

# Trinity County Board of Supervisors

## MINUTES

OCTOBER 7, 2003

8:30 AM

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:**

Supervisor Billie Miller – District 2, Chairman

Supervisor Robert Reiss – District 5, Vice-Chairman

Supervisor Ralph Modine – District 3

Supervisor Howard Freeman – District 4

District 1 - Vacant

**ABSENT SUPERVISORS:** None

**County Auditor/Controller,** Brian Muir – Present

**County Counsel,** David Hammer – Present

**County Clerk,** Dero Forslund – Absent

**Deputy Clerk of the Board,** Kelly Frost – Present

**Chairman Miller** - Presiding

### TIME

### ITEM NO.

8:30 AM

**PLEDGE OF ALLEGIANCE**

1. **CONSENT AGENDA**

The Board examines the Consent Agenda Items presented for consideration and on motion of Supervisor Modine, seconded by

Supervisor Freeman and carried, Consent Agenda items 1a. through 1x., with the exception of 1b., 1d., 1e., 1o. and 1p., are approved with the following vote polled: Supervisors Freeman, Modine, Reiss 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 September 16, 2003, as submitted by Clerk.

### **AGRICULTURE**

- 1c. Approves and authorizes Chairman to sign the Wildlife Services Agreement # 04-73-06-0281-RA for FY 03/04 with the State Department of Food and Agriculture, (Contract No. 2003-459), revenue in the amount of \$6,725, to provide for wildlife damage management.
- 1f. Approves and authorizes Chairman to sign High-Risk Pest Exclusion Contract #03-0440 for FY 03/04 with the State Department of Food and Agriculture, (Contract No. 2003-461), revenue in the amount of \$688, to perform high-risk inspection and enforcement activities.
- 1g. Approves and authorizes Chairman to sign the Glassy-Winged Sharpshooter contract #03-0339 for FY 03/04 with the State Department of Food and Agriculture, (Contract No. 2003-463), revenue in the amount of \$12,882.36, to implement an intergovernmental, coordinated state and community-wide plan to provide detection and delimitation of the glassy-winged sharpshooter in Trinity County.

### **AUDITOR**

- 1h. Approves contract and ratifies signature of Brian Muir, Trinity County Auditor/Controller, on an annual contract with Lexis Nexis (Contract No. 2003-448), in the amount of \$11,016, for on-line legal research capabilities.

### **CHILD SUPPORT SERVICES**

- 1i. Approves and authorizes Director of Child Support Services to sign new, revised Plan of Cooperation with the State Department of

Child Support Services, which includes the Annual Automation Cooperation Agreement (Contract No. 2003-457). No fiscal impact.

### **GENERAL SERVICES**

- 1j. Approves contract and ratify signature of Brian Muir, Trinity County Auditor/Controller, on the Contract No. 2003-464, with Ron's Backhoe and Excavating, in the amount of \$25,000, for the decommissioning of the Hayfork Septage Ponds.

### **GRANTS AND HOUSING REHABILITATION LOAN ADMIN.**

- 1k. Approves and authorizes Chairman to sign Contract No. 2003-456, Notice of Award and other contract documents, with Factory Carpet Outlet of Redding, in the amount \$11,826, for the installation of carpet and vinyl flooring at the Golden Age Center.
- 1l. Approves revisions to the Program Guidelines for the CDBG Housing Rehabilitation Loan Program dated May 20, 2003.

### **HEALTH AND HUMAN SERVICES**

- 1m. Approves and authorizes the Chairman to sign the Trinity County Health and Human Services FY 03/04 Children's Medical Services Plan for Child Health and Disability Prevention (CHDP) (Contract No. 2003-465), in the amount of \$73,144; and California Children's Services (CCS), in the amount of \$39,584.
- 1n. Approves and authorizes Chairman to sign contract with Shasta Child Abuse Prevention Coordinating Council for the California Alliance for Prevention's AmeriCorps program for the 2003/2004 program year (Contract No. 2003-466). Maximum amount payable is \$12,525.

### **PLANNING/NATURAL RESOURCES**

- 1q. Authorizes the Planning Director to sign Grant Agreement #58 (Contract No. 2003-467), in the amount of \$25,000 and all subsequent amendments with the American Rivers for the Soldier Creek Migration Barrier Removal Project.
- 1r. Authorizes the Planning Director to sign Grant Contract #03-051 for \$400,000 (Contract No. 2003-468), and all subsequent amendments with the California Coastal Conservancy for the engineering design, environmental documentation and permitting of fish-passage improvement projects.

- 1s. Waives reading and directs the Clerk to let the record show that an Ordinance No. 1276, amending Chapter 12.17 of the Trinity County Code, pertaining to naming and numbering of streets, is enacted.

### **PROBATION**

- 1t. Designates the Chief Probation Officer as the County Financial Evaluation Officer for Court Collections, pursuant to Government Code Section 27750.

### **TRANSPORTATION**

- 1u. Approves and authorizes Chairman to sign Amendment No. 4 (Contract No. 2003-470), to extend contract with Martin Appraisal and Acquisition Co., for appraisal and acquisition on Mad River Road No. 501 and Hoaglin Road No. 521. No fiscal impact.
- 1v. Approves and authorizes Chairman to sign the Property Acquisition Contract and Resolution of Acceptance of Grant Deed from Theodore A. Laag (Contract No. 2003-471), in the amount of \$2000, for a small parcel of land on the corner of Oregon St. and Pine Song Lane.
- 1w. Approves Contract Change Order No. 5 with R. Brown Construction, in the amount of \$11,000, for extra work required prior to paving on Rush Creek Road (Contract No. 2003-458) and authorize the Director of Transportation to sign Change Order documents.
- 1x. Approves and authorize Chairman to sign Contract No. 03-FENCE-1, with The Fence Doctor of Eureka (Contract No. 2003-480), in the amount of \$8,364.16, to construct a right-of-way fence on Ruth-Zenia Road.

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

- 1b. On motion of Supervisor Reiss, seconded by Supervisor Freeman, waives reading and directs the Clerk to let the record show that an ordinance amending Chapter 10.48 of the Trinity County Code, Pertaining to Parking Restrictions, is introduced, with corrections, with the following vote polled: Supervisors Freeman, Reiss and Modine – Aye; Supervisor Miller - No.

- 1d. On motion of Supervisor Freeman, seconded by Supervisor Reiss and carried, approves and authorizes Chairman to sign Organic Contract No. #03-0176 for FY 03/04 with the State Department of Food and Agriculture (Contract No. 2003-460), revenue in the amount of \$700, for inspection services, with corrections.
- 1e. On motion of Supervisor Modine, seconded by Supervisor Reiss and carried, approves and authorizes Chairman to sign the Nursery Contract #03-0400 for FY 03/04 with the State Department of Food and Agriculture (Contract No. 2003-461), revenue in the amount of \$500, to perform inspection and enforcement activities, with corrections.
- 1o. On motion of Supervisor Reiss, seconded by Supervisor Modine, denies hiring a Building Inspector I at Building and Development Services, at Range G187A. Cost for FY 03/04 is \$33,828. Supervisor Freeman – No. Comments received from John Scott, Grand Jury; Steve Judson, Building and Development Services and Dero Forslund, County Clerk/Recorder.
- 1p. Pulled from the agenda indefinitely: Authorizes hiring a Library Assistant I at the Library at Range G128. Cost for FY 03/04 is \$20,943.

## **2. COUNTY MATTERS**

- 2a. Discussion regarding the discontinuation of the “Lets Go Van” service in Trinity County.

Public comments received from: Ruby Barnes, Donna Couch, Doug Bennett, Patricia White, Ed Bates, Carol Waterman, Marlene Alexan, Alaire Marbel, Michelle Jones,

Staff comments received from: Linda Wright, Health and Human Services Director and John Jelichich, Planning Department Director.

Chairman Miller passes gavel to Vice-Chairman Reiss.

On motion of Supervisor Miller, seconded by Supervisor Freeman and carried, agrees to keep the “Lets Go Van” service in Trinity County going until January 1, 2004 and to charge \$10 per person for rides.

Vice-Chairman Reiss passes gavel back to Chairman Miller.

## **SUBSEQUENT ITEM**

On motion of Supervisor Reiss, seconded by Supervisor Modine and carried, agrees to hear subsequent item, presentation by Senator Aanestad, 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.

Senator Aanestad presents a Senatorial update to the Board.

- 2b. No action taken by the Board on preparation of a letter in response to an editorial in the Fresno Bee by Westlands Water District. Comments received from Tom Birmingham, General Manager of Westlands Water District; Michael Jackson, Attorney from Plumas County and Dennis Fox, Citizen.
- 2c. On motion of Supervisor Reiss, seconded by Supervisor Freeman and carried, approves and authorizes Chairman to sign Proclamation No. 2003-04, Designating October as Breast Cancer Awareness Month and October 16, 2003 as Think Pink Day in Trinity County.
- 2d. On motion of Supervisor Reiss, seconded by Supervisor Freeman and carried, approves request from the Coffee Creek Volunteer Fire Company and Volunteer Medical staff to apply for non-EMT personnel (Barry Bowen) to drive ambulance on medical calls, pursuant to Vehicle Code Section 12527 (d) (2). Comments received by Barry Bowen, Coffee Creek Volunteer Company.
- 2e. Discussion by County Counsel regarding the process for appointment by Governor of Supervisor representing District 1.
- 2f. Appoints Supervisors and Alternate Supervisors to the 2003 Committee Appointment List to fill vacancies left by the passing of Supervisor Klipp.
- 2g. On motion of Supervisor Freeman, seconded by Supervisor Reiss and carried, approves and authorizes Chairman to sign Proclamation No. 2003-05, Recognizing Public Power Week October 5-11, 2003, as requested by the Trinity Public Utilities District.

### **3. COUNTY AUDITOR/CONTROLLER**

- 3a. Brian Muir, County Auditor/Controller reports on agenda meeting.

- 3b. Brian Muir, County Auditor/Controller reports on other matters of interest to the Board.
- 3c. On motion of Supervisor Modine, seconded by Supervisor Reiss and carried, approves Budget Adjustments and authorizes implementation of reorganization, staffing and reduction in programs as proposed, with a fiscal impact of \$630,000 savings.

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

- 4a. Report from Department Heads: Dave Laffranchini, Undersheriff; Dero Forslund, County Clerk/Recorder and Terry Lee, Chief Probation Officer.
- 4b. Report from Members of the Board: Supervisor Reiss.
- 4c. Report from David Hammer, County Counsel.

11:45 AM

**5. PROPOSALS FOR TITLE III FUNDS "SECURE RURAL SCHOOLS AND COMMUNITY SELF-DETERMINATION ACT OF 2000".**

**The Secure Schools and Community Self-Determination Act of 2000 requires that, subject to determination of eligibility, proposals being considered by the Board of Supervisors be given a 45 day comment period prior to approval, pursuant to Title III of that act.**

On motion of Supervisor Reiss, seconded by Supervisor Freeman and carried, considers, pursuant to Title III Secure Rural Schools and Community Self-Determination Act of 2000, the following proposals and direct that said proposals be published in the Trinity Journal on October 15, 2003:

- 5a. Proposal from Junction City Fire Department, in the amount of \$1,950, for two Motorola HT 1250 portable hand held radios (\$975 each).
- 5b. Proposal from Trinity County Fire Chief's Association, in the amount of \$38,400, to purchase 80 Motorola Minitor IV programmable pagers.
- 5c. Proposal from Trinity County Fire Chief's Association, in the amount of \$4,000, to have the North Tree International Live Fire Trailer come to Trinity County for one day of training.

- 5d. Proposal from Trinity County Fire Chief's Association, in the amount of \$4,000, to purchase a Lap-Top Computer, LCD Projector, VCR and miscellaneous support equipment.
- 5e. Proposal from Coffee Creek Volunteer Fire Company, in the amount of \$20,000, to finance their share of a FEMA grant for the purchase of a water tender truck.
- 5f. Proposal from Kettenpom-Zenia Volunteers, in the amount of \$3,428, to purchase four complete sets of wildland gear.
- 5g. Proposal from the Watershed Research and Training Center, in the amount of \$30,000, to continue and expand the Indian Valley Conservation Education Center (IVCEC), Indian Valley Summer Camp and the Outdoor Adventure Club.
- 5h. Proposal from Hawkins Bar Volunteer Fire Department, in the amount \$20,000, for a used fire engine to replace the existing engine.
- 5i. Proposal from Hawkins Bar Volunteer Fire Department, in the amount of \$1,100, for the purchase of a GPS Instrument and fire helmets.
- 5j. Proposal from Hyampom Community Services District, in the amount of \$3,027.44, for half the cost of the repair of the 2100 gallon Water Truck that was purchased with Title III funds.
- 5k. Proposal from Downriver Volunteer Fire Company, Inc., in the amount of \$42,620, for the purchase of 3 10,000 gallon water tanks.
- 5l. Proposal from TC Volunteer Search and Rescue Operations, in the amount of \$41,750, for the following:
- \$14,100 for two Polaris all snow snowmobiles and hauling trailer.
  - \$850 for the three Live Bait Vests and ten Rope Throw Bags.
  - \$10,000 for Scuba Diving, White Water Rescue, High Angle Cliff Rescue, Repelling, and other SAR specialized task training.
  - \$15,000 for adequate winter apparel for SAR members.
  - \$1,800 for stokes (metal frame cage used to extract victims from any location).



On motion of Supervisor Reiss, seconded Supervisor Freeman and carried, denies a portion of the proposal from the TC Volunteer Search and Rescue Operations, in the amount of \$40,700 for a 2003 Ford Excursion and installation of SAR decals, radio, emergency lighting, and tow package.

Comments received from Melissa Jesse, Watershed Research Center and Barry Bowen, Coffee Creek Volunteer Fire Company.

### **PUBLIC COMMENT**

No comments received.

**11:55 AM**  
**1:30 PM**

**RECESS**  
**RECONVENE**

### **RECESSES AS THE BOARD OF SUPERVISORS; RECONVENES AS THE HOSPITAL GOVERNING BOARD**

**1:30 PM**

#### **6. HOSPITAL**

- 6a. Administrative Report – George Koortbojian/Liz MacGard.
  - A. Hospital Clinic
  - B. Adjusting to the FTE reductions
  - C. Nurse Staffing – new regulations
  
- 6b. Finance Committee Report – Crystal Betts
  - August 2003 Financial Statements
  
- 6c. Contracts and Agreements:
  - 1. On motion of Supervisor Reiss, seconded by Supervisor Freeman and carried, approves and authorizes Chairman to sign Amendment No. 3 (Contract No. 2003-472), to the contract with Reimbursement Management Consultants, Inc. to change the Contractor's name to the correct title.
  
  - 2. On motion of Supervisor Freeman, seconded by Supervisor Modine, approves and authorizes Chairman to sign Amendment No. 8 (Contract No. 2003-473), to the contract with Nurses & Professional Healthcare for temporary staffing extending term of agreement and increasing the maximum cost to \$370,000. Supervisor Reiss – No.
  
  - 3. On motion of Supervisor Freeman, seconded by Supervisor Modine, approves and authorizes Chairman to sign

Amendment No. 4 (Contract No. 2003-474), to the contract with Kathleen Gilfillan to extend the term and increase the maximum cost to \$20,000 for CRNA relief. Supervisor Reiss – No.

4. On motion of Supervisor Modine, seconded by Supervisor Freeman, approves and authorizes Chairman to sign Addendum (Contract No. 2003-475), to agreement with Stat Nurses International, Inc., for temporary staffing. Maximum cost is \$60,000. Supervisor Reiss – No.
5. No action taken by the Board on the contract with Palmer System Inc. DBA Sonoma County Credit Service.

Direction given to County Counsel to meet with Hospital Administrator and Chief Probation Officer to discuss ways to perform collections of certain hospital account receivables and bring back to the Board.

6. On motion of Supervisor Freeman, seconded by Supervisor Modine, approves and authorizes Chairman to sign Amendment No. 3 (Contract No. 2003-477), to the contract with Bay Area Anesthesiologists, in the amount of \$45,000, to amend fees, extend the term and increase the maximum cost to County. Supervisor Reiss – No.
  7. On motion of Supervisor Freeman, seconded by Supervisor Reiss and carried, approves and authorizes Chairman to sign Amendment No. 1 (Contract No. 2003-478), to the contract with Abbott Laboratories, Inc., in the amount of \$2,720, for pain management systems (PCA).
  8. On motion of Supervisor Reiss, seconded by Supervisor Freeman and carried, approves and authorizes Chairman to sign Amendment No. 1 (Contract No. 2003-479), to the contract with Abbott Laboratories, Inc., in the amount of \$13,932, for electronic drug delivery systems (Plum Pump).
- 6d. On motion of Supervisor Freeman, seconded by Supervisor Reiss and carried, approves the following Hospital Department Standards:

Business/Financial Services Department  
• Payment Plan Policy

All Departments

- Policy and Procedure Approval
- How to Use the Revised Policy and Procedure Format

Various Departments

- Patient Classification System
- Abuse
- Complaint Resolution –  
Patient/Resident/Physician/Citizen
- Utilization Management (Review) Program (Plan)  
Fire/Disaster Manual
- Fire Plan
- Fire Plan – Trinity Home Health (off site)

6e. Medical Staff Report – Michelle Davey, OD

**PUBLIC COMMENT**

No comments received.

**SUBSEQUENT ITEM**

On motion of Supervisor Modine, seconded by Supervisor Freeman and carried, agrees to hear subsequent item regarding the Rural Health Services Program, 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 and carried, approves and authorizes Chairman to sign Declaration of Intent to apply for the Rural Health Services Program, which will notify the State Department of Health Services that Trinity County does intend to administer the Rural Health Services program funding from Proposition 99.

**Meet in Closed Session**

- A. Government Code Section 54962; Health and Safety Code Section 32155. Subject Matter: Report of Quality Assurance Committee.
- B. Quality Government Code Section 54962; Health and Safety Code Section 1461. Subject Matter: Staff Privileges.

**Reconvene in Open Session**

*Chairman reports on Closed Session*

- A. *Received Report.*
- B. *Accepts withdrawal of Privileges:*
  - *Dr. Shepard Green, M.D.*
- Accepts reappointment to limited active staff:*
  - *Dr. Paul Beatty, M.D.*
- Accepts reappointment to active staff:*
  - *Dr. Henry Edelstein, M.D.*

**RECESSES AS THE HOSPITAL GOVERNING BOARD;  
RECONVENES AS THE BOARD OF SUPERVISORS**

**Meet in Closed Session**

- C. 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
- D. Government Code Section 54956.9, subd. (a). Existing Litigation – Conference with Legal Counsel. Number of Cases: One. (Litigation has been formally initiated).  
  
Harwood v. Trinity County  
Case No.: 01CV054
- E. Government Code Section 54956.9, subd. (a). Existing Litigation – Conference with Legal Counsel. Number of Cases: One. (Litigation has been formally initiated).  
  
Degner v. County of Trinity  
Case No.: 02CD015
- F. Government Code Section 54956.9, subd. (a). Existing Litigation – Conference with Legal Counsel. Number of Cases: One. (Litigation has been formally initiated).  
  
San Luis & Delta-Mendota Water Authority et al. vs. County of Trinity  
Case No.: Unknown

- G. Government Code Section 54956.9, subd. (c). Anticipated Litigation – Conference with Legal Counsel. Number of Cases: One.

**Reconvene in Open Session**

*Chairman reports on Closed Session*

- C. *Direction given to County Counsel.*
- D. *Direction given to County Counsel.*
- E. *Direction given to County Counsel.*
- F. *Authorized County Counsel to sign stipulation extending time for services of the petition.*
- G. *Instructed County Counsel not to file litigation.*

**3:55 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