

TRINITY COUNTY BOARD OF SUPERVISORS

MEETING MINUTES

MAY 17, 2005

8:15 AM

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 8:15 am and there are:

**PRESENT SUPERVISORS:**

Supervisor William Chambers - District 1, Vice-Chairman

Supervisor Jeff Morris – District 2

Supervisor Roger Jaegel – District 3

Supervisor Howard Freeman – District 4, Chairman

Supervisor Wendy Reiss, District 5

**ABSENT SUPERVISORS:** None

**County Counsel,** Jeanette Palla – Present

**County Clerk,** Dero Forslund – Present

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

**Chairman Freeman** - Presiding

8:15 AM

**CALLS MEETING TO ORDER IN OPEN SESSION**

**PLEDGE OF ALLEGIANCE**

**I. SWEARING IN OF WENDY REISS AS SUPERVISOR REPRESENTING DISTRICT 5.**

**II. TRINITY COUNTY FINANCIAL WORKOUT**

Presentation by Ken Dieker, Financial Workout Team Member, regarding the Trinity County Financial Workout; and

On motion of Supervisor Jaegel, seconded by Supervisor Chambers, approves leases of the County Courthouse and Juvenile Detention Facility between Trinity County and Trinity County Public Facilities Corporation and authorizes Chair or Vice Chair or Treasurer-Tax Collector to execute all

required documents. Authorizes Auditor-Controller and Treasurer-Tax Collector to execute certain documents as required. Leases are the basis for issuance of Certificates of Participation (COP); and

Approves issuance of Certificates of Participation (COP) in an amount not to exceed \$5,000,000.00, not to exceed 8.5% final due 1/15/2026, and authorizes Chair or Vice Chair or Treasurer-Tax Collector to execute all required documents. Authorizes Auditor-Controller and Treasurer-Tax Collector to execute certain documents as required. Approves with the following vote polled: Supervisors Chambers, Jaegel, Morris, Reiss and Freeman. Comments received from Carl Bonomini, Director of Transportation and Richard Bryan, Trinity Tribune.

All documents are subject to routing and approval as to form and content.

**9:10 AM RECESSES**  
**1:30 PM RECONVENES**

### **CALLS MEETING TO ORDER IN OPEN SESSION**

ALL CONTRACTS SUBMITTED TO THE BOARD ARE SUBJECT TO ROUTING FOR APPROVAL AS TO FORM AND CONTENT. ALL ORDINANCES ENACTED AT THIS MEETING WILL BE PUBLISHED AS PROVIDED IN GOVERNMENT CODE SECTION 25124.

### **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 Morris, seconded by Supervisor Reiss, and carried, approves Consent Agenda as presented, with the exception of 1c., with the following vote polled: Supervisors Reiss, Morris, Jaegel, Chambers and Freeman – Aye.

- 1a. Approves request from David and Dana Steinhauser, associate producers of Trinity Scenic Byway video, to submit the video to the National Association of Interpretation (NAI, as an entry to the 2005 NAI Interpretive Media Awards Competition. No impact to General Funds. Entry fee of \$45 and submission copies will be provided by the Steinhausers.
- 1b. Approves and authorizes Chairman to sign letter to Michael R. Peevy, President, California Public Utilities Commission regarding expediting issuance of Rural Telecommunications Grant contract for the construction of 10 cell towers in Trinity County, in the amount of \$2,500,000 from the PUC Rural Telecommunications Grant awarded to the County.
- 1d. Approves and authorizes Chairman to sign Resolution of Appreciation No. 2005-039, recognizing W. James Woods for his many years of service to Trinity County.

### **THE FOLLOWING ITEM WAS PULLED FROM THE CONSENT AGENDA AND CONSIDERED SEPARATELY.**

- 1c. On motion of Supervisor Reiss, seconded by Supervisor Chambers, waives reading and directs the Clerk to let the record show that Ordinance No. 315-738, amending the Trinity County Zoning Ordinance by rezoning APN's 15-210-05, 36 & 43 from Unclassified to Specific Unit Development (Applicant:

Independent Order of Odd Fellows (IOOF)), is introduced with the following vote polled: Supervisors Chambers, Reiss and Freeman – Aye; Supervisors Jaegel and Morris – No.

## 2. REPORTS

2a. Agenda Meeting Report.

2b. County Counsel Report.

2c. Department Head Report.

- Dave Cross, District Attorney
- Wyatt Paxton, Building and Development Services

2d. Board of Supervisor's Reports: Supervisors Reiss, Morris, Jaegel, Chambers and Freeman.

## PUBLIC COMMENT

No comments received.

***CHAIRMAN REPORTS ON CLOSED SESSION OF MAY 3, 2005, MAY 5, 2005, MAY 6, 2005, MAY 9, 2005 AND SUBSEQUENT SESSIONS: Government Code Section 54957.6. Labor Negotiations: County Designated Representatives: Jeanette Palla, County Counsel; Wyatt Paxton, Building and Development Services Director and Mark Lockhart, Agricultural Commissioner:***

***May 3, 2005: Closed Session Discussions-Labor Negotiations.  
Adjourned at 5:00 pm to Thursday, May 5, 2005 at 8:00 am***

***May 5, 2005: Closed Session Discussions-Labor Negotiations.  
Adjourned at 9:00 am to Friday, May 6, 2005 at 1:30 pm***

***May 6, 2005: Closed Session Discussions-Labor Negotiations.  
On motion of Supervisor Morris, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign letter to Bargaining Units.  
Adjourned at 3:15 pm to Friday, May 9, 2005 at 4:00 pm***

***May 9, 2005: Closed Session Discussions-Labor Negotiations.  
Direction given to County Labor Negotiation Team to meet with Bargaining Units.  
Adjourned at 5:45 pm to Friday, May 13, 2005 at 3:00 pm***

***May 13, 2005: Closed Session Discussions-Labor Negotiations.  
Adjourned at 3:50 pm***

## MEET IN CLOSED SESSION

A. Government Code Section 54954.5. Public Employee Performance Evaluation – Health and Human Services Director.

B. Government Code Section 54956.9, subd. (b)(1) Anticipated Litigation – Conference with Legal Counsel. No. of cases: One.

- Claim filed by Rita Hodges.

C. Government Code Section 54957.6. Labor Negotiations:

County Designated Representatives: Jeanette Palla, County Counsel; Wyatt Paxton, Building and Development Services Director and Mark Lockhart, Agricultural Commissioner.

D. Government Code Section 54954.5 Public Employee Appointment or Employment:

Title: County Administrative Officer

**RECONVENE IN OPEN SESSION**

2:05 PM      RECESS  
6:00 PM      RECONVENE

***CHAIRMAN REPORTS ON CLOSED SESSION***

- A. *Evaluation was held.*
- B. *On motion of Supervisor Reiss, seconded by Supervisor Chambers and carried, approves claim filed by Rita Hodges in the amount of \$117.58.*
- C. *On motion of Supervisor Chambers, seconded by Supervisor Reiss, agrees to re-advertise the position of County Administrative Officer in October of 2005, with the expectation of having a County Administrative Officer in place by January 2006. Supervisors Jaegel and Morris – No.*
- D. *Direction given to Labor Negotiating Team to continue discussions with Bargaining Units.*

**3. PUBLIC HEARINGS**

OPENS PUBLIC HEARING and considers a Resolution to name the stub portion of road at the north end of County Road No. 247, Placer Street, to County Road No. 227, North Placer Street.

**Report received from Carl Bonomini, Director of Transportation**

CLOSES PUBLIC HEARING

On motion of Supervisor Jaegel, seconded by Supervisor Morris, approves and authorizes Chairman to sign Resolution No. 2005-037, to name the stub portion of road at the north end of County Road No. 247, Placer Street, to County Road No. 227, North Placer Street. Approves with the following vote polled: Supervisors Morris, Jaegel, Reiss, Chambers and Freeman – Aye.

**4. MISCELLANEOUS MATTERS**

MISCELLANEOUS MATTERS ITEMS SHOWN HERE ARE IN THE ORDER OF THE AGENDA AND NOT NECESSARILY IN THE IN THE ORDER THEY WERE HEARD.

**AGRICULTURE/WEIGHTS AND MEASURES**

**Report received from Mark Lockhart, Commissioner/Sealer**

- 4a. On motion of Supervisor Reiss, seconded by Supervisor Morris and carried, approves and authorizes the Agricultural Commissioner to sign Agreement with the California Conservation Corps, in the amount of \$6,000 from the Resource Advisory Contract to provide for noxious weed work in Trinity County.

## **BEHAVIORAL HEALTH SERVICES**

### **Report received from Brian Muir, Director**

- 4b. On motion of Supervisor Morris, seconded by Supervisor Reiss and carried, approves and authorizes Chairman to sign contract with Sierra Vista Hospital for Inpatient Mental Health Services, in the amount of \$5,000 from Behavioral Health's Realignment allocation funds.
- 4c. On motion of Supervisor Reiss, seconded by Supervisor Morris and carried, approves and authorizes Chairman to sign contract with Nancy Callahan for consultation and planning for the implementation for the Mental Health Services Act, in the amount of \$4,500 from Mental Health Services Act (Prop 63) funding.

## **COUNTY CLERK/RECORDER**

### **Report received from Dero Forslund, Clerk/Recorder**

- 4d. On motion of Supervisor Morris, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign Client Sales Order with hal Systems, Inc., to participate in a joint project with hal Systems and Extract Systems to provide automated OCR functionality and database search and retrieval for the purpose of storing and retrieving County documents such as Official Records, Board minutes and Ordinances, in the amount of \$8,000 funds previously transferred from micrographics trust account.

## **COUNTY COUNSEL**

### **Report received from Jeanette Palla, Counsel**

- 4e. On motion of Supervisor Jaegel, seconded by Supervisor Morris and carried, approves and authorizes Chairman to sign 9-month contract for public defense services with Russell J. Clanton and Associates (Contract No. 05-240), in the amount of \$35,000 from General Fund.
- 4f. On motion of Supervisor Jaegel, seconded by Supervisor Morris and carried, approves and authorizes Chairman to sign 17-month contract for public defense services with Joanna R. Correll, Attorney at Law (Contract No. 05-239), in the amount of \$26,250 from General Fund and Trial Court Funding.
- 4g. On motion of Supervisor Jaegel, seconded by Supervisor Morris and carried, approves and authorizes Chairman to sign 3-year contract for public defense services with Derrick W. Riske, Attorney at Law (Contract No. 05-241), in the amount of \$276,000 from General Fund and Trial Court Funding.

## **DISTRICT ATTORNEY**

- 4h. On motion of Supervisor Reiss, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign Amendment No. 1 to Agreement #01-075-01 with the Department of Justice (Contract No. 01-212.1). In the original contract, the Department of Justice agrees to provide laboratory analysis of blood/urine samples, and accompanying services, for a fee not to exceed \$10,000 in any fiscal year. This amendment modifies the name of the breath testing device to a generic term. All other terms and conditions remain the same as the original agreement.

## **GENERAL SERVICES**

**Report received from Wyatt Paxton, Director of Building and Development Services (in lieu of vacant General Services Director position) and Brian Muir, Auditor.**

- 4i. On motion of Supervisor Jaegel, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign contract with J & J Septic Service (Contract No. 05-218), to provide service to portable toilets at Trinity Center, Junction City, Big Bar, Burnt Ranch, Hyampom and Hayfork County sites, on an as needed basis for one year, in an amount not to exceed \$10,800; 60% Enterprise Fund, 25% Special Aviation Fund; and

To provide service to portable toilets at the Cemetery Hole and Old Bridge in Lewiston, in an amount not to exceed 15% from Board of Supervisors Contingency Fund until June 30, 2005.

- 4j. On motion of Supervisor Jaegel, seconded by Supervisor Morris and carried, approves and authorizes Chairman to sign lease agreement with Darlene "Victoria" Randolph (Contract No. 05-226), to rent one room at the Sam Lee Ranch House, revenue in the amount of \$80 monthly, to begin June 1, 2005.

## **GRANTS AND HOUSING REHAB**

**Supervisor Reiss recuses herself due to Conflict of Interest on Item 4k.**

**Report received from Pat Mortensen, Coordinator**

- 4k. On motion of Supervisor Jaegel, seconded by Supervisor Morris and carried, approves and authorizes Chairman to sign contract and Notice of Award with Shasta Services, Inc., dba Timberworks, Mt. Shasta, Ca. (Contract No. 05-229), to rehabilitate the Hayfork Community Center, in the amount of \$574,065.72, funds from CDBG agreement #03-STBG-1852, other non-county funds, and contingent upon receiving funds from CDBG 2005 General Allocation grant application, in the amount of \$216,000.

## **HEALTH AND HUMAN SERVICES**

**Supervisor Reiss - Present**

**Report received from Linda Wright, Director**

- 4l. On motion of Supervisor Jaegel, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign contract with Carolyn Furnish, MA, LMFT (Contract No. 05-221), to provide training to AmeriCorps members, maximum amount payable under this contract is \$657 from Health and Human Services Child Welfare Services Redesign allocation of FY 04/05.
- 4m. On motion of Supervisor Jaegel, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign Amendment No. 1 to the agreement with Butte County (Contract No. 04-160.1), to act as the Host Entity for the Medi-Cal Administrative Activities (MAA) and Targeted Case Management (TCM) programs consortium, amending the MAA/TCM participation fee from \$913 to \$311 for FY 04/05.
- 4n. On motion of Supervisor Jaegel, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign contract with Bob Fink dba Bob Fink's Redding Driving School (Contract No. 05-222), in the maximum amount of \$975 from the Health and Human Services Independent Living Program Allocation, to provide Driver's Training to a maximum of five youth participating in the Independent Living Program.

- 4o. On motion of Supervisor Jaegel, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign contract with Bethel Church (Contract No. 05-236), to provide a "Love and Logic" workshop to individuals registered by Health and Human Services, in the maximum amount of \$950 which is identified in the Child Welfare Services Redesign allocation received by Trinity County Health and Human Services.
- 4p. On motion of Supervisor Jaegel, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign contract with Visual Imagry, Inc. (Contract No. 05-235), to maintain the Region III Public Health Bioterrorism internet web site, in the maximum amount payable of \$2,500 from Bioterrorism funding received by Trinity County Public Health,
- 4q. On motion of Supervisor Morris, seconded by Supervisor Jaegel and carried, approves and authorizes Chairman to sign contract with Instructional Access, Inc. (Contract No. 05-234), to provide 2.5 days of hands-on computer training and a computer, to four Independent Living Program Participants, in the maximum amount of \$10,842.42 from the Independent Living Program allocation. Comments received from Ed Bates, Weaverville.
- 4r. On motion of Supervisor Jaegel, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign agreement between County of Sacramento and County of Trinity (Contract No. 05-232), to administer the Cash Assistance Program for Immigrants, at no cost to the County to participate in this consortium and to receive the services provided by Sacramento County.
- 4s. On motion of Supervisor Jaegel, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign agreement with Trinity Theatre, LLC, to display slides provided by Health and Human Services, to recruit foster parents in Trinity County and promote foster care services. The maximum amount payable under this contract is \$1,200 from the Child Welfare Services Allocation received by Trinity County.
- 4t. On motion of Supervisor Jaegel, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign Amendment No. 1 to contract with Jeff Taylor, dba "Angelone's Quality Janitorial Services", to provide janitorial services to the WIC office at #3 Airport Road in Weaverville, in the maximum amount payable for FY 05/06 of \$960 funding from WIC's 05/06 budget,
- 4u. On motion of Supervisor Reiss, seconded by Supervisor Morris and carried, approves and authorizes Chairman to sign Agreement EW 2005-37 between the Regents of the University of California and Trinity County, to provide 19 days of training to Eligibility Services and other county staff, in the amount of \$54,910 from State and Federal Funds in the Health and Human Services Training Budget.
- 4v. On motion of Supervisor Morris, seconded by Supervisor Reiss and carried, approves and authorizes Chairman to sign agreement CW 2005-37 between the Regents of the University of California and Trinity County, to provide four days of Child Welfare Training, in the amount of \$10,200 from State and Federal Funds in the Health and Human Services Training Budget,

## **HOSPITAL**

### **Report received from Brian Muir, Auditor**

- 4w. On motion of Supervisor Reiss, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign Aureaus Radiology, LLC Amendment No. 2 (Contract No. 02-201.2), providing temporary staffing services for the Hospital. This amendment is for services rendered prior to February 23, 2005, increasing the maximum amount from \$70,000 to \$110,000. Final bill in the approximate amount of \$40,000.

- 4x. On motion of Supervisor Reiss, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign Arcadia Health Services, Inc. dba Bestaff Arcadia, Inc. Amendment No. 3 (Contract No. 04-373.3), providing temporary nursing staff for the Hospital. This amendment is for services rendered prior to February 23, 2005, increasing the maximum amount from \$120,000 to \$142,000. Final bill in the approximate amount of \$22,000.
- 4y. On motion of Supervisor Reiss, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign Laboratory Corporation of America (LABCORP) Amendment No. 3 (Contract No. 05-120.3), for providing clinical laboratory services for the Hospital. This amendment is for services rendered prior to February 23, 2005, increasing the maximum amount from \$15,000 to \$24,980.75. Final bill in the approximate amount of \$9,980
- 4z. No action taken by the Board on the HFS Consultants Amendment No. 2 (Contract No. 04-328.2), providing temporary interim controller and accounting services for the Hospital. This amendment is for services rendered prior to February 23, 2005, increasing the maximum amount from \$114,000 to \$174,000. Final bill in the approximate amount of \$60,000. Pulled for further review.

## **PERSONNEL**

### **Report received from Brian Muir, Auditor;**

- 4aa. On motion of Supervisor Morris, seconded by Supervisor Reiss and carried, approves and authorizes Chairman to sign Agreement for Special Services with Liebert Cassidy Whitmore (Contract No. 05-238), in the amount of \$3,100 from Trindel Insurance Fund, Trinity County is part of the North State Employment Relations Consortium and contracts with Liebert Cassidy Whitmore to provide secure expert training and consulting services to assist Trinity County in its relations and negotiations with its employee organizations.
- 4bb. On motion of Supervisor Morris, seconded by Supervisor Reiss and carried, agrees to recruit and hire an Administrative Clerk I or II due to a resignation in the Department of Behavioral Health, effective June 1, 2005. Approximate cost in salary and benefits for one month for an Administrative Clerk I would be \$3,667; for an Administrative Clerk II is \$3,873. Funding comes from MediCal reimbursement and Mental Health Realignment.
- 4cc. On motion of Supervisor Reiss, seconded by Supervisor Morris and carried, agrees to recruit and hire a half-time Veterans Services Representative I or II, due to the resignation of the current Veterans Services Representative, effective May 17, 2005. Approximate cost in salary and benefits per month for a Veterans services Representative I would be \$2,663; for a Veterans Services Representative II is \$2,764. Funding is 50% from state reimbursement and 50% general fund.
- 4dd. On motion of Supervisor Morris, seconded by Supervisor Chambers and carried, agrees to recruit and hire an Administrative Clerk II in the Personnel Department due to resignation, in the approximate monthly cost for this fiscal year in salary and benefits would be \$3,881.
- 4ee. On motion of Supervisor Reiss, seconded by Supervisor Chambers and carried, approve a 5% out-of-class compensation for Jero Salva, Deputy Director General Services, retroactive to February 1, 2005. Approximate increase in salary and benefits per month would be \$335, and is valid only until the General Services Director position is filled or is terminated.
- 4ff. On motion of Supervisor Morris, seconded by Supervisor Reiss and carried, denies request to combine (1) Accounting Technician Sr. to the allocation of Account Clerk I or II / Accounting Technician I or II. Also add new position classification of Accountant I or II to this allocation for a total allocation of (2) Account Clerk I

or II / Accounting Technician I or II / Accounting Technician Sr. / Accountant I or II (maximum 1 Accountant I or II) in the Department of General Services division of Solid Waste and denies that said change be made to the salary schedule and alphabetical listing of positions effective may 1, 2005. No fiscal impact.

**Report received from Wyatt Paxton, Building and Development Services Director and Brian Muir, Auditor.**

- 4gg. On motion of Supervisor Morris, seconded by Supervisor Jaegel and carried, agrees to fill the position of Facilities Operation Superintendent at General Services, due to the voluntary demotion of an employee, effective May 1, 2005. Approximate cost in salary and benefits per month is \$406. Comments received from Richard Bryan, Trinity Tribune.
- 4hh. On motion of Supervisor Morris, seconded by Supervisor Reiss, and carried, agrees to reinstate Randall Rader as a Buildings & Grounds Maintenance Worker II at General Services Range G164 Step B, due to the retirement of an employee, effective June 1, 2005. Approximate net savings of \$7,327 to the General Fund, when compared to the retiree's salary and benefits.

**SHERIFF**

- 4ii. No action taken to approve and authorize Chairman to sign the Federal Equitable Sharing agreement with the U.S. Department of Justice, to allow Trinity County continued participation in the equitable sharing program and allows Trinity County to receive funds and/or property from the U.S. Departments of Justice and Treasury for Asset Seizures. This item was approved at the May 3, 2005 meeting.

**TRANSPORTATION**

**Report received from Carl Bonomini, Director**

- 4jj. On motion of Supervisor Reiss, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign Resolution of Intent No. 2005-038, to change the name of County Road #516, Alder Point Bluff Road to County Road #516, Zenia Bluff Road and scheduling a Public Hearing for June 21, 2005 at 6:00 PM to approve Resolution to change the name. Approved with the following vote polled: Supervisors Chambers, Reiss, Jaegel, Morris and Freeman.

**PUBLIC COMMENT**

Comments received from Dero Forslund, County Clerk/Recorder; Ed Bates, Weaverville and Brian Muir, County Auditor.

**8:20 PM ADJOURNS**

**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