



**TRINITY COUNTY
BOARD OF SUPERVISORS
MINUTES**

**MAY 20, 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 **CALL 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 Freeman and carried, Consent Agenda items 1a. through 1y., with the exception of 1c., 1v., and 1w., are approved with the following vote polled: Supervisors Freeman , Reiss, Modine, Klipp 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 May 6, 2003, as submitted by Clerk.
- 1b. Approves and authorizes Chairman to sign letter requesting that the State Utilities and Commerce Committee exempt electric service in Trinity County from AB816 and support the amendments being offered by the California Municipal Utilities Association.
- 1d. Approves and authorizes Chairman to sign letter of support for an increased continuing appropriation for the U.S. Department of Agriculture's Animal and Plant Inspection Service (USDA-APHIS) Wildlife Services Cooperative Program; and

Approves and authorizes Chairman to sign Resolution No. 2003-056, Seeking an Increased Continuous Appropriation to the USDA-APHIS, Wildlife Services Budget to Support California's Cooperative Wildlife Services Program.
- 1e. Finds no objection to the issuance of an On-Sale Beer and Wine Alcoholic Beverage License to Tommy's II located at Highway 3 SE Side of Hayfork and find that the proposed license will meet the public convenience and necessity.

AUDITOR

- 1f. Approves Budget Transfer of \$12,822 from department 1200 (Personnel/Admin/CAO) salaries accounts to department 1600 (County Counsel) salaries accounts.
- 1g. Approves Budget Transfer of \$32,400 from Department 1200 (Personnel/Admin/CAO) salary and benefits accounts to Department 1100 (Board of Supervisors) supplies and services account for additional expenses incurred in FY 02/03.
- 1h. Approves Budget Transfer of \$17,000 from Department 1200 (Personnel/Admin/CAO) supplies and services accounts to

Department 1890 (Risk Management) salary and benefits accounts to account for additional expenses incurred in FY 02/03.

- 1i. Approves Budget Increase of \$45,000 in Lake Patrol account 7280 (State Aid to Civil Defense) to account 4300 (Fixed Assets), to purchase Patrol Boat.
- 1j. Approves Budget Increase of \$9,000 in Sheriff's Department account 1010 (Salary) to account 7190 (State Grant Revenue).
- 1k. Approves Budget Transfer of \$10,270 from Natural Resources account 2300 (Professional Services) to the 1000 series account (salary and benefits).
- 1l. Approves Budget Increase of \$15,000 from BOS Contingency to Department 1810 (County Capitol Projects), account 4200 (Fixed Assets/Structures and Improvements), for building improvements for the food bank.

BEHAVIORAL HEALTH SERVICES

- 1m. Approves and authorizes Chairman to sign contract with 7th Avenue Center (Contract No. 2003-198), in the amount of \$68,145, to provide Long Term Residential Mental Health Services.
- 1n. Approves and authorizes Chairman to sign Amendment #2 for the contract with Progress House (Contract No. 1003-199), in the amount of \$4,109.00, to continue to provide residential recovery services for Trinity County Alcohol and Drug Clients.

GENERAL SERVICES

- 1o. Approves and authorizes General Services Director to purchase a 2003 Ford Ranger from Harper Ford, in the amount of \$16,939.74, for Building and Development Services.

GRANTS

- 1p. Appoints the following persons to a 30 month term on the CDBG Rehabilitation Loan Committee:

Sharon Eggleston, Hayfork

Bill Hinman, Hayfork
Supervisor David Klipp, District 1
Mildred Pollard, Mad River
Supervisor Robert Reiss, District 5
Brian Muir, County Auditor/Controller

- 1q. Adopts the Program Guidelines for the CDBG Housing Rehabilitation Loan Program dated May 20, 2003.

PERSONNEL

- 1r. Pursuant to Trinity County Code Section 2.60.410 (2) authorizes hiring Luella Bice as ½ time Food Services Worker I Range G122 Step B for the Hospital, effective April 21, 2003. Cost for FY 02/03 is \$108.
- 1s. Approves and authorizes Chairman to sign Resolution No. 2003-059), Authorizing Employment Extension and Appointing Carmaleta Bramlett to Temporary Position of Manager/Food Services at Trinity Hospital.
- 1t. Pursuant to Trinity County Code Section 2.60.410 (2) authorizes hiring Erica Maloney, as PSRP CNA 1 Range G159 Step B for the Hospital, effective May 19, 2003. Cost for FY 02/03 is \$180.
- 1u. Approves job specification for Natural Resources Aide at Range G173 and Natural Resources Technician at Range G183 in the Planning Department, Natural Resources Division and eliminates one Engineering Technician position in the Transportation Department and directs that said changes are made to the salary schedule and alphabetical listing of positions, effective June 1, 2003; and

Approves title change Carolyn Rourke, Engineering Technician I from the Department of Transportation to the Planning Department as a Natural Resources Technician at Range G183 Step D, effective June 1, 2003.

SHERIFF

- 1x. Approves and authorizes Chairman to sign contract with Trinity Heating and Air (Contract No. 2003-197), to purchase a High Voltage Air Conditioning unit, in the amount of \$15,000, for the Evidence Building at the Sheriff's Department; and

Approves transfer of \$15,000 from contingencies to account 4200 (Capitol Improvement), to pay for the unit.

TRANSPORTATION

- 1y. Approves and authorizes Chairman to sign Amendment No. 1 to contract with Remy, Thomas and Moose, LLP (Contract No. 2003-196), in the amount of \$20,200, to provide review of environmental documents and associated Finding of Fact, and provides written comments, recommendations and related services regarding compliance with CEQA and NEPA for the East Connector Roadway Project.

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

- 1c. On motion of Supervisor Freeman, seconded by Supervisor Reiss and carried, approves application for Waiver of Building and Development Services Fee, in the maximum amount of \$300, for the "Welcome to Lewiston" community sign.
- 1v. On motion of Supervisor Freeman, seconded by Supervisor Klipp, approves and authorizes Chairman to sign Resolution No. 2003-060, Amending the Salary Schedule Allocation List to reflect the changes from the Classification and Compensation Study. Approves with the following vote polled: Supervisors Klipp, Freeman, Modine, Reiss and Miller – Aye.
- 1w. **Tables to the June 3, 2003 meeting:** Approves and authorizes Chairman to sign agreement with the Trinity County Resource Conservation District (RCD), in the amount of \$118,335, to implement grant for the wetlands restoration project at Trinity Alps Industrial Park Wetlands.

2. COUNTY MATTERS

- 2a. Appoints Supervisor Modine to draft response to the following Grand Jury Report:
 - Finance and Administration Committee Final Report – Auditors Trust Fund.

2b. On motion of Supervisor Reiss, seconded by Supervisor Freeman, approves and authorizes Chairman to sign resolutions, awarding the 2003 Regional Council of Rural Counties, Rural Alliance Inc. and Trinity County Board of Supervisors Rural Scholarship to Chad Southwick (Resolution No. 2003-057) and Sara Compton (Resolution No. 2003-058), in the amount of \$500 each, as recommended by the Mountain Valley Unified School District. Approved with the following vote polled: Supervisors Freeman, Reiss, Modine, Klipp and Miller – Aye.

2c. Appoints Supervisor Miller to serve as an alternate on the PSA II Area on Aging Executive Board.

2d. Report received by Steve Judson, Building and Development Services regarding status of open and/or expired building permits; and

Appoints committee consisting of Supervisor Reiss, Supervisor Modine, Brian Muir, David Hammer, Steve Judson and Dero Forslund to review options to resolve the problem and bring back to the Board on June 3, 2003. Comments received from Dero Forslund, County Clerk/Recorder.

3. COUNTY AUDITOR/CONTROLLER

3a. Brian Muir reports on agenda meeting.

3b. Brian Muir reports on other matters of interest to the Board.

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

4a. Report from Department Heads:

- Linda Wright - Health and Human Services
- Lynn McConnachie - Child Support Services

4b. Report from members of the Board: Supervisors Klipp, Modine, Reiss, Freeman and Miller.

4c. Report from David Hammer, County Counsel.

10:00 AM 5. DISCUSSION/PRESENTATION ITEMS

5a. **Shasta-Trinity National Forest:** Sharon Heywood, appears and discusses Budget, Fuels Projects and Partnerships.

PUBLIC COMMENT

No comment received.

10:45 PM
1:15 PM

**RECESS
RECONVENE**

**RECESSES AS THE BOARD OF SUPERVISORS;
RECONVENES AS THE TRANSPORTATION COMMISSION**

7. TRANSPORTATION COMMISSION

7a. On motion of Supervisor Reiss, seconded by Supervisor Freeman, approves and authorizes Chairman to sign Resolution No. 2003-053 (T), Supporting Proposition 116 Amendment: Reprogram and Concurrent Allocation of Funds to the Weaverville Pedestrian Walkway Improvement Project. Approved with the following vote polled: Supervisors Freeman, Reiss, Modine, Klipp and Miller – Aye.

7b. Discusses proposals to change Trinity Transit and other transportation options that are being considered by the Committee updating the Transit Development Plan. Presentation by Doug Langille of Nelson/Nygaard.

Comments received from John Jelichich, Marie Littlewolf, Trevor Crane, Wes Johnson, Chuck Coen, Ben Lewis, Ed Bates, Roger Smith, Steve Mitchell, Marie Hoffmann.

1:30 PM

7c. **OPEN PUBLIC HEARING:** Consider unmet transit needs in Trinity County and consider adopting resolution Adopting Definitions for “Unmet Transit Needs” and “Reasonable to Meet” and consider adopting resolution finding that there are “No Unmet Transit Needs in Trinity County that are Reasonable to Meet” as appropriate after receiving input from the public.

All public comments, which were received during item 7b., pertain to item 7c.

CLOSE PUBLIC HEARING

1. On motion of Supervisor Reiss, seconded by Supervisor Klipp, approves and authorizes Chairman to sign Resolution No. 2003-054 (T), Adopting Definitions for “Unmet Transit Needs” and “Reasonable to Meet”. Approved with the following vote polled: Supervisors Klipp, Freeman, Modine and Miller – Aye; Supervisor Reiss – No.

2. On motion of Supervisor Reiss, seconded by Supervisor Klipp, approves and authorizes Chairman to sign Resolution No. 2003-055 (T), Finding that there are no Unmet Transit Needs in Trinity County that are Reasonable to Meet. Approved with the following vote polled: Supervisors Klipp, Modine and Miller – Aye; Supervisors Freeman and Reiss – No.

**RECESSES AS THE TRANSPORTATION COMMISSION;
RECONVENES AS THE BOARD OF SUPERVISORS**

6. PLANNING DEPARTMENT MATTERS

- 6a. On motion of Supervisor Freeman, seconded by Supervisor Klipp, adopts Resolution No. 2003-052, Accepting transfer of Proposition 116 applicant status and approving project amendment to apply \$53,690 to the Weaverville Pedestrian Walkway Improvement Project and authorize Director of Transportation to execute agreements with Caltrans. Approved with the following vote polled: Supervisors Klipp, Freeman, Modine, Reiss and Miller – Aye. Comments received from Carl Bonomini, Transportation Director.

8. PUBLIC HEARINGS

- 8a. **OPENS PUBLIC HEARING:** On request for an amendment to Trinity County Ordinance 315, Section 30.B.9, to clarify requirements and standards for Health Care Mobile Home Use Permits. Location: Countywide. Applicant: Trinity County Planning Department. PW-02-08.

Comments received from John Jelich, Planning Director.

CLOSES PUBLIC HEARING

Continues to the June 3, 2003 meeting: Waive reading and direct the Clerk to let the record show that an Ordinance amending Trinity County Zoning Ordinance No. 315, reflecting the changes in Section 30.B.9, Application: Trinity County Planning Department (PW-02-09), is introduced.

- 8b. **OPENS PUBLIC HEARING:** Establishing and amending County Fees.

CLOSES PUBLIC HEARING

On motion of Supervisor Modine, seconded by Supervisor Klipp, waives reading and directs the Clerk to let the record show that Ordinance No. 1273, Amending Trinity County Code Chapter

2.64.050, County Fees, is introduced and enacted, with the exception of the following fees:

- Environmental Health
- Mechanical
- Electrical
- Plumbing
- Building Permits

Direction given to Building and Development Services Director to come back with more reasonable suggested fees for the Building and Development Services Department; and

- Probation Delinquent Account

Direction given to County Counsel to review the statutes AB 1819, relating to delinquent fines.

Approved with the following vote polled: Supervisors Klipp, Modine, Freeman and Miller – Aye; Supervisor Reiss – No.

SUBSEQUENT ITEM

On motion of Supervisor Modine, seconded by Supervisor Klipp and carried, agrees to hear a subsequent closed session item regarding three claims filed by Gary Glassman, Enterprise Rent-a-Car and Thomas Hunnicutt, 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.

MEET IN CLOSED SESSION:

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

Claim filed by Gary Glassman
Claim filed by Enterprise Rent-a-Car
Claim filed by Thomas Hunnicutt

A. Government Code Section 54954.5. Public Employee Performance Evaluation – County Counsel.

B. Government Code Section 54956.9, subd. (a). Existing Litigation – Conference with Legal Counsel. Number of Cases: One. (Litigation has been formally initiated).

County of Trinity v. Trinity Public Utilities District

Case No.: 01CV038

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

Claim filed by Carmalita Bramlett

ADJOURN CLOSED SESSION; RECOVENE TO OPEN SESSION

CHAIRMAN REPORTS ON CLOSED SESSION

Sub: *Approves claims filed by Gary Glassman, Enterprise Rent-a-Car and Thomas Hunnicutt.*

- A.** *Evaluation with County Counsel.*
- B.** *Direction given to County Counsel.*
- C.** *Approves claim filed by Carmalita Bramlett.*

3:25 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
By: _____
Deputy

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