



TRINITY COUNTY BOARD OF SUPERVISORS MINUTES

**MARCH 18, 2003
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 8:30 am and there are:

PRESENT SUPERVISORS: Ralph Modine, Robert Reiss, Howard Freeman, David Klipp and Billie Miller

ABSENT SUPERVISORS: None

County Auditor/Controller, Brian Muir, Present

County Counsel, David Hammer, Present

County Clerk, Dero Forslund, Present

Deputy Clerk of the Board, Kelly Frost, Present

Chairman Miller, Presiding

TIME ITEM NO.

8:30 AM **CALLS MEETING TO ORDER IN OPEN SESSION**

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

The Board examines the Consent Agenda Items presented for consideration and on motion of Supervisor Reiss, seconded by Supervisor Klipp and carried, Consent Agenda items 1a. through 1x., with the exception of 1b., 1e., 1f., 1g., 1j., 1o., and 1r., are approved with the following vote polled: Supervisors Klipp, Reiss, Modine, Freeman and Miller – Aye.

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

BOARD CONSENT MATTERS

- 1a. Approves minutes of March 4, 2003, as submitted by Clerk.

BEHAVIORAL HEALTH SERVICES

- 1c. Approves and authorizes Chairman to sign Amendment No. 3 with Skyway House (Contract No. 2003-106), in the amount of \$47,400, for the continued treatment of Alcohol & Drug Clients.
- 1d. Approves and authorizes the Chairman to sign Amendment No. 3 with Grace Home (Contract No. 2003-105), in the amount of \$16,000, to provide continuous Board and Care Services for FY 02/03.

HEALTH AND HUMAN SERVICES

- 1h. Approves and authorizes Chairman to sign personal services contract with Donald Krouse, MD (Contract No. 2003-102), in the maximum amount of \$45,000, to serve as County Health Officer and supervise medical professionals providing jail health services.
- 1i. Approves and authorizes Chairman to sign personal services contract with Jacquelyn Brophy, FNP (Contract No. 2003-103), in the amount of \$31,000, for the services of a medical provider at the Trinity County Jail, Trinity County Juvenile Hall, and exams for Child Protective Services.
- 1k. Approves and authorizes the Director of Health and Human Services Department 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.

LIBRARY

- 1l. Approves and authorizes Chairman to sign contract to purchase an integrated Library Management System (Contract No. 2003-101), in the amount of \$68,073.06, for the Trinity County Library from the Library Corporation.

PERSONNEL

- 1m. Approves job specification of Behavioral Health, Deputy Director Quality Assurance in the Behavioral Health Department and change Salary Range from M226 to M233, effective March 18, 2003. Savings amount of \$14,720 per year.
- 1n. Pursuant to Trinity County Code Section 2.60.410 (2), authorizes hiring DeeAnna McGraw as Behavioral Health Administrative Specialist Range G161, Step C for Behavioral Health, effective March 1, 2003. Cost for FY 02/03 is \$722.
- 1p. Pursuant to Trinity County Code Section 2.60.410 (2) authorizes hiring Susan Coonrod as Administrative Clerk II Range G122 Step B at the Hospital, effective March 3, 2003. Cost for FY 02/03 is \$299.

PLANNING

- 1q. Approves and authorizes Chairman to sign Amendment No. 1 with Remy, Thomas and Moose, LLP (Contract No. 2003-100), to extend contract from March 15, 2003 to April 30, 2003, no increase due to amendment, maximum amount as stated in original contract of \$78,000, which is fully reimbursable through the California Department of Fish and Game's Coastal Salmon Recovery Program.
- 1s. Waives reading and directs the Clerk to let the record show that an ordinance amending Trinity County Zoning Ordinance No. 315-723, reflects the change in APN 025-180-10, 11, and 12 from Agriculture 10-acre minimum (AG-10) to Rural Residential 5-acre minimum (RR-5) located at the junction of Coffin Road and Old Lewiston Road, Lewiston. Applicant: Coffin, Bell, and Sumner (P-02-40), is enacted.

SHERIFF

- 1t. Approves and authorizes Chairman to sign the California Department of Parks and Recreation Off-Highway Motor Vehicle Recreation Project Agreement number OR-579 (Contract No. 2003-099). FY 02/03 grant amount is \$26,000.

TRANSPORTATION

- 1u. Accepts work performed by Roger Brown Construction Company, Inc. of Willow Creek, on Contract No. 02-BR-1, and authorizes the Director of Transportation to sign and record the Notice of Completion, in the amount of \$157,744.63.
- 1v. Accepts low quotation from The Hug Manufacturing Corporation and authorizes the Director of Transportation to purchase a No. 03-1 airless palletized truck mounted striper for \$38,990.
- 1w. Approves and authorizes Chairman to sign contract with Taber Consultants of W. Sacramento (Contract No. 2003-098), in the amount of \$11,500, which is fully reimbursable through the Planning Department's Fish and Game Salmon Restoration Fund, for geotechnical services on Sky Ranch Road at Oregon Gulch crossing.

TREASURER/TAX COLLECTOR

- 1x. Reviews and approves the Treasurer's Investment Policy & Annual Renewal of Delegation of Investment Authority.

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

- 1b. On motion of Supervisor Freeman, seconded by Supervisor Reiss and carried, finds no objection to the issuance of a winegrower beverage license to Merlo Vineyards and find that the proposed license will meet public convenience and necessity, pending proper zoning. Comments received from John Jelichich, Planning Director.
- 1e. On motion of Supervisor Freeman, seconded by Supervisor Klipp, waives reading and directs the Clerk to let the record show that Ordinance No. 1272, amending chapter 15.04 of the Trinity County Code pertaining to Adoption of the Uniform Building Code, is enacted with the following vote polled: Supervisors Klipp, Freeman, Modine, Reiss and Miller – Aye.
- 1f. On motion of Supervisor Modine, seconded by Supervisor Reiss, approves and authorizes Chairman to sign Resolution No. 2003-036, designating the Environmental Services Joint Powers Authority (ESJPA) to act as lead agency for application of Department of Conservation Bottle Bill Block Grants, with corrections. Approved with the following vote polled: Supervisors Reiss, Modine, Klipp, Freeman and Miller – Aye. Comments received from John Whitaker, General Services Director.

- 1g. Tabled to April 1, 2003 meeting: Memorandum of Understanding with the Weaverville/Douglas City Parks and Recreation District, which defines respective authority and responsibilities on conducting activities at Lowden Park. Comments received from John Whitaker, General Services Director.
- 1j. On motion of Supervisor Modine, seconded by Supervisor Reiss and carried, approves and authorizes Chairman to sign Amendment No. 3 to contract with Dr. Ray Carlson (Contract No. 2003-104), in the maximum amount of \$20,000, to provide psychological testing and reporting for persons referred by Trinity County Health and Human Services Department, with corrections.
- 1o. Pulled from agenda – no action taken by the Board. Pursuant to Trinity County Code Section 2.60.410 (2) authorize hiring Joanna Basham as Business Services Representative I Range G122 Step D at the Hospital, effective March 1, 2003. Cost for FY 02/03 is \$1,304.
- 1r. On motion of Supervisor Modine, seconded by Supervisor Klipp, approves and authorizes Chairman to sign Resolution No. 2003-035, Amending County Participation in the Northern and Coastal California Water Bond Initiative Coalition. Appoints Supervisor Modine to serve as representative on the Water Bond Coalition. Approved with the following vote polled: Supervisors Klipp, Modine, Freeman, Reiss and Miller – Aye. Comments received from Tom Stokely, Senior Planner.

2. COUNTY AUDITOR/CONTROLLER

- 2a. Brian Muir reports on agenda meeting.
- 2b. Brian Muir reports on other matters of interest to the Board.
- 2c. On motion of Supervisor Modine, seconded by Supervisor Freeman, agrees to take recommendation of County Auditor and postpone taking action concerning Amendment to contract with Northern California EMS, Inc., until overall budget is clear.

3. REPORTS FROM DEPARTMENT HEADS, MEMBERS OF THE BOARD AND COUNTY COUNSEL

- 3a. Reports from Department Heads.

Dero Forslund, Clerk/Recorder/Assessor/Clerk of the Board
Lynda Hymas, Treasurer/Tax Collector

9:30 AM

RECESSES

9:40 AM

RECONVENES

- 3b. Reports from members of the Board: Supervisors Reiss, Freeman, Modine and Miller.
- 3c. Report from David Hammer, County Counsel.

9:50 AM
10:00 AM

RECESSES
RECONVENES

4. DISCUSSION/PRESENTATION ITEMS

- 4a. **CalTrans:** Chris Cummings, Project Manager, provides a status update on Partnered STIP Projects in Trinity County; and

On motion of Supervisor Freeman, seconded by Supervisor Modine and carried, appoints Steve Pestoni, Dana Ryan and Robert Huddleston Jr., to the Weaverville Shoulder Widening Project Liaison Committee.

- 4b. **Planning Department:** On motion of Supervisor Freeman, seconded by Supervisor Modine, approves and authorizes Chairman to sign resolution supporting Humboldt County's efforts to secure federal funding for the Buckhorn Grade Improvement project including: use of \$23,333 of Non-transit funding for consultant services; and

Appoints Supervisors Freeman and Miller to participate in related committee meetings; and

Directs Staff to prepare and authorizes Chairman to sign Memorandum of Understanding with Humboldt County to formalize the Boards direction. Subject to routing and approval as to form and content. Comments received from John Jelich, Planning Director.

(Resolution and MOU were not approved as to form and content – see minutes of April 15, 2003.)

- 4c. **Natural Resources:** Tom Stokely, Senior Planner, updates Board on Trinity River restoration activities.
- 4d. **Resource Advisory Committee (RAC):** Jim French, Chairman, updates Board on RAC activities.
- 4e. **Postponed to April 1, 2003:**

Trinity County Farm Advisor: Larry Forero, Farm Advisor, to update Board on the Governor's 03/04 proposed budget for University of California, Cooperative Extension.

PUBLIC COMMENT

No comments received.

11:30 PM
1:30 PM

RECESSES **RECONVENES**

5. PUBLIC NUISANCE/ABATEMENT ON TRINITY COUNTY ASSESSOR'S PARCEL NUMBER 024-430-41, (Dinwiddie)

On motion of Supervisor Freeman, seconded by Supervisor Reiss, determines the existence of a Public Nuisance on Trinity County Assessor's Parcel Number 024-430-41, off Pioneer Lane, Weaverville, Trinity County, California, owned by Dinwiddie, William, John, & Shirley et al; and

Agrees to hear and pass upon report from staff on abatement and cost, and hears protest or objections from the following owner of the subject property:

Comments received from Shirley Hodges and Darrel Hodges.

On motion of Supervisor Freeman, seconded by Supervisor Reiss, approves and authorizes Chairman to sign Resolution No. 2003-034, approving plan to abate nuisance and to assess owner for cost of abatement work, in the estimated amount of \$7,600, plus title fee amount of \$400. Approved with the following vote polled: Supervisors Reiss, Freeman, Modine, Klipp and Miller – Aye.

On motion of Supervisor Reiss, seconded by Supervisor Freeman, agrees to change the resolution to stipulate that the abatement plan shall not be implemented until June 1, 2003, to allow the property owners to abate nuisance on said property themselves, subject to approval from the Environmental Health Department. If abatement is not complete or is not approved by the Environmental Health Department, the original plan will be implemented and the owner will be assessed for the cost of abatement work. Approved with the following vote polled: Supervisors Reiss, Modine, Klipp and Modine – Aye; Supervisor Freeman – No.

Direction given to County Counsel to change wording in resolution to reflect the above motion.

6. RESOLUTIONS OF NECESSITY REGARDING RUSH CREEK AND HYAMPOM ROAD PROJECTS

Comments received from Dero Forslund, County Clerk/Recorder and Carl Bonomini, Transportation Director.

- 6a. On motion of Supervisor Reiss, seconded by Supervisor Modine, approves and authorizes Chairman to sign Resolution of Necessity No 2003-023, Determining that the Public Interest and Necessity Require the Acquisition of Certain Land and Directing the Filing of Eminent Domain Proceedings with regards to Assessor's Parcel Number 25-630-22. Approved with the following vote polled: Supervisors Modine, Reiss, Klipp, Freeman and Miller – Aye.
- 6b. On motion of Supervisor Reiss, seconded by Supervisor Freeman, approves and authorizes Chairman to sign Resolution of Necessity No. 2003-024, Determining that the Public Interest and Necessity Require the Acquisition of Certain Land and Directing the Filing of Eminent Domain Proceedings with regards to Assessor's Parcel Number 25-320-26. Approved with the following vote polled: Supervisors Freeman, Reiss, Modine, Klipp and Miller – Aye.
- 6c. On motion of Supervisor Reiss, seconded by Supervisor Freeman, approves and authorizes Chairman to sign Resolution of Necessity No. 2003-025, Determining that the Public Interest and Necessity Require the Acquisition of Certain Land and Directing the Filing of Eminent Domain Proceedings with regards to Assessor's Parcel Number 25-630-03 and 25-630-04. Approved with the following vote polled: Supervisors Freeman, Reiss, Modine, Klipp and Miller – Aye.
- 6d. On motion of Supervisor Reiss, seconded by Supervisor Freeman, approves and authorizes Chairman to sign Resolution of Necessity No. 2003-026, Determining that the Public Interest and Necessity Require the Acquisition of Certain Land and Directing the Filing of Eminent Domain Proceedings with regards to Assessor's Parcel Number 25-320-06. Approved with the following vote polled: Supervisors Freeman, Reiss, Modine, Klipp and Miller – Aye.
- 6e. On motion of Supervisor Reiss, seconded by Supervisor Freeman, approves and authorizes Chairman to sign Resolution of Necessity No. 2003-027, Determining that the Public Interest and Necessity Require the Acquisition of Certain Land and Directing the Filing of Eminent Domain Proceedings with regards to Assessor's Parcel Number 25-630-08. Approved with the following vote polled: Supervisors Freeman, Reiss, Modine, Klipp and Miller – Aye.

- 6f. On motion of Supervisor Reiss, seconded by Supervisor Freeman, approves and authorizes Chairman to sign Resolution of Necessity No. 2003-028, Determining that the Public Interest and Necessity Require the Acquisition of Certain Land and Directing the Filing of Eminent Domain Proceedings with regards to Assessor's Parcel Number 25-630-07. Approved with the following vote polled: Supervisors Freeman, Reiss, Modine, Klipp and Miller – Aye.
- 6g. On motion of Supervisor Reiss, seconded by Supervisor Freeman, approves and authorizes Chairman to sign Resolution of Necessity No. 2003-029, Determining that the Public Interest and Necessity Require the Acquisition of Certain Land and Directing the Filing of Eminent Domain Proceedings with regards to Assessor's Parcel Number 25-630-05. Approved with the following vote polled: Supervisors Freeman, Reiss, Modine, Klipp and Miller – Aye.
- 6h. On motion of Supervisor Reiss, seconded by Supervisor Modine, approves and authorizes Chairman to sign Resolution of Necessity No. 2003-030, Determining that the Public Interest and Necessity Require the Acquisition of Certain Land and Directing the Filing of Eminent Domain Proceedings with regards to Assessor's Parcel Number 25-630-39. Approved with the following vote polled: Supervisors Modine, Reiss, Freeman and Miller – Aye; Supervisor Klipp abstains. Comments received from Dottie Hydue and William Betz, property owners and Carl Bonomini and Lyle Hymas, Transportation Department.
- 6i. On motion of Supervisor Reiss, seconded by Supervisor Freeman, approves and authorizes Chairman to sign Resolution of Necessity No. 2003-031, Determining that the Public Interest and Necessity Require the Acquisition of Certain Land and Directing the Filing of Eminent Domain Proceedings with regards to Assessor's Parcel Number 014-430-14. Approves with the following vote polled: Supervisors Freeman, Reiss, Modine, Klipp and Miller – Aye.
- 6j. On motion of Supervisor Reiss, seconded by Supervisor Freeman, approves and authorizes Chairman to sign Resolution of Necessity No. 2003-032, Determining that the Public Interest and Necessity Require the Acquisition of Certain Land and Directing the Filing of Eminent Domain Proceedings with regards to Assessor's Parcel Number 016-210-17. Approved with the following vote polled: Supervisors Freeman, Reiss, Modine, Klipp and Miller – Aye.

1. SUBSEQUENT ITEM

On motion of Supervisor Modine, seconded by Supervisor Reiss and carried, agrees to hear subsequent item, pertaining to the Hospital Bargaining Unit MOU, 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 Reiss, seconded by Supervisor Modine and carried, approves and authorizes Chairman to sign Master Memorandum of Understanding (County No. 2003-109), with the Trinity County Hospital Unit.

2. SUBSEQUENT ITEM

On motion of Supervisor Modine, seconded by Supervisor Freeman and carried, agrees to hear subsequent item pertaining to Non-Represented Hospital Classification Salaries, 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 Modine, seconded by Supervisor Freeman, approves and authorizes Chairman to sign Resolution No. 2003-033, Establishing Non-Represented Hospital Classification Salaries. Approved with the following vote polled: Supervisors Freeman, Modine, Reiss, Klipp and Miller – Aye.

PUBLIC COMMENT

No comment received.

MEET IN CLOSED SESSION:

- A. Government Code Section 54954.5. Conference with Labor Negotiators. County Negotiators: Brian Muir and Terry Lee. Employee Organizations:
Hospital and Certified Registered Nurse Anesthetist

ADJOURN CLOSED SESSION; RECOVENE TO OPEN SESSION

CHAIRMAN REPORTS ON CLOSED SESSION

- A. *Gave direction to County Negotiators.*

3:00 PM

ADJOURN

All Ordinances introduced or enacted have been published or posted as provided in Government Code Section 25124.

DERO B. FORSLUND

DERO B. FORSLUND, County Clerk and
Ex-Officio Clerk of the Board of Supervisors
County of Trinity, State of California

BILLIE A. MILLER, Chairman
Board of Supervisors, County of
Trinity, State of California

By: _____
Deputy