

**TRINITY COUNTY
BOARD OF SUPERVISORS**
Trinity County Library
Conference Room
Weaverville, CA

MEETING MINUTES

AUGUST 21, 2007

9:00 AM

Chairman

Supervisor Jeff Morris - District 2

Vice-Chairman

Supervisor Roger Jaegel - District 3

Supervisor Judy Pflueger - District 1
Supervisor Howard Freeman - District 4
Supervisor Wendy Reiss - District 5

Larry Layton - County Administrative Officer
Jeanette Palla - County Counsel
Wendy Tyler – Clerk of the Board/Administrative Analyst
Kelly Frost - Deputy Clerk of the Board

Note: Board meetings are televised on cable channel 22 and taped for re-broadcast on cable channel 22. Copies of DVD's are available at the Trinity County Library.

**CALL MEETING TO ORDER IN OPEN SESSION
PLEDGE OF ALLEGIANCE
ANNOUNCEMENTS**

1. CONSENT AGENDA

On motion of Supervisor Freeman, seconded by Supervisor Reiss and on the following vote to-wit;

Supervisors Reiss, Freeman, Pflueger, Jaegel and Morris – Aye.

Approves the Consent Agenda, with the exception of 1.01, 1.04 and 1.07, which were pulled and considered separately.

AUDITOR/CONTROLLER

1.02 Approves and establishes two funds for depositing allocations and recording expenses associated with the Mental Health Service Act; pursuant to Welfare & Institution Code 5892.

Fund # 570 - Mental Health Service Act - Community Systems & Support

Fund # 577 - Mental Health Service Act - One Time Funding

No Fiscal Impact

- 1.03 Approves and establishes Trinity County's Appropriation (GANN) Limit (Resolution No. 2007-85) for fiscal year 2006/07.

BEHAVIORAL HEALTH SERVICES

- 1.05 Approves Agreement No. 07-250, with the State of California Department of Mental Health, to provide mental health services to residents of Trinity County with significant levels of unmet needs. Services to be provided to those who do and do not currently have Medi-CAL.

Funds in Current Budget: \$777,790

BOARD OF SUPERVISORS

- 1.06 Authorizes the Chairman of the Board to sign letter to the California State Board of Pharmacy confirming that Mountain Communities Healthcare District is government owned.

BUILDING AND DEVELOPMENT

- 1.08 Declares one County motor pool vehicle as surplus and authorize sale due to condition of vehicle (VIN No. 1FMDU34X1NU894810).

CLERK OF THE BOARD

- 1.09 Approves and authorizes Chairman to sign letter in support of the Human Response Network obtaining an encroachment permit from the State of California Department of Transportation to conduct the following:

1. Domestic Violence Awareness Candlelight Walk on October 11, 2007
 2. Tie purple ribbons on trees lining Main Street, Weaverville for the month of October to draw attention to the issue.
 3. Hang a Domestic Violence Awareness Banner over Highway 299 in Weaverville the week of October 1, 2007.
 4. Hang a Domestic Violence awareness Banner over State Route 3 in Hayfork dates to be determined.
- 1.10 Adopts Resolution No. 2007-84, in support of the Hayfork Elementary School Halloween Parade.
- 1.11 Approves meeting minutes of August 7, 2007, as submitted by Clerk.
- 1.12 Approves special meeting minutes of August 10, 2007, as submitted by Clerk.

PLANNING/NATURAL RESOURCES

- 1.13 Approves Amendment No. 07-055.1, to the Memorandum of Understanding with the Trinity Resource Conservation District for GIS services.

Budgetary Saving: \$20,000

TRANSPORTATION

- 1.14 Accepts the work performed by Shasta Constructors, Inc. of Redding, CA on Contract 06-BRIDGE-130/225, and authorize the Director of Transportation to sign and record the Notice of Completion on said Contract.

No Fiscal Impact

THE FOLLOWING ITEMS WERE PULLED FROM THE CONSENT AGENDA AND CONSIDERED SEPARATELY

AGRICULTURE/SOLID WASTE

- 1.01 On motion of Supervisor Jaegel, seconded by Supervisor Freeman and on the following vote to –wit;

Supervisors Freeman, Jaegel, Reiss and Pflueger – Aye.
Supervisor Morris – No.

Approves Amendment No. 05-295.1, with Lawrence and Associates to increase the contract amount by \$16,283, making the maximum amount of contract \$154,556.38, to perform groundwater, leachate, storm-water, and landfill gas monitoring and report results for 2007 and first-half 2008.

Funds in Current Budget: \$16,283

BEHAVIORAL HEALTH SERVICES

- 1.04 On motion of Supervisor Reiss, seconded by Supervisor Pflueger and carried;

Approves Contract No. 07-247, with Sequoia Psychiatric Center to provide inpatient, involuntary and voluntary acute care services to Medi-Cal beneficiaries of Trinity County.

Fund in Current Budget: \$65,000

BUILDING AND DEVELOPMENT

- 1.07 On motion of Supervisor Freeman, seconded by Supervisor Pflueger and carried;

Approves hangar lease Agreement No. 07-248, with Dennis and Donna Harman for Hangar C at Weaverville Lonnie Pool Airport, with corrections and authorizes Director of Building and Development Services to sign agreement.

No Fiscal Impact

2. PRESENTATIONS

- 2.01 Carol Spring, Ginger Lynch and Linda Morecraft appear and present information to the Board about the workshops provided by JobLink.

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

3. TRANSPORTATION COMMISSION

- 3.01 Presentation was held by Clint Burkenpas, Caltrans Project Manager, regarding the status of the Regional Improvement Program (RIP) funded projects on the State highway system in Trinity County.

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

REPORTS

- I. Report from County Administrative Officer – Larry Layton
- II. Report on Hospital Transfer – Larry Layton
- III. Report from County Counsel – Jeanette Palla
- IV. Report from Department Heads – David Nelson, Auditor/Controller
- V. Reports from members of the Board of Supervisors: Jaegel, Pflueger, Freeman, Reiss and Morris.
- VI. Report on Affordable Housing – No report.

4. MEETS IN CLOSED SESSION

12:30 PM RECESSES
1:30 PM RECONVENES

4. REPORT ON CLOSED SESSION, cont...

- 4.01 On motion of Supervisor Freeman, seconded by Supervisor Pflueger and carried;

Authorized settlement offer.

Gov't Code sections 54954.5(d) and 54956.9(a). Liability Claims and/or Existing Litigation

Claimant: Patrick McCain (Claim No. 2006045574)
Agency Claimed Against: Trinity County

David Nelson, Auditor/Controller - Present

- 4.02 On motion of Supervisor Freeman, seconded by Supervisor Reiss and carried;

Determines Martin Nawrock is disabled.

Gov't Code Section 54954.5. Determination of Disability
One Case

Claimant: Martin Nawrock

David Nelson, Auditor/Controller - Present

- 4.03 Gov't Code section 54954.5(e). Public Employee Appointment or Employment
Title: County Counsel

No action taken by the Board.

David Nelson, Auditor/Controller - Present

- 4.04 Gov't Code section 54954.5(e). Public Employee Appointment or Employment
Title: County Administrative Officer

Appoints the Board as committee to commence nationwide recruitment for a new CAO and appoints Dero Forslund, County Clerk, as interim CAO upon Mr. Layton's retirement.

PUBLIC COMMENT

Comments received from Charlie Capelli, Junction City.

5. PUBLIC HEARINGS

AGRICULTURE/SOLID WASTE

- 5.01 Chairman opens public hearing:

Staff report from Mark Lockhart, Agriculture/Solid Waste Director.

Comments received from Charlie Capelli, Junction City.

Chairman closes public hearing.

On motion of Supervisor Reiss, seconded by Supervisor Freeman and on the following vote to-wit;

Supervisors Freeman, Reiss, Pflueger, Jaegel and Morris – Aye.

Adopts Resolution No. 2007-83, for 2007 2008 delinquent list regarding solid waste disposal fee.

PLANNING/NATURAL RESOURCES

- 5.02 Chairman opens public hearing:

Staff report from Susan Price, Planning Director and Jeannie Bonomini, Senior Planner.

Comments received from Susan Hinz, Mathew Hannum, Marge Wilson Kuhn, Irene Lumgair and Frank Worthington.

Chairman closes public hearing.

On motion of Supervisor Pflueger, seconded by Supervisor Jaegel and carried;

Denies appeal of Planning Commission decision to approve a Negative Declaration, rezone a portion of APN 15-470-12 from Rural Residential 1-acre minimum to Mobile Home Park, allow relocation of space 31 to this area, and allow an additional space (space 32). Located at 251 Riverview Road, Douglas City. Appellant: M. Wilson (Applicant: F. Worthington, P-07-25)

5.03 Chairman opens public hearing:

No comments received.

Chairman closes public hearing.

On motion of Supervisor Freeman, seconded by Supervisor Pflueger and on the following vote to-wit;

Supervisors Pflueger, Freeman, Reiss, Jaegel and Morris – Aye.

1) Adopts proposed Negative Declaration, finding that on the basis of the whole record before the Board, including the Initial Study and comments received, that there is no substantial evidence that the project will have a significant effect on the environment and that a Negative Declaration reflects the Board's independent judgment and analysis; and

2) Waives reading and directs the Clerk to let the record show that an Ordinance No. 315-761, amending Trinity County Zoning Ordinance 315, rezoning the eastern portion of APN 15-470-12 from Rural Residential one-acre minimum (RR-1) to Mobile Home Park (MHP), located at 251 Riverview Road, Douglas City, is introduced and enacted (Applicant: Worthington, P-07-25).

No Fiscal Impact

6. COUNTY MATTERS

BOARD OF SUPERVISORS

6.01 This item was approved on the consent agenda.

Authorize the Chairman of the Board to sign letter to the California State Board of Pharmacy confirming that Mountain Communities Healthcare District is government owned.

COUNTY COUNSEL

6.02 On motion of Supervisor Jaegel, seconded by Supervisor Pflueger and on the following vote to-wit;

Supervisors Pflueger, Jaegel, Reiss, Freeman and Morris – Aye.

Waives reading and directs the Clerk to let the record show that an Ordinance amending the Trinity County Zoning Ordinance by rezoning APN 024-200-15 from Timber Production Zone (TPZ) to Open Space (OS) is introduced (SPI, P-06-06).

SHERIFF

Staff report from Lorrac Craig, Sheriff.

6.03 On motion of Supervisor Reiss, seconded by Supervisor Freeman and carried;

Authorizes Sheriff to purchase a new SUV type vehicle using grant funds from the Cal-Met Program.

Budget Adjustment: \$35,000

Comments received from Carol Rogan, citizen.

SUBSEQUENT ITEM

On motion of Supervisor Jaegel, seconded by Supervisor Reiss and carried;

Agrees to hear a subsequent item on the finding that the item, Material Events Notice for Certificates of Participation Series 1997, came to the attention of the Board subsequent to the posting of the Agenda.

On motion of Supervisor Jaegel, seconded by Supervisor Pflueger and carried;

Authorizes the Chairman to sign Material Events Notice for Certificates of Participation Series 1997, with corrections.

3:30 PM ADJOURN

TRINITY COUNTY BOARD OF SUPERVISORS

JEFFREY W. MORRIS, Chairman
Board of Supervisors, County of Trinity,
State of California

Attest:

WENDY G. TYLER, Clerk of the Board
County of Trinity, State of California