

TRINITY COUNTY
BOARD OF SUPERVISORS
MEETING MINUTES

JULY 20, 2004

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 Robert Reiss – District 5, Chairman

Supervisor Howard Freeman – District 4, Vice-Chairman

Supervisor Billie Miller – District 2

Supervisor William Chambers - District 1

ABSENT SUPERVISORS: Supervisor Modine – District 3

County Auditor/Controller, Brian Muir – Present

County Counsel, Jeanette Palla – Present

County Clerk, Dero Forslund – Present

Deputy Clerk of the Board, Kelly Frost – Present

Chairman Reiss - 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 Freeman, seconded by Supervisor Miller and carried, approves Consent Agenda as presented, with the exception of 1h., with the following vote polled: Supervisors Miller, Freeman, Chambers and Reiss – Aye.

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

BOARD CONSENT MATTERS

- 1a. Approves minutes from July 6, 2004, as submitted by Clerk.
- 1b. Appoints Durand Mortenson to the Trinity County Waterworks District #1, to fill the vacant position due to the resignation of Steve Hunt, as requested by said District.
(File Code: DT 04 tc wd)
- 1c. Approves and authorizes Chairman to sign Amendment No. 3 to the contract with Trinity County Life Support (Contract No. 2004-309), to extend the term for one year and increase the maximum cost to County by \$35,000 for a total of \$175,000.
(File Code: C 04 tcsls)

AGRICULTURE (File Code: C 04 3)

- 1d. Approves and authorizes Chairman to sign the 2004/2005 Pest Detection Contract (Contract No. 2004-310), revenue in the amount of \$6,543, with the California Department of Food and Agriculture to perform Gypsy Moth, Japanese Beetle, and European Pine Shoot Moth trapping.

AUDITOR/CONTROLLER (File Code: C 04 6)

- 1e. Approves and authorizes Chairman to sign Resolution No, 2004-063, Setting the Appropriation Limit for Trinity County at \$15,089,124 for FY 03/04.

BEHAVIORAL HEALTH SERVICES (File Code: C 04 7)

- 1f. Approves and authorizes Chairman to sign FY 04/05 contract with Grace Home (Contract No. 2004-311), in the amount of \$18,000, for 24 hour Board and Care services for Trinity County clients.

- 1g. Approves and authorizes Chairman to sign FY 04/05 contract with Crestwood Behavioral Health, Inc. (Contract No. 2004-312), in the amount \$80,000, for inpatient mental health services for Trinity County clients.
- 1i. Approves and authorizes Chairman to sign FY 04/05 contract with Kings View Corporation (Contract No. 2004-314), in the amount of \$180,240, for Tele-psychiatry Services.
- 1j. Approves and authorizes Chairman to sign FY 04/05 contract with St. Helena Hospital dba California Specialty Hospital (Contract No. 2004-319), in the amount of \$11,100, for Psychiatric Inpatient Hospital services to Trinity County clients.

DISTRICT ATTORNEY (File Code: C 04 15)

- 1k. Approves and authorizes Chairman to sign Resolution No. 2004-064, authorizing the District Attorney to submit to the Office of Emergency Services an application to receive funding for the Violence Against Women Vertical Prosecution Program Grant, in the amount of \$75,968, for the period 7/1/04 – 6/30/05; and further authorizes the District Attorney to sign the Grant Award Agreement, including any extensions or amendments thereof.

GRANTS AND HOUSING REHAB (File Code: C 04 19)

- 1l. Approves and authorizes Chairman to sign contract and other related documents for Ryan Engineering, Redding (Contract No. 2004-316), in the amount of \$29,750, for the Lewiston Community Water and Sewer System Feasibility Study funding by CDBG #03-PTAA-0050, in the amount of \$28,100 and County funds.
- 1m. Approves and authorizes Chairman to sign contract with Cal-One Cellular, L.P., Etna (Contract No. 2004-317), in the amount of \$300,000, for the preparation of 10 final engineering reports for 10 cell towers throughout Trinity County funded by the Rural Telecommunications Infrastructure Grant Program, in the amount of \$300,000.

HEALTH AND HUMAN SERVICES (File Code: C 04 20)

- 1n. Approves and authorizes Chairman to sign Amendment A 04 to the Master Agreement with the State of California, Amendment A2 to MOU Human Immune Deficiency Virus 01-53 and Amendment A2 to MOU Education and Prevention 01-53 (Contract No. 2004-318 (a)(b)(c)), increasing the maximum

payable to the County from \$191,800 to \$197,800 over the term of the agreement (July 1, 2001 to June 30, 2004). Increases the maximum amount payable for FY 03/04 from \$63,275 to \$69,275, due to an increase in the amount payable under the Education and Prevention MOU from \$54,000 to \$60,000 for FY 03/04.

- 1o. Approves and authorizes Chairman to sign intergovernmental agreement with the County of Butte (Contract No. 2004-319), to participate in the Immunization Network of Northern California, which is a regional registry to reduce the number of duplicate immunizations given and reduce the staff time spent searching for lost records. No impact to General Fund, Butte County received a grant to create and implement the registry.

PROBATION (File Code: C 04 25)

- 1p. Approves and authorizes Chairman to sign Amendment #1 to the contract with Clearwave Software (Contract No. 2004-320), to extend the contract for one year and increase the maximum amount from \$10,000 to \$20,000, for support and maintenance of the Probation Department CASE Management System.

TRANSPORTATION (File Code: C 04 27)

- 1q. Approves Memorandum of Agreement with the Trinity County Water Works District Number 1 (TCWWD#1) (Contract No. 2004-322), that provides for the payment of three sewer services to County property in exchange for allowing TCWWD#1 to obtain 1000 cubic yards of aggregate material from County property, savings in excess of \$8,400, and authorizes the Director of Transportation to sign Agreement.

- 1r. Approves and authorizes Director of Transportation to sign contracts with Pacific Gas and Electric Company (Contract No. 2004-323), for the relocation of 18 power poles as part of the Mad River Road Widening Project, with costs to be shared by the County and Pacific Gas and Electric Company; and for relocation of an additional 5 power poles, payment for which is in dispute; and

Approves and authorizes Director of Transportation to sign an agreement setting forth the procedures for resolving the dispute with Pacific Gas and Electric Company over payment for the 5 power poles, and an agreement to deposit funds in escrow to secure payment pending the resolution of the dispute.

COUNTY CLERK/RECORDER (File Code: C 04 11)

- 1s. Approves and authorizes budget adjustment, in the amount of \$28,000, for Elections and Clerk Recorder to accommodate unanticipated revenue and extra election.

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

BEHAVIORAL HEALTH SERVICES

- 1h. On motion of Supervisor Miller, seconded by Supervisor Freeman, approves and authorizes Chairman to sign the Final Amended Version 2 Net Negotiated Amount contract with the California Department of Drug and Alcohol (Contract No. 2004-313), revenue in the amount of \$526,922 for Alcohol or Other Drug services to Trinity County clients for FY 03/04.
(File Code: C 04 7)

2. COUNTY MATTERS

- 2a. On motion of Supervisor Miller, seconded by Supervisor Freeman, approves and authorizes Chairman to sign Resolution No. 2004-065), Recognizing Service of Hal Goodyear on the Weaverville Architectural Review Committee. Approves with the following vote polled: Supervisors Freeman, Miller, Chambers and Reiss – Aye.
(File Code: CT 04 ar pres)
- 2b. On motion of Supervisor Chambers, seconded by Supervisor Miller, waives reading and directs the Clerk to let the record show that an Ordinance adding Chapter 8.25 to the Trinity County Code, pertaining to Genetically Engineered Organisms, is introduced with the following vote polled: Supervisors Miller, Chambers, Freeman and Reiss – Aye. Comments received from Christine Pierce, Andrew Franklin, Doug Mosel, Ryan Zinn, Joseph Bower, Chris Kidwell, Mark Lockhart, Agricultural Commissioner and Joy Bradford.
(File Code: C 04 3)
- 2c. On motion of Supervisor Miller, seconded by Supervisor Chambers, approves and authorizes Chairman to sign Resolution No. 2004-066, in opposition of Herbicide Spraying in Trinity County. Approves with the following vote polled: Supervisors Chambers, Miller, Freeman and Reiss – Aye.
(File Code: C 04 3)

- 2d. On motion of Supervisor Miller, seconded by Supervisor Freeman and carried, denies application of waiver of county fees, in the amount of \$100 for an encroachment permit from the Department of Transportation, for the Human Response Network's Candlelight Walk and Vigil on October 7, 2004.
(File Code: C 04 27)
- 2e. No action taken by the Board to create a Personal Ethics Policy for members of the Board of Supervisors.
(File Code: C 04 8)
- 2f. On motion of Supervisor Freeman, seconded by Supervisor Chambers, approves the appointment of Supervisors to the various Boards, Commissions and Committees, which were previously assigned to Supervisor Modine. Supervisor Modine will not be attending these meetings due to illness.
(File Code: C 04 8)

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 Freeman, seconded by Supervisor Reiss and carried, denies specifying an annual budget amount, below which a special district would be permitted to request approval for an audit covering a five year period. Supervisor Chambers – Abstains. Comments received from Dero Forslund, County Clerk/Recorder/Assessor and Pat Mortensen, Grants Administrator.
(File Code: C 04 6)
- 3d. On motion of Supervisor Miller, seconded by Supervisor Chambers, to authorize hiring an extra help Administrative Clerk I at range G114 in the Hospital, effective August 1, 2004. Cost in salary for six months would be \$8,231. Supervisors Chambers, Miller, Freeman and Reiss – No; Motion Fails.

Tables item for further consideration.

Comments received from Larry McDonough, Hospital Administrator and Terry Lee, Chief Probation Officer.
(File Code: C 04 2 prs)

- 3e. On motion of Supervisor Freeman, seconded by Supervisor Chambers, authorizes hiring two Business Services Representative's 1 at range G122, in the Hospital, effective August 1, 2004. Cost for FY 04/05 is \$21,432. Comments received from Larry McDonough, Hospital Administrator.

(File Code: C 04 2 prs)

- 3f. Sets the following dates for FY 04/05 budget hearings:

September 7 & 8, 2004 and possibly September 9, 2004 if needed.

(File Code: C 04 6)

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

- 4a. Report from Department Heads: Brian Muir, County Auditor/Controller; Lorrac Craig, Sheriff; Linda Wright, Health and Human Services Director and Terry Lee, Chief Probation Officer.

- 4b. Report from Members of the Board: Supervisors Freeman, Miller and Chambers.

- 4c. Report from Jeanette Palla, County Counsel.

5. PRESENTATION/DISCUSSION ITEMS

- 5a. **Trinity Occupational Training**

Laird Crandall, Director and Linda Morecraft, Community Resource Coordinator gives Annual Report for Fiscal year 03/04, status of current workforce development programs, move of Weaverville Joblink and the development of new temporary employment pilot project: STARRS Agency.

(File Code: AG 04 tot)

- 5b. **Health and Human Services / WIC Division**

Presentation given by Eileen Stocum and Tamila Medinnus of Woman, Infants and Children (WIC); and

On motion of Supervisor Freeman, seconded by Supervisor Chambers, approves and authorizes Chairman to sign Proclamation No. 2004-02, Proclaiming August 2004 as Breastfeeding Awareness Month in Trinity County.

(File Code: C 04 20 wic)

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

6. HOSPITAL (File Code: C 04 21)

- 6a. On motion of Supervisor Miller, seconded by Supervisor Chambers, approves and authorizes Chairman to sign Bylaws of the Medical Staff of Trinity Hospital, subject to routing and approval as to form and content. Comments received from Larry McDonough, Hospital Administrator.
- 6b. On motion of Supervisor Miller, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign Amendment No. 4 to the contract with Valley Emergency Physicians Medical Group, P.C., for the part-time operation of the hospital's Emergency Department to extend the term for one year, increasing the maximum cost to County by \$237,384 and adding an automatic termination clause. Supervisor Reiss – No. Comments received from Larry McDonough, Hospital Administrator.

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

PUBLIC COMMENT

The public is invited to address issues not on the agenda and to submit items for future consideration. Please state your name prior to stating your comments.

**10:45 AM
1:30 PM**

**RECESSES
RECONVENES**

7. PUBLIC HEARINGS

- 7a. **OPENS PUBLIC HEARING:** To consider the Fiscal Year 2004-2005 Community Development Block Grant (CDBG) Program and to receive proposed projects from the public for the General and Economic Development Planning and Technical Assistance Grants and proposed projects for the Economic Development grant.
- Presentation by Pat Mortensen, Grants Coordinator
 - Receive public and written comments

CLOSES PUBLIC HEARING

- On motion of Supervisor Freeman, seconded by Supervisor Chambers and carried, selects the Weaverville Chamber of Commerce proposal for Main Street Master Plan to be funded by the Economic Development Technical Assistance Grant, in the amount of \$35,000 and directs staff to prepare the grant application. Comments received from Pat Zugg, Chamber of Commerce and Ed Bates, Chamber of Commerce.
- On motion of Supervisor Freeman, seconded by Supervisor Chambers and carried, selects Grant Coordinator's proposal for an Affordable Housing Feasibility Study to be funded by the General Technical Assistance Grant, in the amount of \$35,000 and direct staff to prepare the grant application.
- On motion of Supervisor Miller, seconded by Supervisor Chambers and carried, selects Grant Coordinator's proposal for a Revolving Loan Fund to be funded by the Economic Enterprise Fund Grant, in the amount of \$300,000 and direct staff to prepare grant application.

(File Code: C 04 19)

7b. **OPENS PUBLIC HEARING:** To consider the closeout reports and the performance outcomes of the following CDBG Planning Grants:

1. **#02-EDBG-870 Winery and Vineyard Marketing Study**
2. **#02-STBG-1766 Hayfork Community Center Master Plan**

- Presentation by Pat Mortensen, Grants Coordinator.
- Receive Public Comments.

CLOSES PUBLIC HEARING

On motion of Supervisor Miller, seconded by Supervisor Chambers and carried, accepts the Certificate of Completion and related final reports for CDBG #02-EDBG-870 Winery and Vineyard Marketing Study and #02-STBG-1766 Hayfork Community Center Master Plan.

(File Code: C 04 19)

7c. **OPENS PUBLIC HEARING:** To review the annual 2003-2004 Grantee Performance Reports for the following CDBG grants:

1. **#02-STBG-1726 Housing Rehabilitation**
2. **#03-STBG-1852 Hayfork Community Center Rehabilitation**
3. **Community Facilities Revolving Loan Fund**
4. **Economic Development Revolving Loan Fund**
5. **Housing Rehabilitation Revolving Loan Fund**
6. **Update for #03-PTAA-0050 Lewiston Community Water and Sewer System and Hayfork Regional Forestry Center Study.**

- Presentation by Pat Mortensen, Grants Coordinator.
- Receive Public Comments.

CLOSES PUBLIC HEARING

On motion of Supervisor Freeman, seconded by Supervisor Chambers and carried, accepts the 2003-2004 Grantee Performance Reports for CDBG #02-STBG-1726 Housing Rehabilitation, #03-STBG-1852 Hayfork Community Center Rehabilitation, Community Facilities Revolving Loan Fund, Economic Revolving Loan Fund, Housing Rehabilitation Revolving Loan Fund, and authorizes the County Auditor/Controller to sign the reports for submittal to CDBG program staff.

(File Code: C 04 19)

7d. **OPENS PUBLIC HEARING:** To discuss amendments to the CDBG Program Income Reuse Plan.

- Presentation by Pat Mortensen, Grants Coordinator
- Receive public comments

CLOSES PUBLIC HEARING

On motion of Supervisor Miller, seconded by Supervisor Chambers and carried, adopts proposed amendments to the CDBG Program Income Reuse Plan.

(File Code: C 04 19)

PUBLIC COMMENT

The public is invited to address issues not on the agenda and to submit items for future consideration. Please state your name prior to stating your comments.

MEET IN CLOSED SESSION (File Code: C 04 8 cs)

- A.** Government Code Section 54956.9, subd. (a). Existing Litigation, Conference with Legal Counsel. Number of Cases One (Litigation has been formally initiated.) Worker's Compensation Claim.
- B.** Government Code Section 54956.9, subd. (c). Anticipated Litigation – Conference with Legal Counsel. Number of Cases: One.
- C.** Government Code Section 54954.5. Conference with Labor Negotiators. County Negotiator: Brian Muir. Employee Organization: In-Home Supportive Services (IHSS) Public Authority.

ADJOURN CLOSED SESSION; RECONVENE TO OPEN SESSION:

8. CHAIRMAN REPORTS ON CLOSED SESSION

- A.** *Direction given to County Counsel..*
- B.** *Direction given to County Counsel.*
- C.** *Direction given to Labor Negotiator.*

2:20 PM

ADJOURN

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

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

ROBERT A. REISS, CHAIRMAN
Board of Supervisors, County of
Trinity, State of California

By: _____

Deputy Clerk