

TRINITY COUNTY BOARD OF SUPERVISORS

MEETING MINUTES

AUGUST 16, 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 JAEGEL
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 Reiss

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 Jaegel,, seconded by Supervisor Reiss and carried, approves the Consent Agenda as presented, with the exception of 1.02, 1.04, 1.06 and 1.07 with the following vote polled: Supervisors Morris, Reiss, Jaegel, Chambers and Freeman – Aye.

1.01 Approves Meeting Minutes of August 2, 2005, as submitted by Clerk.

1.03 Approves Special Meeting minutes of August 9, 2005, as submitted by Clerk.

1.05 Acknowledges receipt of notice, pursuant to Health and Safety Code Section 25180-7, of hazardous waste discharge (Diesel Fuel from a ruptured fuel tank), located on west bound State Route 299, 2.8 miles west of East Fork Road at Big Flat, Milepost 299 TRI 34.00, as submitted by the Department of California Highway Patrol.

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

- 1.02 No action taken by the Board on Special Meeting minutes of August 8, 2005, tables to afternoon session.
- 1.04 On motion of Supervisor Chambers, seconded by Supervisor Jaegel and carried, appoints Supervisor Morris as a County representative and voting member on the Mountain Community Medical Services Board of Directors/Joint Powers Authority. Comments received from Ed Bates, Weaverville; Mo Lovely, Majority Opinion.
- 1.06 On motion of Supervisor Morris, seconded by Supervisor Jaegel, tables ordinance amending Chapter 10.048 of the Trinity County Code, pertaining to Standing, Stopping and Parking for modifications as requested by Supervisor Morris and direction given to bring back at the September 7, 2005 meeting.
- 1.07 On motion of Supervisor Reiss, seconded by Supervisor Morris, authorizes Chairman to sign the following letters as submitted by the Human Response Network (HRN).
- a) In support of HRN's efforts to obtain an encroachment permit from the State to hang a Domestic Violence Awareness banner over Main Street in Weaverville.
 - b) In support of HRN's efforts to obtain an encroachment permit from the State to hang a Domestic Violence Awareness banner over Main Street in Hayfork.
 - c) In support of HRN's efforts to obtain an encroachment permit from the State to conduct the Domestic Violence Awareness Month Candlelight Walk on October 6, 2005 and to tie purple ribbons on the trees lining Main Street in Weaverville.

Comments received from Ed Bates, Weaverville; Jerry Cousins, HRN; Mo Lovely, Majority Opinion.

3. PRESENTATION/DISCUSSION ITEMS

- 3.01 On motion of Supervisor Reiss, seconded by Supervisor Morris, adopts Resolution No. 2005-070, Resolution on the retirement of Christine Talkington, from Health and Human Services. Approves with the following vote polled: Supervisors Morris, Reiss, Jaegel, Chambers and Freeman – Aye.

2. REPORTS

2.01 County Administrative Officer Report.

2.02 County Counsel Report.

2.03 Department Head Report.

- 1. Linda Wright, Health and Human Services:
 - Part II of II
 - AmeriCorps and Linda Wooden with Shasta County Child Abuse Prevention Council
- 2. Brian Muir – County Auditor
 - Countywide Cost Allocation Plan

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

PUBLIC COMMENT

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

3:55 PM ADJOURN

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.

4:35 PM RECESSES
6:00 PM RECONVENES

CHAIRMAN REPORTS ON CLOSED SESSION

4.01 *No action taken by the Board.*

5. PUBLIC HEARINGS

5.01 Opens Public Hearing to consider Resolution 2005-071, adopting 2005/2006 delinquent list regarding Solid Waste Annual Parcel Fee.

Comments received from Ed Bates, Weaverville.

Closes Public Hearing

On motion of Supervisor Reiss, seconded by Supervisor Morris, adopts Resolution No. 2005-064. Approves with the following vote polled: Supervisors Morris, Reiss, Chambers, Jaegel and Freeman - Aye.

THE FOLLOWING ITEM WAS PULLED FROM THE CONSENT AGENDA AND TABLED TO THE EVENING SESSION

1.02 On motion of Supervisor Jaegel, seconded by Supervisor Morris and carried, approves Special Meeting minutes of August 8, 2005, as submitted by Clerk.

6. MISCELLANEOUS MATTERS

AUDITOR

6.01 On motion of Supervisor Reiss, seconded by Supervisor Chambers and carried, approves 2004/2005 budget adjustment for Debt Service, in the amount of \$189,018. The accounts affected are Prior Year Expenses and Transfers In and Out. Comments received from Ed Bates, Weaverville. Supervisor Morris – No.

6.02 On motion of Supervisor Reiss, seconded by Supervisor Chambers and carried, approves 2004/2005 budget adjustment for Health and Human Services Department, in the amount of \$57,981, increasing salaries and transfer in revenue. Supervisor Morris – No.

- 6.03 On motion of Supervisor Reiss, seconded by Supervisor Chambers and carried, approves 2004/2005 budget adjustment for Health and Human Services Department, in the amount of \$222,000. The accounts affected are Service and Supplies. Supervisor Morris – No.
- 6.04 On motion of Supervisor Reiss, seconded by Supervisor Chambers and carried, approves 2004/2005 budget adjustment for Public Guardian Division of Health and Human Services, in the amount of \$45,500. The accounts affected are Inter-Fund Professional Services and Inter-Fund Revenue. Supervisor Morris – No.
- 6.05 On motion of Supervisor Reiss, seconded by Supervisor Chambers and carried, approves 2004/2005 budget adjustment for the Bioterrorism Program Division of Health and Human Services, in the amount of \$16,400. The accounts affected are Extra Help and State Aid to Health. Supervisor Morris – No.

BEHAVIORAL HEALTH SERVICES

- 6.06 On motion of Supervisor Reiss, seconded by Supervisor Morris and carried, approves Contract No. 05-330 with the California Department of Mental Health to provide specialty Mental Health Services to Medi-Cal beneficiaries of Trinity County, revenue in the amount of \$197,349 from State allocation to provide Manage Care Services; and

Authorizes the Clerk of the Board to sign a Certified Minute Order prior to the minutes being approved.

- 6.07 On motion of Supervisor Reiss, seconded by Supervisor Chambers and carried, approves Contract No. 05-327 with Skyway House for residential substance abuse treatment / recovery services for Trinity County clients, in the amount of \$14,133 from Medi-Cal and Behavioral Health's allocation of Realignment funds.
- 6.08 On motion of Supervisor Reiss, seconded by Supervisor Chambers and carried, approves Contract No. 05-329 with Progress House, Inc. to provide residential substance abuse treatment / recovery services for Trinity County clients, in the amount of \$14,133 from Medi-Cal and Behavioral Health's allocation of Realignment funds.
- 6.09 On motion of Supervisor Reiss, seconded by Supervisor Chambers and carried, approves Contract No. 05-328 with Redwood Children's Services, Inc., for Children's Therapeutic Mental Health Services for Trinity County Clients, in the amount of \$68,500 from Medi-Cal and Behavioral Health's allocation of Realignment funds.

BUILDING AND DEVELOPMENT SERVICES/AIRPORTS

- 6.10 On motion of Supervisor Reiss, seconded by Supervisor Chambers and carried, approves Contract No. 05-287, 10 year Ground Lease at Weaverville Airport and Hayfork Airport for the purpose of constructing a high precision Global Positioning Satellite (GPS) monument at each airport, in the amount of \$1,000 lease development fee (already paid) plus \$3,550 for the initial five year term. The rent will be adjusted after the initial term in compliance with the lease, utilizing the CPI index. All revenues to be deposited in the Airports Development fund. Comments received from Ed Bates, Weaverville.

COUNTY

- 6.11 On motion of Supervisor Chambers, seconded by Supervisor Reiss and carried, extends the appointment of Wyatt Paxton, Director of Building and Development Services, to direct and supervise the operations of the General Services Department and Vehicle Abatement Program for 30 days and approves continuation of out of class compensation.

- 6.12 On motion of Supervisor Chambers, seconded by Supervisor Reiss and carried, extends the appointment of Mark Lockhart, Agricultural Commissioner/Sealer of Weights of Measures, to direct and supervise the operations of the Solid Waste Division and for 30 days and approves continuation of out of class compensation.
- 6.13 On motion of Supervisor Morris, seconded by Supervisor Jaegel and carried, appoints Supervisor Reiss as an alternate to represent the Board on the Trinity County Commission on Aging, in the event our primary representative, Supervisor Morris is unable to attend.
- 6.14 On motion of Supervisor Jaegel, seconded by Supervisor Chambers and carried, authorize the Planning Director to accept application of documents 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 and requested that the District include Planning Department costs in any grant application. If unsuccessful in grant requests, the District shall bring matter back for Board review. Comments received from Ed Bates, Weaverville.

Planning Department

General Plan	\$800
Zone Change	\$380
Use Permit Classes	\$655
Initial Study	\$520
Tentative Map Review	\$570

Transportation

County Surveyor/Tentative Map	\$75
Encroachment Permit	\$100
Total	\$3,100

- 6.15 On motion of Supervisor Reiss, seconded by Supervisor Chambers, adopts Resolution No. 2005-071, in support of Assembly Constitutional Amendment (ACA) 22 as introduced by Assemblymember La Malfa along with other members of the Stage Assembly, and Senate Constitutional Amendment (SCA) 15 as authorized by Senator McClintock along with other members of the State Senate pertaining to Eminent Domain. Approves with the following vote polled: Supervisors Chambers, Reiss, Morris, Jaegel and Freeman – Aye.
- 6.16 On motion of Supervisor Reiss, seconded by Supervisor Chambers and carried, accepts the Trinity County Community Wildfire Protection Plan and authorizes the Chairman to sign the Certification and Agreement in order that the Trinity County Fire Safe Council meets the requirements of the Health Forest Restoration Act, as requested by the Trinity County Resource Conservation District. Comments received from Pat Frost, Fire Safe Council.
- 6.17 On motion of Supervisor Jaegel, seconded by Supervisor Morris and carried, approves the formation of an ad hoc committee to address illegal dumping in Trinity County. The committee will consist of Supervisors Jaegel and Reiss, representatives of the County Departments responsible for solid waste and land use planning, invite the major landowners/land managers (United States Forest Service, Bureau of Land Management and Sierra Pacific Industries), the Trinity County Resource Conservation District and the Watershed Research & Training Center to serve on a committee that will present recommendations to the Board of Supervisors no later than October 18, 2005.

GENERAL SERVICES

- 6.18 On motion of Supervisor Jaegel, seconded by Supervisor Morris and carried, approves Contract No. 05-335 with The Floor Store to provide and Install Carpet, Baseboard, and Edge on an as needed basis for Trinity County Facilities, in the amount of \$15,000 from the various departments' budgets that utilize the service.

HEALTH AND HUMAN SERVICES

- 6.19 On motion of Supervisor Reiss, seconded by Supervisor Morris and carried, approves Contract No. 05-338 with Six Rivers Planned Parenthood to provide Family Life Sexuality Education Programs to Trinity County 7th and 8th grade Students, High School Students and Community School Students, in the amount of \$20,000 from the Child Welfare Services Allocation.

PERSONNEL

- 6.20 On motion of Supervisor Chambers, seconded by Supervisor Reiss and carried, approves hiring an Administrative Clerk I or II in the County Counsel Office due to a resignation, effective September 1, 2005. Approximate cost in salary and benefits for an Administrative Clerk I is \$26,281; for an Administrative Clerk II is \$28,391.

PLANNING/NATURAL RESOURCES

- 6.21 On motion of Supervisor Reiss, seconded by Supervisor Chambers and carried, authorizes Planning Director to sign Contract No. 05-334 with Pacific States Marine Fisheries Commission (Grantee Agreement No. AWIP-N-23 for California Adaptive Watershed Improvement), to be utilized for the Soldier Creek Migration Barrier Removal Project, in the amount of \$25,000, sources of matching funds for the project include the California Coastal Conservancy, American Rivers, the National Fish and Wildlife Foundation, the California Department of Fish and Game and in-kind services provided by the Trinity County Department of Transportation.

Supervisor Chambers recuses himself and leaves the Board Room.

- 6.22 On motion of Supervisor Reiss, seconded by Supervisor Morris and carried, authorizes Planning Director to sign Contract No. 05-340, Grant No. 05FG202058 with the U.S. Bureau of Reclamation for Trinity River Record of Decision Inundation Zone Relocation Program, in the amount of \$90,000 from this grant.

Supervisor Chambers present

- 6.23 On motion of Supervisor Reiss, seconded by Supervisor Jaegel and carried, approves Contract No. 05-339, and authorize Planning Director to sign subsequent amendments to the contract that do not increase the contract's amount, with Winzler & Kelly Consulting Engineers for design Services related to the Caspar Creek Fish Passage Improvement Project, in the amount of \$66,000 allocated from the existing Coastal Conservancy Grant Agreement, which provides for the design and permitting of fish passage improvement projects within the Counties of Del Norte, Humboldt, Mendocino, Siskiyou and Trinity.
- 6.24 On motion of Supervisor Jaegel, seconded by Supervisor Morris and carried, adopts Resolution No. 2005-069, "Resolution to Name the Riparian/Wetland Complex at the Trinity Alps Business Park" to name the area described as the "Weaver Basin Wetlands". Approves with the following vote polled: Supervisors Morris, Jaegel, Reiss, Chambers and Freeman – Aye.

Supervisor Chambers recuses himself and leaves the Board Room.

- 6.25 On motion of Supervisor Reiss, seconded by Supervisor Jaegel and carried, directs Supervisor Jaegel to draft letter to Trinity County's Trinity Management Council Representative regarding reallocation of \$285,000 from matching funds for implementation of Trinity County's Indian Creek Floodplain Improvement Grant Proposals into science, monitoring, studies, modeling and relating non-implementation activities. Potential loss of upwards of \$500,000 if these funds are not available for our match on the related US Environmental Protection Agency grants and authorizes Chairman to sign with no further Board Review.

Supervisor Chambers present

SHERIFF

- 6.26 On motion of Supervisor Reiss, seconded by Supervisor Chambers and carried, approves Contract No. 05-342, Federal Fiscal Year 2006/2010 Master Agreement with the US Forest Service, Shasta/Trinity National Forest and Fiscal Year 2006 Annual Operating and Financial Plans for Cooperative Patrol and Controlled Substance Operations, revenue in the amount of \$24,200 which allows for reimbursement for patrol and narcotics enforcement activities performed by Sheriff's Department Personnel on US Forest Service Lands. Comments received from Ed Bates, Weaverville.
- 6.27 On motion of Supervisor Reiss, seconded by Supervisor Chambers and carried, approves Contract No. 05-341, Cooperative Law Enforcement Agreement and 2006 Annual Operating Plan for Cooperative Patrol and Controlled Substance Operations with United States Forest Services, Six Rivers National Forest, revenue in the amount of \$17,000 which allows for reimbursement for patrol and narcotics enforcement activities performed by Sheriff's Department Personnel on US Forest Service Lands. Comments received from Ed Bates, Weaverville.

PUBLIC COMMENT

No comments received.

8:50 PM ADJOURN

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