation, Economic Enterprise Allocation and Planning and Technical Assistance Grants.

- Presentation by Patricia Mortensen, Grants and Housing Rehabilitation Loan Administration.

- Comments received from the following:

Raymond Gee, ESKATON
Joanne Hereford, Hawkins Bar VFD
Mo Lovely, Majority Opinion
Diana Burke, Trinity Business Incubator
Rose Owens, Roderick Senior Center
Michelle Endicott, Nor-Rel-Muk Tribe

CLOSES PUBLIC HEARING

No action taken by the Board to select the major activity for the CDBG 2005-2006 General Allocation grant application, with grant application, in the amount of \$590,384.

Tables to the February 15, 2005 meeting to allow time to review applications.

5. MISCELLANEOUS MATTERS

MISCELLANEOUS MATTERS WERE CONSIDERED THROUGHOUT THE SCHEDULED BOARD MEETING. ITEMS SHOWN HERE ARE IN THE ORDER OF THE AGENDA AND NOT NECESSARILY IN THE IN THE ORDER THEY WERE HEARD.

AUDITOR

- 5a. Brian Muir, Auditor/Controller reports on Mid-Year Budget Review.
- 5b. On motion of Supervisor Jaegel, seconded by Supervisor Morris and carried, approves and authorizes Chairman to sign one-year contracts with Ray Morgan Company (Contract No. 05-157), for maintenance of FAX machine at Personnel Office, in the amount of \$682.50 annually from the County Copy Fund. Comments received from Brian Muir, County Auditor/Controller.

COUNTY

- 5c. Chairman directs the formation of a Trinity County ad-hoc advisory committee dealing with a long-range financial recovery strategy. The following individuals were appointed to the ad-hoc committee:

Auditor Brian Muir, Treasurer Lynda Hymas, Assessor Dero Forslund, County Counsel Jeanette Palla, Supervisor Jaegel and Supervisor Freeman. Comments received from Lynda Hymas, Treasurer/Tax Collector.

- 5d. On motion of Supervisor Jaegel, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign Financial Consulting Agreement with Cooperman and Associates, Tamalpais Advisors, Inc., and Del Rio Advisors (each individually a "Financial Advisor" and collectively the "Workout Advisory Team") (Contract No. 05-160), to assist the County in issuing new debt and/or restructuring existing debt. Agreement covers a number of proposed debt issuances. If the Board approves debt issuance the costs will be included in and become payable from the proceeds of that debt issuance. If the County chooses not to issue any debt the advisors will receive compensation at an hourly rate plus expenses to a maximum of \$30,000 from General Reserves. Comments received from Lynda Hymas, Treasurer/Tax Collector.
- 5e. On motion of Supervisor Jaegel, seconded by Supervisor Morris and carried, appoints Supervisor Chambers to represent the Board on the Emergency Medical Services Advisory Committee. Comments received from Brian Muir, County Auditor.
- 5f. On motion of Supervisor Morris, seconded by Supervisor Chambers and carried, appoints Susie Olson as Business-Owner member, representing the Weaverville Historic District, to the Weaverville Architectural Review Committee, for the remainder of the term vacated by Jeff Morris to expire in 2008.

BEHAVIORAL HEALTH SERVICES

- 5g. On motion of Supervisor Jaegel, seconded by Supervisor Morris and carried, approves and authorizes Chairman to sign the California State Department of Alcohol and Drug Program's Annual Substance Abuse and Crime Prevention Act Fiscal Year 04/05 Plan for Trinity County, under which the Alcohol and Other Drug Division of Trinity County Behavioral Health Services will provide substance abuse treatment to

Trinity County residents who are deemed eligible for treatment. Revenue in the amount of \$201,220. Comments received from Brian Muir, County Auditor/Controller.

- 5h. On motion of Supervisor Morris, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign contract with Virginia Allin (Contract No. 05-158), to assist in the implementation of the Mental Health Services Act (Proposition 63), to facilitate community focus groups, compile community input, prepare publicity documents to engage community, and to document community outreach activities, in the amount of \$2,500 from Mental Health Prop 63 Funds. Comments received from Brian Muir, County Auditor/Controller.

BUILDING AND DEVELOPMENT SERVICES/AIRPORT DIV.

- 5i. On motion of Supervisor Jaegel, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign contract with The Little Man Landscape Construction of Weaverville (Contract No. 05-154), for mowing and vegetation removal at County owned property adjacent to County airports, in an amount not to exceed \$8,000. Comments received from Wyatt Paxton, Building and Development Services Director.
- 5j. On motion of Supervisor Chambers, seconded by Supervisor Morris, approves and authorizes Chairman to sign contract extension with Doug Koebel of Woodland (Contract No. 01-413.2). for snow removal at county airports, in an amount not to exceed \$9,000 for Airports Special Aviation Budget. Comments received from Wyatt Paxton, Building and Development Services Director.

SUBSEQUENT ITEM

On motion of Supervisor Chambers, seconded by Supervisor Jaegel and carried, agrees to hear subsequent item regarding an appointment to the Local Coordinating Council, 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.

No action taken by the Board to appoint a Supervisor representing the Board on the Local Coordination Council.

Tables item to the February 15, 2005 meeting, on a finding that the item was not emergent in nature.

GENERAL SERVICES

- 5k. On motion of Supervisor Morris, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign amendment to contract with Lyons Tree Service (Contract No. 04-103), providing as-needed tree trimming and tree removal on County Property, extending the contract term for one year, in an amount not to exceed \$10,000 from General Fund. Comments received from Jero Salva, General Services Deputy Director.

HEALTH AND HUMAN SERVICES

- 5l. On motion of Supervisor Morris, seconded by Supervisor Chambers and carried, approves the recommendations of the Trinity Child Abuse Prevention Council to support activities identified in proposals from community agencies. These projects are funded using Community Based Child Abuse Prevention funds received by the County and placed in the Children’s Trust Fund.

Friends of the Library “Summer Reading Program” \$3,813

Watershed Research and Training Center
“Outdoor Adventure Club” \$4,000

Watershed Research and Training Center
“Indian Valley Summer Camp” \$8,000

Trinity Union High School District
“S Club Young Woman’s Retreat” \$6,000

Trinity Union High School District
“Trinity High Challenge Day” \$7,145

Comments received from Brian Muir, County Auditor/Controller.

- 5m. On motion of Supervisor Morris, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign agreement between County of Trinity and Carolrae “Tommi” Addison (Contract No. 04-186.1), for interpreter services, Health and Human Services. The maximum amount

payable under this contract is \$2,000 from Health and Human Services Budget. Comments received from Brian Muir, County Auditor/Controller.

- 5n. On motion of Supervisor Morris, seconded by Supervisor Jaegel and carried, approves and authorizes Chairman to sign contract with Laura Keller, Nurse Practitioner (Contract No 05-142), for as needed jail health services, in the maximum amount of \$5,000 from Health Realignment Funds. Comments received from Brian Muir, County Auditor/Controller.

PLANNING/NATURAL RESOURCES

Supervisor Chambers recuses himself for Items 5o. and 5p. due to conflict of interest and leaves Board Chambers.

- 5o. On motion of Supervisor Morris, seconded by Supervisor Jaegel and carried, approves and authorizes Chairman to sign comment letter to the Bureau of Reclamation on the proposed Environmental Assessment for renewal of the long-term water contracts for Pajaro Valley Water Management Agency, Westlands Water District Distribution Districts No. 1, and Santa Clara Valley Water District of the Central Valley Project. Comments received from Tom Stokely, Senior Planner.

- 5p. On motion of Supervisor seconded by Supervisor approve and authorize Chairman to sign Amendment No. 7 with Remy, Thomas, Moose and Manley (99-149.7), for Legal Services related to restoration of the Trinity River. This is a no cost time extension to the contract, which has a maximum contract amount of \$178,333 with \$57,420 remaining from a Cooperative Agreement with the U.S. Bureau of Reclamation from the Trinity River Restoration Program. Comments received from Tom Stokely, Senior Planner.

Supervisor Chambers returns to Board Chambers.

SHERIFF

- 5q. On motion of Supervisor Morris, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign two-year contract with Central Valley Toxicology, Inc. (Contract No. 05-141), for forensic toxicology services, in the amount of \$10,000 from General Funds.

- 5r. On motion of Supervisor seconded by Supervisor approve and authorize Chairman to sign Amendment No. 2 to the contract with Dana Gray (Contract No. 03-447.2), changing the termination date from June 30, 2004 to June 30, 2006. There is a remaining balance on this contract in the amount of \$200.

TRANSPORATION

- 5s. On motion of Supervisor seconded by Supervisor approve Supplemental Agreement No. 2 to the contract with Remote Possibilities of Weaverville (Contract No. 02-139.2), for Protocol Northern Spotted Owl Surveys on Hyampom Road PM 6.5-8.5, and authorize the Director of Transportation to sign. Maximum cost for this task is \$3,850 from Road Funds; total amount of contract is \$40,000.
- 5t. On motion of Supervisor seconded by Supervisor approve Amendment No. 1 to the Memorandum of Agreement with Trinity County Resource Conservation District (Contract No. 02-145.1) for On-call Biological Resource Surveys and Assessments for various County transportation projects, and authorize the Director of Transportation to sign. Not to exceed a cumulative total of \$30,000.

CALIFORNIA DEPT. OF FORESTRY & FIRE PROTECTION

- 5u. On motion of Supervisor Jaegel, seconded by Supervisor Chambers approve and authorize Chairman to sign Resolution No. 2005-010, approving the Department of Forestry and Fire Protection Agreement #2CA23206, for CDF Training Officer services during Fiscal year 2004/2005, amends the existing agreement (Contract No. 03-178.2), for the 2004/2005 Fiscal Year from \$8,804 to \$14,896 from General Funds. Comments received from Bill Britton, Battalion Chief, CDF.

6. HOSPITAL MATTERS

- 6a. On motion of Supervisor Jaegel, seconded by Supervisor Morris and carried, appoints Supervisors Freeman and Chambers, representing the Board of Supervisors, to sit on the Mountain Community Medical Service Joint Powers Authority (JPA) Board of Directors as defined by the Joint Powers Authority Agreement and directs that Supervisor Chambers be the voting member.

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

SUBSEQUENT ITEM

On motion of Supervisor Morris, seconded by Supervisor Chambers and carried, agrees to hear subsequent item, regarding an amendment to anesthetist contract with Bernard P. Jones, 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 Morris, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign Amendment No. 1 to the contract with Bernard P. Jones (Contract No. 05-122), for temporary anesthetist services, increasing the maximum cost to County to \$30,000 from Hospital Operational and General Funds.

CONTRACTS

Comments received from Larry McDonough, Hospital Administrator on the following items.

- 6b. On motion of Supervisor Morris, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign Amendment No. 5 to the contract with Valley Emergency Physicians Medical Group P.C. (Contract No. 00-178.5), for operation of the emergency room at Trinity Hospital, increasing the maximum cost by \$130,000 from Operational and General Funds and allowing for expenditures for December 4, 2004 through February 23, 2005.
- 6c. On motion of Supervisor Morris, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign Amendment No. 2 to the contract with HFS Consultants (Contract No. 04-352.2), for Medicare and Medical Cost Reports, extending the contract through February 2005, in the amount of \$21,500 from Operational and General Funds.
- 6d. On motion of Supervisor Morris, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign Amendment No. 1 to the contract with HFS Consultants for Interim Controller and Accounting Services (Contract No. 04-328.1), extending the contract through February 2005, increasing the contract by \$45,000 for a total contract amount of \$114,000 from Operational and General Funds.

- 6e. On motion of Supervisor Morris, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign Agreement with Bruce Burke, CRNA (Contract No. 05-159), for as needed anesthetist coverage from 2/6/2005 through 2/10/2005, at the rate of \$720 per day plus expenses and Medical Malpractice insurance; not to exceed \$5,000 total cost to the County.

**RECESS AS THE HOSPITAL GOVERNING BOARD;
RECONVENE AS THE BOARD OF SUPERVISORS**

PUBLIC COMMENT

Comments received from Ed Bates, Weaverville.

**9:00 PM CONTINUE MEETING TO WEDNESDAY,
FEBRUARY 2, 2005**

8:00 AM CALL MEETING TO ORDER IN OPEN SESSION

PLEDGE OF ALLEGIANCE

PUBLIC COMMENT

No Comments Received.

MID-YEAR BUDGET WORKSHOP

REVIEW OF MAJOR BUDGETS AND REPORTS WERE HEARD THROUGHOUT THE SCHEDULED BUDGET HEARINGS. DEPARTMENTS SHOWN HERE ARE IN THE ORDER OF THE AGENDA AND NOT NECESSARILY IN THE ORDER THEY WERE HEARD.

BUDGET SUMMARY

Brian Muir, Auditor Controller

REVIEW OF MAJOR BUDGETS/REPORTS ON GOALS AND OBJECTIVES

Dero B. Forslund, County Clerk/Recorder/Assessor

John Whitaker, Director of General Services and Solid Waste

Linda Wright, Director of Health and Human Services

Terry Lee, Chief Probation Officer

John Jelich, Planning Director

Carl Bonomini, Director of Transportation

Lorrac Craig, Sheriff

Wyatt Paxton, Director of Building and Development Services

Brian Muir, Director, Behavioral Health Services

David Cross, District Attorney

Lynn McConnachie, Director, Child Support Services

Oresta Esquibel, Librarian

Larry McDonough, Hospital Administrator

Lynda Hymas, Treasurer/Tax Collector

County Administrative Offices

Monica Stygar, Personnel

Pat Mortensen, Grants

George Reynolds, Information Technology

Jeanette Palla, County Counsel

Mark Lockhart, Agricultural Commissioner/Sealer

Brian Muir, Auditor/Controller

PUBLIC COMMENT

No Comments were received.

9:00 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