

TRINITY COUNTY BOARD OF SUPERVISORS

MEETING MINUTES

AUGUST 2, 2005  
1:30 PM

Trinity County Library Meeting Room  
Weaverville, CA

PRESENT

HOWARD FREEMAN  
CHAIRMAN  
District 4

BILL CHAMBERS  
VICE-CHAIRMAN  
District 1

JEFF MORRIS  
SUPERVISOR  
District 2

ROGER JAEGL  
SUPERVISOR  
District 3

WENDY REISS  
SUPERVISOR  
District 5

LARRY LAYTON  
COUNTY ADMINISTRATIVE OFFICER

JEANETTE PALLA  
COUNTY COUNSEL

KELLY FROST  
DEPUTY CLERK OF THE BOARD

*Note: This agenda contains a brief general description of each item to be considered. Supporting documentation is available in the public packet at the Board meeting or at the Office of the Clerk of Board. Board meetings are televised on cable channel 22 and taped for re-broadcast on cable channel 22. Copies of tapes are available at the Trinity County Library.*

---

1:30 PM

**CALLS MEETING TO ORDER IN OPEN SESSION**

**PLEDGE OF ALLEGIANCE - Supervisor Jaegel**

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

1.01 Approves Meeting Minutes of July 19, 2005, as submitted by Clerk.

1.02 Approves Special Meeting minutes of July 25, 2005, as submitted by Clerk.

1.03 Finds no objection to a one day alcoholic beverage license to serve alcoholic beverages at the Class Reunion of the 50's on August 20, 2005 from 6 p.m. to 1 a.m., at the Veteran's Memorial Hall, as requested by the New York Saloon.

## 2. REPORTS

2.01 Agenda Meeting Report.

2.02 County Counsel Report.

2.03 Department Head Report.

1. Linda Wright, Health and Human Services
  - Part I of II

## 3. PRESENTATION/DISCUSSION ITEMS

3.01 Presentation given by Laura Murphy, AmeriCorps Watershed Stewards Member, thanking the Trinity County Board of Supervisors for their support of the Resource Conservation District Summer Day Camp.

## 2. REPORTS continued...

2. Brian Muir, County Auditor/Veteran's Services
  - Introduction of Leeann Boore , New Veteran's Services Officer
3. Lorrac Craig, Sheriff
  - Proposition 215 Medical Marijuana
  - Repeater Upgrades
  - General Department Update

2.04 Board of Supervisor's Report: Supervisors Chambers, Jaegel, Morris, Reiss and Freeman.

2.05 County Administrative Officer Report.

## PUBLIC COMMENT

*Comments received from Ed Bates, Weaverville.*

## **CHAIRMAN REPORTS ON CLOSED SESSION OF JULY 25, 2005**

**A.** On motion of Supervisor Reiss, seconded by Supervisor Jaegel and carried, directs Supervisor Morris and Supervisor Freeman, along with Dero Forslund, County Clerk and Jeanette Palla, County Counsel to draft response to Trinity Public Utilities District without further Board review and authorizes Chairman to sign said letter and deliver to the Trinity Public Utilities District.

## 4. MEETS IN CLOSED SESSION

4.01 Government Code Section 54956.9, (b)(1). Significant Exposure to Litigation. Conference with Legal Counsel. No. of cases: One.

4.02 Government Code Sections 54954.5 (d) and 54956.9 (b)(1). Liability Claims and/or Anticipated Litigation:

- Claimant: Nancy Lyons (Claim No. 6108-97-0045)  
Agency Claimed Against: Trinity County

4.03 Government Code Section 54954.9 (b). Anticipated Litigation. Conference with Legal Counsel. No. of cases: One.

- Claim filed by Paul F. Valdez

**RECONVENES IN OPEN SESSION**

3:00 PM RECESS  
6:00 PM RECONVENE

***CHAIRMAN REPORTS ON CLOSED SESSION***

4.01 *No formal action taken, direction for County Administrative Officer to serve as liaison with Trinity Public Utilities District.*

4.02 *On motion of Supervisor Reiss, seconded by Supervisor Morris and carried, grants authority to Insurance Adjuster to settle claim as recommended by the Adjuster.*

4.03 *On motion of Supervisor Jaegel, seconded by Supervisor Morris, denies claim filed by Paul F. Valdez. Supervisor Reiss – No.*

**5. PUBLIC HEARINGS.**

**Supervisor Reiss recuses herself due to conflict of interest.**

5.01 Opens Public Hearing to consider Resolution-067, to transfer CDBG Program Income from the Community facilities Revolving Loan Funds, in the amount of \$40,735, and \$82,563.87 from unallocated Program Income to the Hayfork Community Center Activity of the 2005/2006 CDBG General Allocation grant awarded to Trinity County.

Comments received from Ed Bates, Weaverville.

Closes Public Hearing.

On motion of Supervisor Jaegel, seconded by Supervisor Chambers, adopts Resolution No. 2005-067 with the following vote polled: Supervisors Chambers, Jaegel, Morris and Freeman.

**Supervisor Reiss – Present**

**SUBSEQUENT ITEM**

On motion of Supervisor Reiss, seconded by Supervisor Jaegel, agrees to hear a subsequent item 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. Supervisor Freeman – No.

On motion of Supervisor Jaegel, seconded by Supervisor Reiss and carried, approves Proclamation No. 2005-02 (P), proclaiming August 7-13, 2005 to be National Health Center Week.

**6. MISCELLANEOUS MATTERS**

**AGRICULTURE/SEALER**

- 6.01 On motion of Supervisor Jaegel, seconded by Supervisor Reiss and carried, approves Pest Detection Contract No. 05-315 with the California Department of Food and Agriculture to perform Gypsy Moth, Japanese Beetle and European Pine Shoot Moth trapping, revenue in the amount of \$6,543.

### **AUDITOR**

- 6.02 On motion of Supervisor Reiss, seconded by Supervisor Chambers and carried, approves Contract No. 05-323, with Ray Morgan Company for maintenance of 20 Canon Copiers and one Canon FAX Machine located in various county departments, in the approximate amount of \$22,000 from Copier Internal Service funds.
- 6.03 On motion of Supervisor Reiss, seconded by Supervisor Chambers and carried, approves Contract No. 05-324 with SunGard Bi-Tech, Inc. to provide support and software updates to Trinity County, in the amount of \$17,519.09 from General Funds.
- 6.04 On motion of Supervisor Chambers, seconded by Supervisor Reiss and carried, approves Memorandum of Understanding No. 05-312 with Trinity County Superior Courts pursuant to the Trial Court Funding Act, to provide for implementation for a comprehensive collections program. No fiscal impact.

### **BEHAVIORAL HEALTH SERVICES**

- 6.05 On motion of Supervisor Reiss, seconded by Supervisor Chambers and carried, approves Amendment No. 05-158.1 with Virginia Allin, 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 document community outreach activities. This amendment is extending the term of the original contract, no fiscal impact. Direction given to Director to update Board at the first December meeting
- 6.06 On motion of Supervisor Reiss, seconded by Supervisor Chambers and carried, approves Amendment No. 05-224.1 with Nancy Callahan to assist in the implementation of the Mental Health Services Act (Proposition 63) to provide ideas and suggestions for appropriate ways of meeting California Department of Mental Health Requirements for Funding under the Mental Health Services Act, consultation on formation of a Leadership Team and it's procedures and writing the Community Services and Support Plan. This amendment is extending the term of the original contract, no fiscal impact.

### **BUILDING AND DEVELOPMENT SERVICES/AIRPORTS**

- 6.07 No action taken on Amendment No. 02-203.2 with Jan Raffety for mowing and brush removal at four County Airports, in the amount of \$279, extending the contract and increasing the maximum amount of the contract from \$3,487 to \$3,766 from Airport Funds. Pulled until further notice.
- 6.08 On motion of Supervisor Jaegel, seconded by Supervisor Morris and carried, approves Amendment No. 05-204.2 with William M. Hartman dba Hartman Truck Lines for tree removal at Hayfork Airport, in the amount of \$20,000, extending the contract and increasing the maximum amount from \$65,000 to \$85,000 from Airport Funds.

### **COUNTY**

- 6.09 On motion of Supervisor Jaegel, seconded by Supervisor Chambers, approves Chairman to sign Individual Grant Deed, Trinity County as Grantor and Trinity Public Utilities District as Grantee on APN No.'s 1-012-02, 1-012-04 and 24-150-21 "Mountain Community Medical Services Hospital", as required by Section IX, Paragraph 2(b) of the Project No. 1 between the Board of Supervisors and Trinity Public Utilities District.

Comments received from Ed Bates, Weaverville, Dero Forslund, County Clerk and Richard Bryan, Trinity Tribune.

- 6.10 On motion of Supervisor Jaegel, seconded by Supervisor Chambers, motion to approve application for waiver of all County Department fees, pursuant to Policy No. 2003-03 (P), as requested by the Hayfork Valley Fire District, to build a Community Safety Building to house the Hayfork Valley Volunteer Fire Department and Trinity County Life Support. Comments received from Ed Bates, Weaverville. Supervisors Reiss, Morris and Freeman – No. Motion fails 3-2

## **GENERAL SERVICES**

- 6.11 On motion of Supervisor Reiss, seconded by Supervisor Chambers and carried, approves Amendment No. 03-397.3 with Trinity Heating and Air to replace non-functioning, non-repairable HVAC units at the Weaverville Library and Veteran's Memorial Hall, and perform general heating, ventilation and air conditioning services including filter changes, on an as needed basis to HVAC units for County Facilities, in the amount of \$29,000 from the various departmental budgets that utilize the service. Comments received from Ed Bates, Weaverville.
- 6.12 On motion of Supervisor Reiss, seconded by Supervisor Jaegel and carried, approves Amendment No. 05-178.1 with Tony's Refrigeration to provide service and/or repair in existing walk-in freezers on an as needed basis in the amount of \$10,000, extending the contract for one year and increasing the maximum cost from \$2,500 to \$12,500.
- 6.13 On motion of Supervisor Reiss, seconded by Supervisor Jaegel and carried, approves Amendment No. 05-191.1 with World Telecom, Inc., to install category five cable at five County facilities on an as needed basis, in the amount of \$10,000, extending the contract for one year and increasing the maximum cost from \$2,500 to \$12,500.

## **GRANTS AND HOUSING**

- 6.14 On motion of Supervisor Reiss, seconded by Supervisor Morris, adopts Resolution No. 2005-068 approving the submittal of an application for \$706,000 funding from the 2005 HOME Investment Partnerships Program for the construction of 10 units of low-income apartment units for seniors in Hayfork; and authorizes the County Administrative Officer to sign the HOME application and other required application documents. Approves with the following vote polled: Supervisors Morris, Reiss, Chambers, Jaegel and Freeman.

## **HEALTH AND HUMAN SERVICES**

- 6.15 On motion of Supervisor Morris, seconded by Supervisor Chambers and carried, approves Amendment No. 03-285.2 with Scott La Fein, to provide counseling and therapy services for persons referred by Trinity County Health and Human Services, extending the services for one year, in the annual amount of \$5,000 from Child Welfare Services Allocation funds.
- 6.16 On motion of Supervisor Reiss, seconded by Supervisor Chambers and carried, approves Contract No. 05-316 with Glenn County Human Resource Agency for providing Child Welfare Services/ Case Management System training to County Staff. No impact to General Fund. County share is paid by the Trinity County Health and Human Services Training Budget.
- 6.17 On motion of Supervisor Reiss, seconded by Supervisor Morris and carried, approves Contract No. 05-317 with Samantha Shelton to provide emergency shelter care, in the amount of \$240 from the Child Welfare Services allocation.

## PERSONNEL

- 6.18 On motion of Supervisor Reiss, seconded by Supervisor Chambers and carried, approves hiring a Deputy Director of Family and Children Services in the Behavioral Health Services Department, due to a resignation, effective August 31, 2005, approximate cost in salary and benefits for this fiscal year is \$68,486.

## PLANNING/NATURAL RESOURCES

- 6.19 On motion of Supervisor Reiss, seconded by Supervisor Chambers, approves Contract No. 05-322 with Sari Sommarstrom and Associates for implementation and updating of "A Water Quality and Stream Habitat Protection Manual for County Road maintenance in Northwestern CA Watersheds" for the Five Counties Salmonid Conservation Program, in the amount of \$20,000, which is fully reimbursable under existing California Department of Fish and Game Grants #P0210415 and #P0310322. Supervisor Morris – No.
- 6.20 On motion of Supervisor Jaegel, seconded by Supervisor Chambers, approves Contract No. 05-321 with Ross Taylor and Associates for fisheries biological and relocation services for the Five Counties Salmonid Conservation Program, in the amount of \$30,000, which is fully reimbursable under existing California Department of Fish and Game Grants #P0210415 and #P0310322. Supervisors Morris and Jaegel – No.
- 6.21 No action taken by the Board on Contract No. 05-326 with Erikson Consulting and Surveying to perform site surveys, legal descriptions and file a Record of Survey for three parcels at Reo Lane in Poker Bar, in the maximum amount of \$2,133 which is fully reimbursable under Grant No. 03FG230776 from the Bureau of Reclamation. Tables to the second meeting in August.

## SOLID WASTE

- 6.22 On motion of Supervisor Reiss, seconded by Supervisor Chambers and carried, approves Amendment No. 05-252.1 with Trinity Heating and Air to cover expenses associated with evacuation of refrigerator units, in the amount of \$15,000, increasing the maximum cost from \$10,000 to \$25,000.
- 6.23 On motion of Supervisor Reiss, seconded by Supervisor Chambers and carried, approves Amendment No. 03-223-2 with Cascade Software Systems, Inc. to update the rates for maintenance and system services for fiscal year 05/06, amending Section 5. of the original contract "Fees". No increase in maximum amount of contract (\$10,000).

## TRANSPORTATION

- 6.24 On motion of Supervisor Reiss, seconded by Supervisor Chambers and carried, approves Contract No. 05-325 Transportation Department No. 05-ROCK-03 for rock crushing on Big Creek Road, No. 324 at M.P. 7.0 to Concrete Aggregate Products, Inc. of Weaverville, CA, in the amount of \$ 78,800.00 from Road Funds in the 05/06 Department of Transportation Budget.
- 6.25 On motion of Supervisor Jaegel, seconded by Supervisor Chambers and carried, approves Right of Way Contract No. 05-319 with Michael Passmore for right of way on Deerlick Springs Road, Co. Rd. No. 335, in the amount of \$12,540 from the Department of Transportation's 05/06 Right of Way Budget
- 6.26 On motion of Supervisor Reiss, seconded by Supervisor Chambers and carried, approves the Right of Way Contract No. 05-320 with Lillian Godbe for right of way on Deerlick Springs Road, Co. Rd. No. 335, in the amount of \$700 from the Department of Transportation's 05/06 Right of Way Budget

- 6.27 On motion of Supervisor Morris, seconded by Supervisor Jaegel and carried, approves the Final Map for the Mulligan Subdivision, Unit No. 2 (P-04-12), located on a private road off of Manzanita Drive in Weaverville and authorizes the Clerk of the Board to sign and record said map on a finding that there are no security requirements. Applicants are Hal and Dorothy Goodyear. (Map is available in the Board Clerk's Office).
- 6.28 On motion of Supervisor Reiss, seconded by Supervisor Chambers, waives reading and directs the Clerk to let the record show that an ordinance amending Chapter 10.048 of the Trinity County Code, pertaining to Standing, Stopping and Parking that will extend the prohibit parking limits on both sides of State Route 3, on both sides of Oregon Street and on the west side of Bremer Street, all along SR299 in Weaverville, is introduced with the following vote polled: Supervisors Chambers, Reiss, Jaegel, Morris and Freeman – Aye. Comments received from Ed Bates, Weaverville.

**SUPPLEMENT TO THE AGENDA**

- 6.29 Tables request by Trinity Public Utilities District to extend election date as required in Section VIII. (4) of the Project Agreement No.1 for Mountain Community Medical Services. Directs that the Board hold a special meeting on Monday, August 8, 2005 at 3:00 p.m.

**PUBLIC COMMENT**

*Comments received from Kathy Smith, Weaverville.*

**9:10 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