

The Board of Supervisors of Modoc County met in regular session this 5th day of September, 1995. The following Supervisors are present: Ron McIntyre, Ben Zandstra, Joe Colt, Ed Carver and Nancy J. Huffman. County Clerk Maxine Madison and Director of Administrative Services Mike Maxwell also present.

Meeting called to order pursuant to law by Chairman McIntyre. Following the flag salute the invocation is offered by Supervisor Zandstra. Chairman notes the agenda was posted on August 30, 1995.

MATTERS INITIATED BY THE PUBLIC:

None.

1. DEPARTMENT HEAD REPORTS:

No reports at this time.

Director of Administrative Services Maxwell requests that an item be added to the agenda as an emergency item as it came up after posting of the agenda. He requests that item 11 b, be added as follows, Adopt Resolution for grant application in the amount of \$135,850. for boat launching facility at Fee Reservoir.

Motion by Supervisor Zandstra, seconded by Supervisor Colt and unanimously carried, to add item 11 b, Adopt Resolution for grant application in the amount of \$135,850. for boat launching facility at Fee Reservoir.

2. LAND USE COMMITTEE ITEMS:

a. CONTINUATION OF DISCUSSION/ADOPTION: KLAMATH BASIN RESTORATION PLAN.

Sean Curtis, Land Use Committee member discusses Ecosystem Restoration Plan for upper Klamath Basin and the document being adopted as a local recovery plan for Modoc County. He recommends that the plan be adopted by the board as Modoc County Recovery Plan and that Siskiyou County and Klamath County be encouraged to adopt the plan as a local recovery plan.

Motion by Supervisor Huffman, seconded by Supervisor Zandstra and unanimously carried, to adopt the Klamath Basin Restoration Plan as Modoc County Local Recovery Plan.

c. DISCUSSION/ACTION: USFWS CLEAR LAKE ENVIRONMENTAL ASSESSMENT.

Sean Curtis, Land Use Committee member present and discusses the issue. Mr. Curtis requests County Counsel write a letter to BLM advising them that the board would like to comment on the Clear Lake Environmental Assessment and at this point no information has been received. Further the letter to reiterate the comments from the December, 1994 letter that proper notice procedure was not followed and request that proper notice procedure be followed in the future.

d. EAST LASSEN UPDATE.

Discussion and update by Sean Curtis regarding participation of Fish and Game in the East Lassen Management Plan.. Meeting scheduled with Fish and Game and BLM representatives September 12, 1995.

b. DISCUSSION: "AWARENESS NOTICE".

Carolyn Carey, Land Use Committee member discusses "Awareness Notice" bringing to the attention of the public Ordinance No. 311, Land Use Ordinance. She reports that she has discussed the matter with Lois Freeman, Modoc County Title Company. Mrs. Freeman has no objection to place a notice on the Preliminary Title Report bringing Ordinance 311 to the attention of the parties. County Counsel will be requested to check into the legality of the notice.

3. UPDATE BOARD ON EMS RESPONSE TEAM: ALTURAS RURAL FIRE DEPT.

Alan Kiser updates board members on EMS Response Team. He reports that they have responded to 22 calls, eleven of them auto accidents. They have responded to 1 call in Surprise Valley, 3 or 4 in the Davis Creek area, calls in Jess Valley area, Canby and also Ravendale area. Participation in the classes has been good and he finds the program is a success.

Board members request that he schedule a time on the board agenda and report on the financing of the EMS Response Team in the future, report on the expenditures with funds budgeted for the project.

Director of Administrative Services Maxwell advises Mr. Kiser and board members that when the EMS Response Team was formed the amount of \$10,000 was budgeted as start up costs. There is a balance remaining in the fund in the amount of \$4873. that has been placed in the 1995/96 budget for the EMS Response Team.

4. DISCUSSION OF RCRC JUVENILE WARD AUTHORITY JOINT POWERS AGREEMENT/JOINT POWERS AUTHORITY.

Probation Officer Pineo discusses request from Supervisor Huffman to review the proposed JPA for the RCRC Juvenile Ward Authority. The JPA involves the operation of the Crystal Creek Boys Camp in Shasta County. He does not find the cost of the enrollment and annual fee is justified for Modoc County. He advises members that there is not sufficient justification for the expenditure to enter the JPA and recommends that a pay-as-you-go approach is the best approach for Modoc County. Probation Officer Smith informs members that very few minors in Modoc County would fit into a category to be placed in the facility.

Supervisor Huffman discusses the matter. Comments by Director of Administrative Services Maxwell.

5. LAW LIBRARY UPDATE:

Court Executive Officer Dederick updates members on Law Library. She reports that it is anticipated that the Law Library Trust Fund will be used to purchase the hardware that is necessary to implement the electronic library with the exception of three additional computers. The additional computers are for each judge and one for the Court Executive Officer, The Court Automation Fund will be used to purchase the three computers.

Public Defender Dier who is working on the project anticipates a substantial savings to the county by implementing the electronic library. It is anticipated that one hard copy of the codes will be maintained.

10:25 a.m. Court in recess.

10:40 a.m. Chairman reconvenes the meeting with all members present.

6. ADOPT RESOLUTION SUPPORTING THE APPLICATION THE CALIFORNIA INTEGRATED WASTE MANAGEMENT BOARD FOR HOUSEHOLD HAZARDOUS WASTE DISCRETIONARY GRANT FUNDS:

Motion by Supervisor Colt, seconded by Supervisor Zandstra and unanimously carried, to adopt Resolution No. 95-46 Supporting Modoc County's Application to the California Integrated Waste Management Board for Household Hazardous Waste Discretionary Grant Funds.

7. a. APPROVE CONTRACT, CONTINGENT UPON COUNTY COUNSEL APPROVAL AS TO FORM, BETWEEN MODOC COUNTY AND MODOC COUNTY SENIOR CITIZENS ASSOCIATION FOR PUBLIC TRANSPORTATION SERVICES.

Motion by Supervisor Huffman, seconded by Supervisor Carver and unanimously carried, to approve contract between Modoc County and Modoc County Senior Citizens Association for Public Transportation Services in an amount not to exceed \$23,511.00.

7 b. APPROVE CONTRACT, CONTINGENT UPON COUNTY COUNSEL APPROVAL AS TO FORM, BETWEEN MODOC COUNTY AND DART FOR PUBLIC TRANSPORTATION SERVICES.

Motion by Supervisor Colt, seconded by Supervisor Carver and unanimously carried, to approve contract between Modoc County and Modoc Work Activity Center d.b.a. Dimensional Associates Resources and Training (DART).

8. REQUEST ADOPTION OF 1995/96 TAX RATES FOR SCHOOL BONDS PER GC 29100.

Motion by Supervisor Zandstra, seconded by Supervisor Carver and unanimously carried, to adopt 1995/96 tax rate for Modoc Joint Unified School bonds and interest at .0310 per cent and .0233 for State Loan repayment.

11:00 a.m.

11. PUBLIC HEARING: FEE RESERVOIR GRANT APPLICATION:

This is the time advertised for public hearing in the matter of grant application for public facilities and improvements at Fee Reservoir. The project is to include a boat launching ramp, graveled parking area, sanitation facilities and necessary signs.

Director of Administrative Services Maxwell discusses the project. The application is too late for funding this year, the request is for 1996. He reports that the parking will be for 20 vehicles. The public hearing is required for grant applications.

Terry Williams representing Fish, Game and Recreation Commission and Resource Conservation District he reports that both groups are in favor of the grant application. Comments by Supervisor Zandstra.

Director of Public Works Pedersen informs board members that his department will try to fit this in with the county workload. The grant application funding will not be available for some time as the application is for next year.

Public hearing closed.

11 b. ADOPT RESOLUTION FOR GRANT APPLICATION IN THE AMOUNT OF \$135,850. FOR BOAT LAUNCHING FACILITY AT FEE RESERVOIR.

Motion by Supervisor Zandstra, seconded by Supervisor Carver and unanimously carried, to adopt Resolution No. 95-47 requesting a grant in the amount of \$135,850 from the Department of Boating and Waterways for the development of a boat launching facility at Fee Reservoir.

9. PERSONNEL MATTER: REQUEST BOARD APPROVAL TO START THE MENTAL HEALTH AND SUBSTANCE ABUSE CLINICIAN I AT RANGE 56, STEP B.

Director of Administrative Services Maxwell presents request on behalf of Mental Health Director to start Mental Health and Substance Abuse Clinician I at Range 56, Step B. The request for step B is due to the employee's experience and education. He requests the start date of August 14, 1995 be approved.

Motion by Supervisor Huffman, seconded by Supervisor Zandstra and unanimously carried, to approve the request to start Mental Health and Substance Abuse Clinician I at Range 56, Step B, due to experience and education of employee effective August 14, 1995.

10. PERSONNEL MATTER: APPROVAL TO ADVANCE P. KUHNEL, DEPUTY COUNTY CLERK FROM RANGE 26, STEP C, TO RANGE 26, STEP D, EFFECTIVE SEPT. 1, 1995 AS SHE HAS SUCCESSFULLY COMPLETED PROBATION PERIOD.

Motion by Supervisor Carver, seconded by Supervisor Colt and unanimously carried to, authorize County Clerk Madison to advance Paula Kuhnel, Deputy County Clerk from Range 26, Step C, to Range 26, Step D, effective September 1, 1995 as she has successfully completed the probation period.

12. CONSENT AGENDA:

- a. APPROVAL OF INSPECTION OF NURSERY STOCK CONTRACT NO. 95-0155 WITH STATE OF CALIFORNIA (Ag Commissioner)
- b. APPROVE THE MODOC COUNTY GAIN PLAN AS UPDATED SEPTEMBER 1, 1995 AND AUTHORIZE SUBMITTAL TO CALIFORNIA DEPT. OF SOCIAL SERVICES. (Dir. Maxwell)
- c. TRANSFER \$655.00 FROM RECORDER'S MICROGRAPHICS TRUST #4723 TO RECORDER MAINTENANCE OF EQUIPMENT 2610-7120 FOR THE REPAIR OF A CAMERA (Auditor Stevens)
- d. DELETE THE LIST OF FIXED ASSETS (Auditor Stevens)
- e. APPROVAL OF BOARD MINUTES 8/15/95 MEETING.
- f. ACKNOWLEDGMENT OF FILING OF 1994/95 FINAL GRAND JURY REPORT.

Supervisor Colt removes item "e" for discussion and amendment.

Motion by Supervisor Carver, seconded by Supervisor Huffman and unanimously carried, to approve the consent agenda items a, b, c, d, and f as presented. Chairman or Clerk authorized to sign all documents on behalf of the Board of Supervisors.

CONSENT AGENDA ITEM "e", APPROVAL OF BOARD MINUTES 8/15/95 MEETING.

Supervisor Colt would like item 3, commencing with the sentence "The easement is being offered with the following conditions: the small ditch on north part of HILL property must be mowed and maintained by the hospital, a stop sign to be placed at Modoc Medical Center hospital entrance for traffic control and safety, and a street sign to be placed on the west side of the county entrance to discourage cars from entering the Hill property in error.

Supervisor McIntyre requests that in Matters Initiated by the Public that the reservoir should be Janes Flat Reservoir not Jones.

Motion by Supervisor Colt, seconded by Supervisor Carver and unanimously carried, to approve consent agenda item "e" as amended.

13. DEPARTMENT HEAD REPORTS:

None

BOARD OF SUPERVISORS REPORTS:

Supervisor Zandstra reads a letter from Surprise Valley Superintendent of Schools Bietz advising board members that the SVJUSD and Surprise Valley Hospital would like to use the Geothermal resources that are available to heat the schools and hospital. He requests the item be placed on the agenda for the next board meeting. Director of Administrative Services Maxwell discusses the source of the funding. Comments and discussion by board members.

He reports that he attended the hospital Board of Trustees meeting. He received a copy of the recent state survey of the Modoc Medical Center and requests that each member be provided a copy of the survey.

Supervisors Zandstra and Huffman report on the meeting with BLM.

Supervisor Huffman reports that Plumas County Supervisor Simpson passed away last week. She reports on the CMSP meeting she attended.

Supervisor Colt discusses the proposed animal shelter and informs members that he has received several inquiries regarding the matter. Supervisor Colt discusses the efforts to get an Enterprise Zone in Modoc County. He would like to try to get an Enterprise Zone on the state level. Supervisor Colt suggests that the board request MEDC to go forward with efforts to get an Enterprise Zone in Modoc County. Board members have no objection to MEDC investigating the matter and if they wish to represent the board they should get on the board agenda with the request.

Supervisor Colt reports that County Road 1 is to be chip sealed.

Supervisor Carver reports that he went to the Hospital Board of Trustees and the Senior Citizens meetings. He also toured all county parks.

Supervisor McIntyre reports on the State Fair and the county exhibit. The four county exhibit including Modoc, Sierra, Lassen and Plumas counties received a gold ribbon. He met with Congressmen Herger.

NOON RECESS.

1:30 p.m. Board meeting reconvenes with all members present.

14. REQUEST FOR ANNUAL FUNDING CONTRIBUTION TO THE MODOC COUNTY ARTS COUNCIL, INC. AS REQUESTED BY THE CALIFORNIA ARTS COUNCIL TO MEET CAC COUNTY MATCH FUNDING REQUIREMENTS (REQUESTS) TO MCAR, INC. ON AN ANNUAL BASIS.

Ken Franklin, Director of Arts Council requests \$6000. funding. Director of Administrative Services Maxwell reports regarding the Arts Council budget. He reports that there is a deficit in

excess of \$24,000. and that he has requested Director Franklin to look for replacement funds for the deficit.

Director Franklin informs members that the state funding is received by the Auditor after the quarter ends therefore expenditures are paid before the funding is received. Board takes no action at this time on the request as it is a budget matter.

2:00 p.m. This is the time regularly advertised for public hearing pursuant to GC Section 29066 on the proposed budget, preparatory to making a final determination thereon.

15. PUBLIC HEARING: FINAL BUDGET HEARINGS FOR FY 1995/96:

Director of Administrative Services Maxwell presents an overview of the proposed budget for 1995/96 the total appropriated without Enterprise Funds is \$25,237,843. The budget includes increases in the District Attorney, Public Defender, Sheriff, Jail and Probation in the amount of \$136,313. that includes a grant for Victim Witness Program, Pit River Grant \$371,000., Administration reorganization \$20,485., group health & vision \$109,041., Trial Courts \$75,742., all other increase budgeted costs for personnel and operations \$55,246. Two positions were increased in the amount of \$250.00 per month, Sheriff for duties of OES director and Undersheriff position for the added duties of Animal Control Officer. He reports that the health insurance is self funded and that the claims were the highest in the history of the plan, requiring an increase in the premiums. He reports that over overall growth has increase 4 to 4 1/2 per cent. The contingency is budgeted at \$120,000. and a General Fund Reserve \$225,064.

Sheriff Mix discusses the request for a dog shelter with estimated cost of \$35,000. The matter to be discussed with City Council.

3:30 p.m. Board in recess in order to have hospital representative present for their budget item.

3:45 p.m. Board meeting reconvenes with members present as before except Supervisor Carver is absent.

Teresa Jacques, representing Modoc Medical Center present and board members question her regarding the hospital budget. Further information is requested.

4:15 p.m. Supervisor Carver present.

Discussion of repair of the Detention Facility heating system. Public Works Director Pedersen, Rick Hironymous, Deputy Public Works Director and Sheriff Mix present information regarding the system and proposal for a new system to board members.

Public hearing closed.

Motion by Supervisor Colt, seconded by Supervisor Huffman and unanimously carried, to adopt the proposed budget as present by Director Maxwell excluding the Arts Council and hospital budgets as the final budget for fiscal year 1995/96. Hospital representative directed to return to the board with a balanced budget.

16. PUBLIC WORKS DIRECTOR REQUEST APPROVAL TO SIGN AND EXECUTE ALL DOCUMENTS PERTAINING TO THE REPAIR OF THE DETENTION FACILITY HEATING PROJECT CONTINGENT UPON COUNTY COUNSEL APPROVAL TO FORM.

Public Works Director Pedersen discusses the agreement for the Sheriff's Office and Detention Facility heating and air conditioning system. The proposed agreement will cost the county \$14,289. if savings payback to contractor is approved.

Motion by Supervisor Carver, seconded by Supervisor Colt and unanimously carried, to authorize Director Pedersen to proceed with the agreement pertaining to the repair of the detention facility heating project contingent upon approval of county counsel and Director of Administrative Services Maxwell.

18. REQUEST TO ADD EMERGENCY ITEM TO THE AGENDA: (SHERIFF MIX)

Sheriff Mix requests that an item that came up after the agenda was posted be added to the agenda. He requests "Donation of Vacation Leave to seriously ill county employee" be added to the agenda.

Motion by Supervisor Zandstra, seconded by Supervisor Colt, and unanimously carried, to add the item to the agenda as item 18 a.

18 a. REQUEST FOR DONATION OF VACATION LEAVE TO SERIOUSLY ILL COUNTY EMPLOYEE:

Sheriff Mix requests that county employees be granted permission to donate vacation time to county employee Carol Semeko who is seriously ill.

Motion by Supervisor Colt, seconded by Supervisor Zandstra and unanimously carried, to approve the request for employees to donate vacation leave to Carol Semeko.

4:45 p.m.

17. CLOSED SESSION: G.C. SECTION 54956.8 INSTRUCTIONS FOR REAL ESTATE NEGOTIATIONS:

5:07 p.m. Board meeting reconvenes with all members present.


Chairman announces that by a unanimous vote the board authorized Director of Administrative Services Maxwell to negotiate to purchase buildings contingent upon funding availability.

Supervisor Huffman discusses the Big Valley area flood control district and the tax money collected by the county for the district.

No further business to come before the board at this time. The meeting is adjourned to meet in regular session Tuesday, September 19, 1995 at 9:00 a.m.

5:45 p.m. Meeting adjourned.


Maxine Madison, Clerk


Ron McIntyre, Chairman