

TRINITY COUNTY BOARD OF SUPERVISORS

MEETING MINUTES

SEPTEMBER 7, 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

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1:30 PM

PLEDGE OF ALLEGIANCE - Supervisor Morris

CALLS MEETING TO ORDER IN OPEN SESSION

PUBLIC COMMENT

Comments received from Kathy Smith, Weaverville.

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 exception of 1.01, and with the following vote polled: Supervisors Morris, Reiss, Jaegel, Chambers and Freeman.*

- 1.02 Adopts Resolution No. 2005-072, in support of the Hayfork Elementary School Halloween Parade to be held on October 28, 2005.

**THE FOLLOWING ITEM HAS BEEN PULLED FROM THE CONSENT AGENDA AND CONSIDERED SEPARATELY**

- 1.01 On motion of Supervisor Reiss, seconded by Supervisor Morris and carried, approves Meeting Minutes of August 16, 2005, with corrections, as submitted by Clerk.

2. **REPORTS**

- 2.01 County Administrative Officer Report.

2.02 County Counsel Report.

- Jason High v. County of Trinity County
- Randall Clement v. County of Trinity County

2.03 Department Head Report.

- Mark Lockhart – Agricultural Commissioner/Sealer of Weights and Measures/Solid Waste
- Reports to the Board on the Certificate of achievement given to Trinity County General Services and Solid Waste.
  
- Wyatt Paxton – Building and Development Services/General Services

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

**3. PRESENTATION/DISCUSSION ITEMS**

**3.01 Health and Human Services:**

Eileen Stocum, WIC Nutritionist/Coordinator, makes presentation on behalf of the Trinity Kids CAN (Coalition for Activity and Nutrition) and the Governor's vision for a Healthy California.

**PUBLIC COMMENT**

*No comments received.*

**4. MEET 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(a). Liability Claims and/or Existing Litigation. No. of cases: One.

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

4.03 Government Code Sections 54954.5(d) and 54956.9(b)(1). Liability Claims and/or Existing Litigation. No. of cases: One.

Claimant: Douglas Rechel (Claim No. 2005030973)  
Agency Claimed Against: Trinity County

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

Claim filed by William Orr Robert Dupret, Jr.

**5:00 PM RECESS**  
**6:00 PM RECONVENE**

**Chairman Reports on Closed Session**

- 4.01 No action taken.
- 4.02 On motion of Supervisor Jaegel, seconded by Supervisor Chambers and carried, agrees to settlement as requested by Insurance Adjusters.
- 4.03 On motion of Supervisor Morris, seconded by Supervisor Reiss and carried, agrees to Workman's Compensation settlement as requested by Insurance Adjusters.
- 4.04 On motion of Supervisor Morris, seconded by Supervisor Reiss and carried, denies claim of William Orr Robert Dupret, Jr.

**5. PUBLIC HEARINGS**

- 5.01 **Opens Public Hearing:** Considers Resolution of Necessity No. 2005-075, to exercise Power of Eminent Domain with regards to APN 015-370-10 (Pearson & Cooper), to install bridge over Brown's Creek on Deerlick Springs Road.

**Closes Public Hearing**

On motion of Supervisor Jaegel, seconded by Supervisor Morris, adopts Resolution of Necessity No. 2005-075. Eminent Domain, with the following vote polled: Supervisors Morris, Jaegel, Reiss, Chambers and Freeman – Aye.

**6. MISCELLANEOUS MATTERS**

*All contracts submitted to the board are subject to routing for approval as to form and content.*

**AGRICULTURE/WEIGHTS AND MEASURES**

- 6.01 On motion of Supervisor Reiss, seconded by Supervisor Chambers and carried, approves Contract No. 05-344 with the California Department of Food and Agriculture (Glassy Winged Sharpshooter Contract #05-0398) for FY 2005/2006, revenue in the amount of \$12,882.40; and

Authorizes the Clerk to sign Certified Minute Order prior to the Minutes being approved.

**BUILDING AND DEVELOPMENT SERVICE/AIRPORTS**

- 6.02 On motion of Supervisor Morris, seconded by Supervisor Chambers and carried, authorizes Director of Airports to sign and submit to Federal Aviation Administration Amendment No.1 to Hayfork Airport AIP Project No. 3-06-0102-03; Contract No. DTFA08-02-C-31360 Federal Aviation and expedite processing of this time sensitive item and further authorizes the Director to process the required Amendments with the State Division of Aeronautics for Matching Grant; accept and sign the Grant for State matching Funds for the project when received; and

Authorizes the Clerk to sign Certified Minute Order prior to the Minutes being approved.

**COUNTY**

- 6.03 On motion of Supervisor Jaegel, seconded by Supervisor Chambers and carried, adopts Resolution No. 2005-073, urging Congress and the Administration to increase funding for Methamphetamine education, prevention, research, enforcement, cleanup and treatment and requesting that Congress and the

Administration establish a comprehensive, coordinated and multi-faceted response the methamphetamine crisis. Approves with the following vote polled: Supervisors Chambers, Jaegel, Morris, Reiss and Freeman – Aye.

6.04 On motion of Supervisor Morris, seconded by Supervisor Reiss and carried, approves restructuring the member composition of the Trinity County Emergency Ad-Hoc Committee as requested in their letter dated August 25, 2005. Composition for this committee is as follows:

- Two representatives of the Board of Supervisors
- One representative from the Trinity County Sheriff's Office
- One representative from the California Department of Forestry (CDF)
- The President of the Trinity County Fire Chief's Association
- One representative of Trinity County Life Support
- Trinity County Fire and Rescue O.E.S. Mutual Aid Coordinator

6.05 On motion of Supervisor Morris, seconded by Supervisor and carried, revises the Trinity County Board of Supervisors 2005 Committee Appointments with the following changes:

**1. AIRPORT ADVISORY COMMITTEE**

Supervisor Morris and Supervisor Reiss (replacing Supervisor Jaegel)

**2. EMERGENCY SERVICES AD HOC COMMITTEE**

Supervisor Chambers and Supervisor Jaegel (adding additional Supervisor)

**3. TRINITY EMERGENCY OPERATIONS AND COMMUNICATIONS**

Supervisor Chambers and Supervisor Reiss (replacing Supervisor Jaegel)

**GRAND JURY**

6.06 On motion of Supervisor Reiss, seconded by Supervisor Morris and carried, approves Chairman to sign the following Grand Jury responses as submitted:

- Judicial Committee Final Report - Review of Citizens Complaint Against Law Enforcement Officials Engaged in Reverse Sting Narcotics Investigations.

**Supervisor Freeman**

- Health and Human Services Committee Final Report – Veteran's Service Office.

**Supervisor Morris**

- Developmental and Environmental Committee Final Report – Department of Transportation.

**Supervisor Jaegel**

**HEALTH AND HUMAN SERVICES**

6.07 On motion of Supervisor Reiss, seconded by Supervisor Chambers and carried, approves Contract No. 05-361 with Human Response Network to provide in-home family management and other services designed to prevent child abuse. Maximum amount payable is \$50,000, funded by the Child Abuse Prevention, Intervention and Treatment allocation received by Health and Human Services.

- 6.08 On motion of Supervisor Reiss, seconded by Supervisor Chambers and carried, approves Contract No. 05-337 with Human Response Network to provide a mentoring program for Trinity County children and families. Maximum amount is \$35,868, funding is from the Child Welfare Services allocation.
- 6.09 On motion of Supervisor Reiss, seconded by Supervisor Chambers and carried, approves Contract No. 05-360 with Kent Brusett, MD, to perform the duties of a County Health Officer. Maximum amount payable is \$50,000, funding from Health Realignment.
- 6.10 On motion of Supervisor Reiss, seconded by Supervisor Morris and carried, approves Amendment No. 03-350.4 with Trinity Professional Pharmacy to provide pharmaceutical services to Trinity County Jail and Trinity County Probation Department, in the amount of \$65,000, increasing the maximum amount of contract from \$125,000 to \$190,000.

## **LIBRARY**

- 6.11 On motion of Supervisor Reiss, seconded by Supervisor Jaegel and carried, approves changing the Hayfork Branch Library hours of service to provide a rotating schedule allowing better public access to the library. Current hours of library operation in Hayfork are Tuesday/Thursday from 10:00 a.m. to 4:30 p.m. and Wednesday from 9:30 a.m. to 4:30 p.m. The new hours of operation would be Monday/Wednesday from 1:00 p.m. to 6:00 p.m. and Tuesday/Thursday from 9:00 a.m. to 2:00 p.m., effective October 1, 2005. The total number of service hours would remain at twenty hours per week.

## **PERSONNEL**

- 6.12 On motion of Supervisor Morris, seconded by Supervisor Reiss and carried, agrees to recruit and fill the position of Road Maintenance Crew Supervisor for the Trinity Center Crew due to an upcoming retirement, effective September 1, 2005. Until the position is filled, approves 5% out-of-class to the person who fills the position, which could range from a low of \$5,951 to a high of \$6,788.
- 6.13 On motion of Supervisor Jaegel, seconded by Supervisor Reiss and carried, tables change of salary range for the position of Assistant Combined Road Crew Supervisor from T188 to T191, effective July 1, 2005. Approximate cost in salary and benefits per month is \$128.
- 6.14 On motion of Supervisor Reiss, seconded by Supervisor Chambers and carried, approves a 5% out-of-class compensation for Barbara Rapinac, Solid Waste Technician, effective January 1, 2005. Approximate increase in salary is \$154 per month.
- 6.15 On motion of Supervisor Reiss, seconded by Supervisor Chambers and carried, to recruit and fill position of Social Worker I due to vacancy in the Department of Health and Human Services Child Protective Services (CPS) unit, effective September 1, 2005. Approximate cost in salary and benefits is \$4,950, funding paid through Child Welfare Services from the State and Federal Government.
- 6.16 On motion of Supervisor Jaegel, seconded by Supervisor Reiss and carried, to recruit and fill position of Lactation Aide due vacancy in the department of Health and Human Services Women, Infants and Children (WIC) division, effective September 1, 2005. Approximate savings per month is \$330, funding from State and Federal Funding.
- 6.17 On motion of Supervisor Reiss, seconded by Supervisor Morris and carried, to recruit and fill position of Behavioral Health Administrative Specialist due to a resignation in the Department of Behavioral Health Services, effective September 1, 2005. Approximate cost in salary and benefits for a behavioral Health Administrative Specialist at A step would be \$4,037 per month which reflects a savings in salary and benefits of \$1,126.

## PLANNING/NATURAL RESOURCES

- 6.18 On motion of Supervisor Chambers, seconded by Supervisor Morris and carried, approves Agreement No. 05-356 with the United States Fish and Wildlife Services to provide funding for the Little Browns Creek Fish Passage Improvement Project, in the amount of \$35,000 funded under the Five Counties Salmonid Conservation Program with additional funding from the State Coastal Conservancy, a proposed California Department of Fish and Game grant and in-kind services provided by the Trinity County Department of Transportation.
- 6.19 On motion of Supervisor Jaegel, seconded by Supervisor Chambers and carried, approves Memorandum of Understanding No. 05-357 with Mendocino County Resource Conservation District for engineering and design services associated with the North Fork Schooner Gulch Migration Barrier Removal Project, in the amount of \$20,340 funded under the Five Counties Salmonid Conservation Program with additional funding from the State Coastal Conservancy.
- 6.20 On motion of Supervisor Jaegel, seconded by Supervisor Chambers and carried, approves Contract No. 05-354 with Michael Love and Associates for sediment coring services associated with the Yontocket Slough Fish Passage and Habitat Enhancement Project, in the amount of \$17,115 funded under the Five Counties Salmonid Conservation Program.
- 6.21 On motion of Supervisor Jaegel, seconded by Supervisor Chambers and carried, approves Memorandum of Understanding No. 05-353, and authorize the Planning Director to sign all subsequent amendments that do not change the budgeted amount, with Del Norte County for engineering and design services associated with the Griffin Creek Fish Passage Improvement Project, in the amount of \$11,000 funded under the Five Counties Salmonid Conservation Program.

### Supervisor Chambers - Absent

- 6.22 On motion of Supervisor Morris, seconded by Supervisor Reiss and carried, authorizes Planning Director to sign Grant Agreement No. 05-352 (Fish and Game #05FG230805) and amendments related to scope and time period with the U.S. Bureau of Reclamation to continue Trinity County participation in providing Trinity River Restoration Program support and staff assistance to the Trinity Management Council, in the amount of \$88,111 from a grant from Bureau of Reclamation.

## TRANSPORTATION

- 6.23 On motion of Supervisor Reiss, seconded by Supervisor Morris and carried, approves Project Agreement No. 05-365 between Trinity County, Six Rivers National Forest and Federal Highways Administration entitled " Trinity County Bridges and 3R California Forest Highways 148, and 150; Project Numbers 148-1(1), 149(3), 149-1(4) and 150-1(1), Six Rivers National Forest, Trinity County". Maximum amount is \$10,000 in equipment and staff time.
- 6.24 On motion of Supervisor Reiss, seconded by Supervisor Morris and carried, awards Contract No. 05-368 with Thunder Mountain Enterprise, Inc. of Sacramento for road reconstruction and storm damage slide repair on Lower South Fork Road No. 311, in the amount of \$246,214.64, 85% from the Office of Emergency Services and 15% County Road Funds.
- 6.25 On motion of Supervisor Morris, seconded by Supervisor Reiss and carried, waives reading and directs the Clerk to let the record show that Ordinance No. 1293, amending Chapter 10.48 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 along SR299 in Weaverville, is enacted with the following vote polled: Supervisors Reiss, Morris, Jaegel and Freeman – Aye.

**PUBLIC COMMENT**

Comments received from Kathy Smith, Weaverville.

**7:50 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