

## MEETING MINUTES

2015-10-06

Chairman

Supervisor Judy Morris - District 2

Vice Chairman

Supervisor Karl Fisher - District 3

Supervisor Keith Groves - District 1

Supervisor Bill Burton - District 4

Supervisor John Fenley - District 5

Wendy Tyler - County Administrative Officer/Clerk of the Board

Margaret Long - County Counsel

Suzie White - Administrative Coordinator

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Meeting called to order in open session at 9:00 AM.

Pledge of Allegiance - Supervisor Morris

Public Comment - None

### Presentations

#### Clerk of the Board

**1.01** Received an update from Mad River Ranger District Ranger Dan Dills on the Mad River Fire.

**1.02** Received a Presley Fund report from Alsah Bundi and adopted Resolution No. 2015-097 proclaiming October 2015 as Domestic Violence Awareness Month.

**Motion:** Fisher      **Second:** Groves      **Vote:** Groves, Fisher, Burton, Fenley and Morris - AYE

#### Transportation

**1.03** Adopted Resolution No. 2015-096 of appreciation recognizing Senior Traffic Aide Andy Moodie upon his retirement from Trinity County.

Received comments from Director of Transportation Rick Tippett.

**Motion:** Groves      **Second:** Fisher      **Vote:** Fisher, Groves, Burton, Fenley and Morris - AYE

### Consent

#### Auditor/Controller

## **Auditor/Controller**

**2.01** Adopted Resolution No. 2015-098 which establishes the 2015/16 tax rates for the secured roll.

**Motion:** Fisher      **Second:** Fenley      **Carried** Vote: Fenley, Fisher, Groves, Burton and Morris - AYE

## **Behavioral Health Services**

**2.02** Approved amendment no. 2 to the agreement with Willow Glen Care Center (Co. Contract No. 14-141) to update the language in Section XXI - Compliance with Applicable Laws for long-term residential care.

**Motion:** Fisher      **Second:** Fenley      **Carried** Vote: Fenley, Fisher, Groves, Burton and Morris - AYE

**2.03** Approved amendment no. 2 to the agreement with Willow Glen Care Center (Co. Contract No. 14-142) adding a maximum cost of \$279,130 for FY 15/16 and adding and updated Exhibit B to operate the adult living facility (Alpine House) in Weaverville, CA.

**Motion:** Fisher      **Second:** Fenley      **Carried** Vote: Fenley, Fisher, Groves, Burton and Morris - AYE

## **Board of Supervisors**

**2.04** Authorized the Chairman to sign a letter to Shasta-Trinity National Forest Supervisor Dave Myers and Six Rivers National Forest Supervisor Merv George supporting the Fire Kill to Fuel Break Project.

Received comments from Tom Waltz.

**Motion:** Fisher      **Second:** Fenley      **Carried** Vote: 5-0

**2.05** Authorized the Chairman to sign a letter to USDA NRCS Office Chief Jason Weller and USDA Forest Service Chief Thomas Tidwell supporting the Two Chiefs' Joint Landscape Restoration Partnership Proposal.

Received comments from Nick Goulette of the Watershed Research and Training Center and Mad River District Ranger Dan Dills.

**Motion:** Fisher      **Second:** Burton      **Carried** Vote: 5-0

**2.06** Directed staff to place a presentation on Measure W, 5% Increase in TOT on the October 20, 2015 agenda.  
Motion: Groves      Second: Burton      Carried      Vote: 5-0

Ratified the Chairman's signature on rebuttal argument in favor of Measure W, 5% Increase in TOT.

**Motion:** Groves      **Second:** Fisher      **Carried** Vote: 5-0

## **Building & Development**

## **Building & Development**

- 2.07** Discussed potential modifications to existing or development of new water policies in relationship to the General Plan, Subdivision Ordinance and Zoning Ordinance as a result of the Trinity County Water Resources Planning Proposal to Supplement the North Coast Integrated Regional Water Management Plan.

Received comments from Planning Director Rick Tippet, Mark Lancaster of the Northwest CA RC & D Council, County Administrative Officer Wendy Tyler and County Counsel Margaret Long.

Motion by Supervisor Burton, second by Supervisor Fisher to direct the Planning Director to work with the Northwest CA Resource Conservation and Development Council and Planning Commission concerning potential modifications to existing or development of new water policies in relationship to the General Plan, Subdivision Ordinance and Zoning Ordinance as a result of the Trinity County Water Resources Planning Proposal to Supplement the North Coast Integrated Regional Water Management Plan failed due to passing of substitute motion.

Directed staff to have the Northwest CA Resource Conservation and Development Council present the Trinity County Water Resources Planning Proposal to Supplement the North Coast Integrated Regional Water Management Plan findings to the Planning Commission and ask the Planning Commission to develop a plan and process for looking at potential water policy changes and bring that plan back to the Board.

**Motion:** Groves      **Second:** Fisher      **Carried** Vote: 3-2  
Burton and Fenley - NO

## **Clerk of the Board**

- 2.08** Acknowledged receipt of a Hazardous Materials Incident Report regarding a diesel fuel spillage on State Route 36, 2.0 miles East of State Route 3, due to an overturned trailer.

**Motion:** Fisher      **Second:** Fenley      Vote: Fenley, Fisher, Groves, Burton and Morris - AYE

- 2.09** Adopted Resolution No. 2015-099 confirming the continuance of a Local Emergency due to drought conditions.

**Motion:** Fisher      **Second:** Fenley      Vote: Fenley, Fisher, Groves, Burton and Morris - AYE

- 2.10** Adopted Resolution No. 2015-100 confirming the continuance of a Local Health Emergency due to hazardous unhealthy debris and air quality concerns in Trinity County.

**Motion:** Fisher      **Second:** Fenley      Vote: Fenley, Fisher, Groves, Burton and Morris - AYE

- 2.11** Approved Budget Hearing minutes of September 2 & 3, 2015 and regular meeting minutes of September 15, 2015, as submitted by the Clerk.

**Motion:** Fisher      **Second:** Fenley      Vote: Fenley, Fisher, Groves, Burton and Morris - AYE

## **District Attorney**

- 2.12** Adopted Resolution No. 2015-101 authorizing the District Attorney's Office Business Manager to submit an application for Victim Witness Assistance Program funding in the amount of \$100,373 to the California Office of Emergency Services and authorizes the Business Manager to sign the Grant Award agreement including any extensions or amendments thereof.

**Motion:** Fisher      **Second:** Fenley      Vote: Fenley, Fisher, Groves, Burton and Morris - AYE

## **General Services**

- 2.13** Adopted Resolution No. 2015-102 which removes from the Motor Pool Capital Asset Inventory Departmental Listing: Asset ID 12787, a 2000 Subaru (JF1GC4351YG505610).

**Motion:** Fisher      **Second:** Fenley      Vote: Fenley, Fisher, Groves, Burton and Morris - AYE

## General Services

**2.14** Approved the early termination of the lease with Weaverville Parent Nursery School (WPNS) for space at Lowden Park.

**Motion:** Fisher      **Second:** Fenley      **Vote:** Fenley, Fisher, Groves, Burton and Morris - AYE

## Grants

**2.15** Approved a budget adjustment in the Disaster Recovery Initiative Department (Dept. 2159) increasing Salaries and Benefits and decreasing Services and Supplies by \$44,799.

**Motion:** Fisher      **Second:** Fenley      **Vote:** Fenley, Fisher, Groves, Burton and Morris - AYE

## Health & Human Services

**2.16** Approved amendment no.1 to the agreement with SMART Business Resource Center extending the term to June 30, 2016 and changing the maximum cost from \$24,900 annually to \$30,000 over the term of the agreement for Job Search and Job Readiness Services and authorized the County Administrative Officer to sign the amendment.

**Motion:** Fisher      **Second:** Fenley      **Vote:** Fenley, Fisher, Groves, Burton and Morris - AYE

## Probation/Collections

**2.17** Approved a budget adjustment in the American Recovery Act Department (Dept. 2420) increasing Transfers Out by \$5,344; approved a budget adjustment in the Contributions to Other Funds Department (Dept. 1990) increasing Transfer In by \$5,332; and approved a budget adjustment in the Probation Department (Dept. 2400) increasing Transfers In by \$12.

**Motion:** Fisher      **Second:** Fenley      **Vote:** Fenley, Fisher, Groves, Burton and Morris - AYE

**2.18** Approved a budget adjustment in the Probation Department (Dept. 2400) increasing revenue and Salaries by \$30,750.

**Motion:** Fisher      **Second:** Fenley      **Vote:** Fenley, Fisher, Groves, Burton and Morris - AYE

## Sheriff

**2.19** Approved a budget adjustment in Local Law Enforcement Services Realignment (Dept. 8561) increasing revenues and Transfers Out by \$18,000.

**Motion:** Fisher      **Second:** Fenley      **Vote:** Fenley, Fisher, Groves, Burton and Morris - AYE

## Solid Waste

**2.20** Approved an agreement with Peterson Tractor Company to provide lubrication services to Solid Waste heavy equipment for a period of three years.

**Motion:** Fisher      **Second:** Fenley      **Vote:** Fenley, Fisher, Groves, Burton and Morris - AYE

## Transportation

**2.21** Approved an agreement with Velocity Communications, Inc., for relocation of utilities adjacent to the Lance Gulch Road project.

**Motion:** Fisher      **Second:** Fenley      **Vote:** Fenley, Fisher, Groves, Burton and Morris - AYE

**2.22** Approved an agreement with the Watershed Research and Training Center to support the Trinity County Department of Transportation in preparing a Maintenance Level 3 OHV Classification Assessment in an amount not to exceed \$14,310.

**Motion:** Fisher      **Second:** Fenley      **Vote:** Fenley, Fisher, Groves, Burton and Morris - AYE

## Reports/Announcements

### Reports/Announcements

- 3.01** I. Received a report from Director of Transportation Rick Tippett.  
A. Received a Code Enforcement update from Planning Director Rick Tippett, County Counsel Margaret Long and County Administrative Officer Wendy Tyler.
- II. Received a report from County Administrative Officer Wendy Tyler.
- III. Received reports from Members of the Board of Supervisors.

## Transportation Commission

### RECESSED AS THE BOARD OF SUPERVISORS AND CONVENED AS THE TRANSPORTATION COMMISSION

### Transportation Commission

- 4.01** Received a update from the Executive Secretary Rick Tippett regarding the Trinity County Regional Transportation Plan update.

### ADJOURNED AS THE TRANSPORTATION COMMISSION AND RECONVENED AS THE BOARD OF SUPERVISORS

## County Matters

### Board of Supervisors

- 5.01** Received a report from Medical Marijuana Track State Legislation Ad Hoc Committee.  
Received comments from County Administrative Officer Wendy Tyler.

### General Services

- 5.02** Approved the VFW Post 7705's request to place a monument honoring all veterans who served in the armed forces at the Veterans' Memorial Hall, in Weaverville, CA.  
Received comments from County Administrative Officer Wendy Tyler and VFW Post 7705 Representative Bruce Black.
- Motion:** Groves      **Second:** Burton      **Carried** Vote: 5-0

## Closed Session

### County Administrative Officer

- 6.01** Government Code 54954.5(d) - Conference with Legal Counsel - Liability Claims  
No. of Cases: One  
Claimant: Liberty Mutual a/s/o Sonoma Soil Builders (Claim No. TRN14-008)  
Agency Claimed Against: Trinity County  
Rejected Claim.
- Motion:** Fenley      **Second:** Fisher      **Carried** Vote: 5-0

### County Counsel

## **County Counsel**

### **6.02** Government Code Section 54954.5(e) - Public Employee Evaluation: County Administrative Officer

Evaluation was held.

## **Transportation**

### **6.03** Government Code Section 54954.5(b) - Conference with Real Property Negotiators APNs: 002-100-71, 002-100-72, 024-210-03, 024-210-06, 002-100-02 Agency Negotiators: Rick Tippett, Margaret Long and Martin Appraisals and Acquisition Negotiating parties: James and Diane Borruso, Ronald and B.J. Yingling and Bertram Rudolph Under Negotiation: Price, terms and payment

Received comments from John Hamilton.

Direction was given to staff.

**Subsequent**

**County Counsel**

- 1 Move to discuss and/or take action to conference with legal counsel during closed session regarding the initiation of litigation, and find that the need to take immediate action came to the attention of the Board subsequent to the agenda being posted. The urgency is that the Board needs to give direction prior to their next board meeting.

Motion: Fenley      Second: Fisher      Carried      Vote: 5-0

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HEARD DURING CLOSED SESSION

Government Code Section 54954.5(c) - Conference with Legal Counsel - Initiation of Litigation  
No. of Cases: One

Direction was given to staff.

**ADJOURN**

**TRINITY COUNTY BOARD OF SUPERVISORS**

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JUDY MORRIS, CHAIRMAN  
Board of Supervisors, County of  
Trinity, State of California

Attest:

WENDY G. TYLER  
Clerk of the Board of Supervisors

By: \_\_\_\_\_  
Deputy