

TRINITY COUNTY
BOARD OF SUPERVISORS
MEETING MINUTES

SEPTEMBER 7, 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 District 5 – Vacant

Supervisor Howard Freeman – District 4, Chairman

Supervisor Modine – District 3 – Vice-Chairman

Supervisor Billie Miller – District 2

Supervisor William Chambers - District 1

ABSENT SUPERVISORS:

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 Freeman - Presiding

TIME

ITEM NO.

8:30 AM

CALL MEETING TO ORDER IN OPEN SESSION

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

PLEDGE OF ALLEGIANCE

PUBLIC COMMENT

Comments received from Charlie Capelli.

1. CONSENT AGENDA

The Board examines the Consent Agenda Items presented for consideration and on motion of Supervisor Modine, seconded by Supervisor Miller and carried, approves Consent Agenda as presented, with the exception of 1d., 1f., 1i., 1l., 1o., 1p., 1t., and 1aa., with the following vote polled: Supervisors Miller, Modine, Chambers and Freeman – Aye.

BOARD CONSENT MATTERS

- 1a. Approves minutes from August 17, 2004, as submitted by Clerk.
Binder Book
- 1b. Finds no objection and declares support for the Weaverville Chamber of Commerce's request to Caltrans to allow sidewalk displays in the Weaverville Historic District for the "Autumn in the Alps" event on October 1, 2, 9, 16, 23, 30, and 31, 2004. **COC 04 w chmb**
- 1c. Finds no objection to the application for a three-day alcoholic beverage license for the Trinity River Salmon Tournament to be held on September 17, 18 and 19, 2004 at the Trinity Adventure Park in Big Flat, Ca. **S 04 sdo abc**

AUDITOR C 04 6

- 1e. Approves and authorizes Chairman to sign Amendment No. 1 to Audit Service Contract with Bartig, Basler & Ray (Contract No. 2004-376), in the amount of \$59,500 per year for three fiscal years, to perform audits for the County.

BEHAVIORAL HEALTH SERVICES C 04 7

- 1g. Approves and authorizes Chairman to sign Contract with Progress House (Contract No. 2004-377), in the amount of \$10,230, for Alcohol or Other Drug Residential Services to Trinity County clients for FY 04/05.

- 1h. Approves and authorizes Chairman to sign Contract with Skyway House (Contract No. 2004-378), in the amount of \$11,700, for Alcohol or Other Drug Inpatient Services to Trinity County clients for FY 04/05.

GENERAL SERVICES C 04 18

- 1j. Approves and authorizes Chairman to sign Resolution No. 2004-076, authorizing the General Services Director to apply for participation in the Covered Electronic Waste Recovery and Recycling Payment System.
- 1k. Approves and authorizes the waiver of Annual Solid Waste Parcel late fee for APN #0250600700 (McCall) Parcel fee is \$300. Late fee is \$105.

GRANTS AND HOUSING REHABILITATION C 04 19

- 1m. Approves and authorizes the printing of 1,500 copies of Traveling the Trinity Highway, in the amount of \$11,288, funding for printing comes from sales of previous books.
- 1n. Approves and authorizes Chairman to sign Amendment No. 2 to the agreement with Hayfork Volunteer Fire Department (Contract No. 2004-349), extending the expiration of the contract to December 30, 2004, for the Purchase of four 5400 gallon water storage tanks with Title III funds. No Impact to General Fund.
- 1q. Approves and authorizes Chairman to sign Amendment No. 2 to the agreement with Hyampom Community Services District (Contract No. 2004-350), extending the expiration of the contract to December 30, 2004, for the purchase of fire fighting equipment with Title III funds. No Impact to General Fund.

HEALTH AND HUMAN SERVICES C 04 20

- 1r. Approves and authorizes Chairman to sign Bioterrorism funding grant agreement with the California Department of Health Services (Contract No. 2004-380), revenue in the maximum amount of \$125,189 payable by the State.
- 1s. Approves and authorizes the release of payment for fixed assets for the Trinity County Women, Infants and Children (WIC) Unit of Health and Human Services as payment for equipment and software for upgrading the County wireless system and other associated costs for transition to TCP/IP telecommunications

connection. Funding from an increase in the 03/04 WIC budget in the amount of \$51,415.

PERSONNEL C 04 2

- 1u. Approves and authorizes Chairman to sign Policy No. 2004-02 on Testing for Alcohol Misuse and Controlled Substances Use.

PLANNING/NATURAL RESOURCES C 04 24 & C 04 24 nr

- 1v. Waives reading and directs the Clerk to let the record show that an ordinance amending Trinity County Zoning Ordinance Amendment No. 315-660, to correct the legal description for APN: 024-200-15 located in the Musser Hill area of Weaverville, is introduced. (Sierra Pacific Industries, P-96-15).
- 1w. Approves and authorizes Chairman to sign Memorandum of Understanding to provide Trinity County Resource Conservation District with \$100,190 (Contract No. 2004-381), which is fully reimbursable by Cooperative Agreement No. 03FH202035 with the U.S. Bureau of Reclamation, for Grass Valley Creek Revegetation and Union Gulch Fish Passage. No Fiscal Impact.

TRANSPORTATION C 04 27

- 1x. Approves and authorizes the Director of Transportation to exercise the option to purchase the CAT 420 Loader/Backhoe presently leased from Peterson Tractor Co. prior to the adoption of the final 04/05 budget. Cost is \$65,555.12 of Road Funds.
- 1y. Approves and authorizes Chairman to sign Personal Services Agreement with Thunder Mountain Enterprises, Inc. (Contract No. 2004-384), in the amount of \$77,000, for storm damage repair work on Hawkins Bar Road #456.
- 1z. Approves and authorizes Chairman to sign Personal Services Contract with Blackburn Consulting, Inc., Auburn, CA (Contract No. 2004-383), in the amount of \$28,584.00 to conduct geotechnical investigations (drillings) and prepare a report of findings and recommendations for repairs to the road slipout on Southfork Road in Hyampom.

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

BOARD CONSENT

1d. On motion of Supervisor Miller, seconded by Supervisor Modine, approves and authorizes the Chairman to sign the following Grand Jury Responses:

- Judicial Committee Final Report – Review of Public Defenders: Supervisor Freeman
- Judicial Committee Final Report – Trinity County Juvenile Detention Facility: Supervisor Miller
- Health and Human Services Committee Final Report – Behavioral Health Department: Supervisor Modine
- Development and Environmental Committee Final Report – Department of Transportation: Supervisor Modine

Supervisor Chambers – Abstains. C 04 8 gj rpts

AUDITOR C 04 6

1f. On motion of Supervisor Miller, seconded by Supervisor Modine and carried, ratifies Auditor's decision to authorize expenditure of \$6,500 to repair the air van used to refill oxygen tanks for the local fire districts.

COUNTY CLERK/RECORDER C 04 11

1i. On motion of Supervisor Miller, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign letter to the Governor in support of Assembly Bill 578, regarding Electronic Recording.

GENERAL SERVICES C 04 18

1l. On motion of Supervisor Miller, seconded by Supervisor Chambers, approves and authorizes Chairman to sign Resolution No. 2004-075, adopting the 04/05 Solid Waste Delinquent Fee List. Approves with the following vote polled: Supervisors Chambers, Miller, Modine and Freeman – Aye.

GRANTS C 04 19 title III

1o. On motion of Supervisor Miller, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign Amendment No. 2 to the agreement with Trinity County Fire

Chief's Association (Contract No. 2004-351), extending the expiration of the contract to December 30, 2004, for the purchase of wild land fire gear with Title III funds for the volunteer fire departments. No Impact to General Fund. Comments received from Pat Mortensen, Grants Coordinator.

- 1p. On motion of Supervisor Miller, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign Amendment No. 1 to the agreement with the Downriver Volunteer Fire Company, Inc. (Contract No. 2004-379), changing the term of the Title III contract to allow for the purchase of 2 5,000 gallon tanks instead of 1 10,000 gallon tank. No Impact to General Fund.

HEALTH AND HUMAN SERVICES C 04 20

- 1t. On motion of Supervisor Miller, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign Amendment No. 2 to the Contract with Trinity Professional Pharmacy (Contract No. 2004-365), increasing the maximum cost to county from \$60,000 to \$85,000 per fiscal year. Comments received from Ed Bates of Weaverville.

TRANSPORTATION C 04 27

- 1aa. On motion of Supervisor Miller, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign Contract 04-FISH-1 with R. Brown Construction (Contract No. 2004-382), in the amount of \$341,155.35, for a fish barrier removal project on Evans Bar Road and Dutch Creek Road. Comments received from Carl Bonomini, Transportation Director and Ed Bates, Weaverville.

2. COUNTY MATTERS

- 2a. On motion of Supervisor Miller, seconded by Supervisor Chambers, approves and authorizes Chairman to sign Resolution No. 2004-077, regarding Workforce Development Month, as submitted by Joblink/Trinity Occupational Training, Inc. Approves with the following vote polled: Supervisors Chambers, Miller, Modine and Freeman – Aye. **AG 04 tot**
- 2b. On motion of Supervisor Miller, seconded by Supervisor Modine and carried, denies request from Dana Ryan to refund \$655 in use permit application fees paid to Planning Department. Comments received from Dana Ryan, Weaverville and John Jelichich, Planning Director. **C 04 24**

3. COUNTY AUDITOR/CONTROLLER

- 3a. Brian Muir, County Auditor/Controller reports on agenda meeting.
- 3b. No report on other matters of interest to the Board.
- 3c. Brian Muir, County Auditor/Controller discloses the cost of 2 year additional service credit (Golden Handshake) for Safety Employees.
- 3d. On motion of Supervisor Modine, seconded by Supervisor Chambers and carried, agrees to initiate recruitment for a County Administrative Officer/Personnel Director/Labor Negotiator. Cost for FY 04/05 is \$67,272 and FY 05/06 is \$103,398. Comments received from Carol Fall, Grand Jury. **C 04 2 prs**
- 3e. On motion of Supervisor Miller, seconded by Supervisor Chambers and carried, authorizes hiring Ken Moore as a Buildings and Grounds Maintenance Worker I, effective September 6, 2004. Approximate cost in salary and benefits for this fiscal year is \$31,567. Comments received from John Whitaker, General Services Director. **C 04 2 prs**
- 3f. On motion of Supervisor Chambers, seconded by Supervisor Modine and carried, changes allocation of 5 Deputy Probation Officer I, II, III to 6 Deputy Probation Officer I, II, III and changes allocation of 11 Juvenile Counselor I or II to 12 Juvenile Counselor I or II, and directs that said change be made to the Salary Schedule Allocation List of Alphabetical Positions, effective September 1, 2004. Approximate cost in salary and benefits for two Juvenile Counselors, for this fiscal year is \$63,038. Comments received from Terry Lee, Chief Probation Officer. **C 04 2 prs**
- 3g. On motion of Supervisor Miller, seconded by Supervisor Chambers and carried, authorizes hiring Patsy Medin as an extra help Animal Care Attendant at Range G139C, effective August 18, 2004. Approximate cost would be \$6,000. Comments received from Lorrac Craig, Sheriff. **C 04 2 prs**

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

- 4a. Reports from Department Heads: John Whitaker, General Services Director.

- 4c. No report received from County Counsel.
- 4b. Report from Members of the Board: Supervisors Miller, Modine, Freeman; and
 - Supervisor Bill Chambers, along with John Hall of Trinity County Life Support presents a PowerPoint presentation from the Healthcare Alternatives Committee.
 - Kathy Larson of Southern Trinity Health Services to appear regarding Hospital Alternatives. (Moved to the afternoon session).

5. PROPOSALS FOR TITLE III FUNDS “SECURE RURAL SCHOOLS AND COMMUNITY SELF-DETERMINATION ACT OF 2000”. C 04 19 title III

The following proposals have been considered by the Board of Supervisors and have been given a 45 day comment period prior to consideration of approval, pursuant to Title III Secure Rural Schools and Community Self-Determination Act of 2000:

- 5a. On motion of Supervisor Miller, seconded by Supervisor Chambers and carried, denies proposal from Trinity County Volunteer Search and Rescue, in the amount of \$15,000, to purchase a used 4x4 Unimog and \$5,000 for outfitting it with decals, radio, emergency lighting and tow package. Total cost \$20,000. Comments received from Ray Hurlburt, Manager, Search and Rescue and Dero Forslund, County Clerk/Recorder.
- 5b. On motion of Supervisor Miller, seconded by Supervisor Chambers and carried, approves a portion of proposal from Barker Valley Volunteer Fire Company (Contract No. 2004-386), in the amount of \$4,350 for repairs to existing equipment and denies remainder of proposal for \$9,350 for the purchase of new equipment.
- 5c. On motion of Supervisor Miller, seconded by Supervisor Chambers and carried, denies proposal from Post Mountain Volunteer Fire Department, in the amount of \$10,000, to purchase new equipment to replace current outdated stock.
- 5d. On motion of Supervisor Miller, seconded by Supervisor Chambers and carried, approves proposal from Coffee Creek Voluntary Fire Company (Contract No. 2004-385), in the amount

of \$7,987, to install an 80-foot communication antenna tower structure, antennas and accessories. Comments received from John Warren, CCVFC.

- 5e. On motion of Supervisor Miller, seconded by Supervisor Chambers and carried, approves proposal from Junction City Fire Protection District (Contract No. 2004-387), in the amount of \$6,768, to purchase three self contained breathing apparatus, two face masks and three spare air tanks.

PUBLIC COMMENT

Comments received from Richard Bryan, Ed Bates, Carol Fall and Dixie Capelli.

10:45 PM
1:30 PM

RECESSES
RECONVENES

6. PUBLIC HEARINGS

- 6a. **OPENS PUBLIC HEARING:** To consider Resolution to change the name of the following County roads in Hayfork: #HF27, Bridge Road to Oak Avenue #HF27, the westerly portion of Oak Avenue, #HF07 to West Oak Avenue #HF07, and the portion of Oak Avenue #HF07 north of Highway 3 to North Oak Avenue #HF04.

Staff report received from Carl Bonomini, Transportation Director.

CLOSES PUBLIC HEARING

On motion of Supervisor Modine, seconded by Supervisor Chambers, approve and authorize Chairman to sign Resolution No. 2004-078, to change the name of the following County roads in Hayfork: #HF27, Bridge Road to Oak Avenue #HF27, the westerly portion of Oak Avenue, #HF07 to West Oak Avenue #HF07, and the portion of Oak Avenue #HF07 north of Highway 3 to North Oak Avenue #HF04. Approves with the following vote polled: Supervisors Chambers, Modine, Miller and Freeman – Aye.

- 6b. **OPENS PUBLIC HEARING:** To consider a Resolution with conditions approving a Vesting Tentative Subdivision Map to create 14 parcels from APN 024-700-12, with phasing of the final map, a subdivision modification to road standards and allowance

for substandard size parcels as allowed by Ordinance 315, Section 30.3. Applicant: F&B Zabel (P-04-16).

Staff report received from John Jelichich, Planning Director.

CLOSES PUBLIC HEARING

On motion of Supervisor Modine, seconded by Supervisor Miller, approves and authorizes Chairman to sign Resolution No. 2004-079, with conditions approving a Vesting Tentative Subdivision Map to create 14 parcels from APN 024-700-12, with phasing of the final map, a subdivision modification to road standards and allowance for substandard size parcels as allowed by Ordinance 315, Section 30.3. Applicant: F&B Zabel (P-04-16). Approves with the following vote polled: Supervisors Miller, Modine, Miller and Freeman – Aye.

- 6c. **OPENS PUBLIC HEARING:** To consider introduction of an Ordinance amending Trinity County zoning Ordinance #315, rezoning APN 007-740-35 from Unclassified to Rural Residential 2 1/2 – acre minimum, located on a private road, just north and off of Carrville Loop Road. (Applicant: D. McLafferty, P-04-24).

CLOSES PUBLIC HEARING

On motion of Supervisor Chambers, seconded by Supervisor Miller, waives reading and directs the Clerk to let the record show that an Ordinance, amending Trinity County zoning Ordinance #315, rezoning APN 007-740-35 from Unclassified to Rural Residential 2 1/2 – acre minimum, located on a private road, just north and off of Carrville Loop Road (Applicant: D. McLafferty, P-04-24), is introduced with the following vote polled: Supervisors Miller, Chambers, Modine and Freeman – Aye.

PRESENTATION REGARDING HEALTHCARE OPTIONS CONTINUES FROM THE MORNING SESSION...

Kathy Larson of Southern Trinity Health Services appears and discusses Hospital Alternatives and Healthcare Options for Trinity County. Comments received from Carol Fall, Covington Mill.

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

2:00 PM 7. HOSPITAL

ADMINISTRATION

7a. Administrative Report – Larry McDonough

- Critical Access Hospital Designation
- Hospital Accounting
- Hospital Staffing
- Public Utilities District

Comments received from Kathy Larson of Southern Trinity Health Services.

7b. On motion of Supervisor Miller, seconded by Supervisor Chambers, approves report of Finance Committee: Financial Report for June.

7c. No Medical Staff Report received.

7d. On motion Supervisor Miller, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign Standards and Policies as submitted by Trinity Hospital.

7e. On motion of Supervisor Miller, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign Standard Manuals as submitted by Trinity Hospital.

7f. On motion of Supervisor Miller, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign Trinity Hospital Organizational Chart.

CONTRACTS

7g. On motion of Supervisor Chambers, seconded by Supervisor Modine and carried, approves and authorizes Chairman to sign Operational Agreement with Human Response Network (Contract No. 2004-388), for the implementation of domestic violence and/or sexual assault programs. No Fiscal Impact.

7h. On motion of Supervisor Miller, seconded by Supervisor Modine and carried, approves and authorizes Chairman to sign Amendment No. 2 to the contract with Clark, Koortbojian & Associates, Inc. (Contract No. 2004-389), to correct firm's name change, add additional services, extend the term through to September 2, 2004 and increase the maximum cost to County by \$55,000.

- 7i. On motion of Supervisor Chambers, seconded by Supervisor Miller and carried, approves and authorizes Chairman to sign Amendment No. 1 and Addendum to the Agreement with Pharmacy Healthcare Solutions, Ltd, dba Advocate Rx Solutions (Contract No. 2004-391), for pharmacy services to extend term for one year and increase maximum cost to County by \$160,000. The effect of the contract is to reduce the monthly cost by \$8,000.
- 7j. On motion of Supervisor Miller, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign Agreement and Addendum with Arcadia Health Services, Inc. dba Bestaff Arcadia, Inc. (Contract No. 2004-392), for temporary nurse staffing in the amount of \$30,000.
- 7k. On motion of Supervisor Miller, seconded by Supervisor Modine and carried, approves and authorizes Chairman to sign renewal Agreement and Addendum with Aureas Radiology, LLC (Contract No. 2004-390), for temporary laboratory staffing services in the amount of \$70,000.
- 7l. On motion of Supervisor Chambers, seconded by Supervisor Miller and carried, approves and authorizes Chairman to sign Amendment No. 6 to the temporary staffing contract with Arcadia Services, Inc. (Contract No. 2004-393), to extend the term and increase the maximum cost to County by \$15,000.
- 7m. On motion of Supervisor Miller, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign the Memorandum of Understanding with the California Health Collaborative to implement the Cancer Registry (Contract No. 2004-394), cost in the amount of \$1,000.
- 7n. On motion of Supervisor Modine, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign Amendment No. 3 to the contract with Guthrie's Medical Transcription Services (Contract No. 2004-395), to extend the term and increasing the cost to County from \$100,000 to \$160,000.
- 7o. On motion of Supervisor Miller, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign Agreement and Addendum with HFS Consultants, Inc. (Contract No. 2004-396), for reimbursement consulting services, in the amount of \$14,500.

- 7p. **Pulled:** Approve and authorize Chairman to sign Amendment No. 3 to the Contract with Outcome Concepts, Inc. for reporting software services to extend the term of the Contract. No Fiscal Impact.
- 7q. On motion of Supervisor Miller, seconded by Supervisor Chambers and carried, approves and authorizes Chairman to sign Addendum to Quote/Service Agreement with Datex-Ohmeda (Contract No. 2004-402), for service of hospital equipment, in the amount of \$2,776.24.
- 7r. On motion of Supervisor Chambers, seconded by Supervisor Miller and carried, approves and authorizes Chairman to sign Agreement with Catholic Healthcare West dba Mercy Medical Center (Contract No. 2004-397), Redding for dietary consultant and dietary education services, in the amount of \$23,400, for a two-year term from January 1, 2004 – December 31, 2005.

Comments received from Larry McDonough, Hospital Administrator, on all Trinity Hospital Items.

PUBLIC COMMENT

Comments received from Dixie Capelli.

MEET IN CLOSED SESSION

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

ADJOURN CLOSED SESSION; RECONVENE TO OPEN SESSION

3:20 PM

8. CHAIRMAN REPORTS ON HOSPITAL CLOSED SESSION:

- A. Approves Staff Privileges as follows:

(a) Initial Medical Staff Appointment

James Davey, MD

(b) Reappointment

Phil Jones, CRNA
Randall Meredith, MD
Steven Segerstrom, MD
Frederic DePicciotto, MD
Rockne Brookshier, DDS

(c) Dr. Edward Dolci, MD – One-week extension to submit reappointment.

(d) Robert Michaud, MD – Termination of Privileges.

B. Heard Report of Quality Assurance Committee.

**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.) Worker's Compensation Claim.

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

- Claim filed by Roger Sherwood

ADJOURN CLOSED SESSION; RECONVENE TO OPEN SESSION

9. CHAIRMAN REPORTS ON CLOSED SESSION:

C. Workers Compensation Claim - Discusses settlement offer.

D. Denies claim filed by Roger Sherwood.

3:28 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