

BOARD OF SUPERVISORS FEBRUARY 7, 1995

The Board of Supervisors of Modoc County met in regular session this 7th day of February, 1995. The following Supervisors are present: Ron McIntyre, Ben Zandstra, Nancy Huffman and Ed Carver. Also present are Deputy County Clerk, Paula Kuhnel-Van Loan, Director of Administrative Services, Mike Maxwell and County Counsel, Hugh Comisky.

Meeting called to order pursuant to law by Chairman McIntyre. Chairman notes that the agenda was posted on February 2, 1995.

MATTERS INITIATED BY THE PUBLIC:

Nancy Gardner, U.S. Forest Service representative, addresses the California Spotted Owl Habitat Draft Environmental Impact Statement that was recently completed. Board of Supervisor members have received copies of this report for review. Ms. Gardner will schedule a presentation to the Board by a specialist on the spotted owl at the next regularly scheduled board meeting to be held on February 21, 1995.

1. DEPARTMENT HEAD REPORTS:

No department head reports.

2. DISCUSSION/ACTION: CONSIDERATION OF INVOCATION AT BOARD MEETINGS

Motion by Supervisor Huffman, seconded by Supervisor Zandstra, and unanimously carried to begin each Board of Supervisors meeting with an invocation. Invocation given by Supervisor Zandstra.

3. APPROVAL OF ONE YEAR MEDICAL WASTE CONTRACT BETWEEN MODOC COUNTY AND ENVIRONMENTAL HEALTH SPECIALIST

Donna Nelson, Modoc County Health Department presents contract for approval.

Motion by Supervisor Carver, seconded by Supervisor Zandstra, and unanimously carried to approve Medical Waste Contract for the period 2/7/95 to 12/31/95. In the future, the contract will run from January 1 to December 31 and will be presented to the Board for approval prior to the January 1 beginning date of the contract.

4. MODOC COUNTY MENTAL HEALTH/ALCOHOL AND DRUG SERVICES ANNUAL REPORT

Chairperson, Ann Marks, of the Mental Health Advisory Board presents annual report. Ms. Marks reports that Modoc County is the only county in the state that is presently involved in a preventative program. The California Drug and Alcohol Treatment Assessment (CALDATA) report is distributed to Board members for their perusal. This report deals with the drop in crime rate relative to treatment for substance abuse.

Plans are in the discussion stage for forming a Crisis Stabilization Unit in Modoc County which would be of great benefit to local law enforcement agencies. The current case load at Mental Health is 340 patients, with 20 new cases being logged in December 1994.

DeeDee Utter, newly appointed Vice-Chairperson of the Mental Health Advisory Board, is introduced.

5. OFFICE OF EMERGENCY SERVICES: Bruce Mix, Director
A. RATIFICATION OF PROCLAMATION RE EXISTENCE OF A LOCAL EMERGENCY

Bruce Mix, Director of Emergency Services, is present to request re-ratification of the 1/11/95 resolution proclaiming the existence of a local emergency. Mix explains that during the course of the Governor's and President's declaration of a disaster it is necessary that he periodically have the Board reapprove the resolution so that in the event of further damage from expected storms the county would be covered.

Motion by Supervisor Huffman, seconded by Supervisor Carver and unanimously carried to re-ratify the resolution proclaiming existence of a local emergency.

B. RED CROSS AGREEMENT:

Bruce Mix requests Board authorization to enter into agreement with Red Cross that will allow county to access materials etc during a disaster. Agreement has been reviewed by County Counsel.

Motion by Supervisor Carver, seconded by Supervisor Huffman to enter into agreement with Red Cross for County of Modoc to access their services during a disaster, unanimously carried.

6. ROAD DEPARTMENT ITEMS:
A. TRANNY OF THE YEAR AWARD NOMINATIONS

John Pedersen requests that a nomination in the category of Capital Project-Highway be made for the Modoc County Road Department and their timely completion of the Cal-Pines project within 90 days. This was a four million dollar project. Under the category, Operational Program-Project Development, Mr. Pedersen would like to nominate the Modoc County Road Department Engineering Staff for putting together the plans and specifications for this project within a two month period. There were no claims filed on this project and it was a very successful project. Plans and specs were completed by Mr. Lybarger, Mr. Wistos and Mr. McDonald.

John Pedersen also reports that the Local Transportation Commission will be submitting three nominations for Tranny of the Year Award. One nomination will be under the Operational Program-Transit Management category. The entity being nominated is the Social Service Transportation Advisory Council. They are being nominated for their efforts in transit management within Modoc County. The second nomination is for Donald Murphy for spearheading and coordinating the Social Service Transportation Advisory Council. A third nomination is suggested for staff and their efforts in preparation of minutes and their efforts in reviving the whole Transportation Commission and having the Social Service Transportation Advisory Council become active in identifying needs in Modoc County.

Administrative Services Director Mike Maxwell suggests that the Board might consider nominating John Pedersen, Road Commission, for a Tranny Award for his coordination of the Cal Pines Project.

March 1, 1995 is the deadline for submitting nominations. John Pedersen and Mike Maxwell will coordinate efforts to complete the necessary paperwork and submit the nominations.

Motion by Supervisor Huffman, seconded by Supervisor Carver to approve recommendations for nominations made by John Pedersen for Tranny Awards, and nomination by Board of John Pedersen in the category of Individual Manager for Tranny Award.

6B. INFORMATION RE: 1995 FUEL BID PROCESS

Road Commissioner, Pedersen, reports that the 1995 fuel bid process was opened on February 6, 1995. The two bidders are Ed Staub and Sons, and Lakeview Petroleum Distributor. Ed Staub and Sons is the low bidder in the amount of \$162,116.08.

6C. REQUEST TO PURCHASE COMPUTER SOFTWARE-\$50,000 EXPENDITURE FROM ROAD ASSET FUNDS:

John Pedersen and Jerry Cook give presentation on limitations of the existing CHRIS accounting software and the benefits available with the proposed Cost Accounting Management System (CAMS). Mr. Pedersen explains that he is requesting the use of existing fixed asset funds and not requesting additional funds. He indicates that there had been considerable savings during the past year which will compensate for this expenditure. Supervisor Huffman notes that although software is usually an office expense this expenditure should be classed as a fixed asset due to the life span and the cost of the software. Mr. Pedersen explains that the bidding process would not serve well in this instance due to the fact that there is a limited market for this product since it is software specific to road departments.

Motion by Supervisor Huffman, seconded by Supervisor Zandstra to bypass the bid process and approve an expenditure from Road Department fixed asset funds for the purchase of software not to exceed \$50,000. Unanimously carried.

6D. INFORMATION RE REGIONAL COUNCIL OF RURAL COUNTIES JPA SOLID WASTE MEETING

John Pedersen attended the JPA Solid Waste Meeting held in Sacramento on 12/7/94. The JPA Solid Waste has been successful in obtaining a \$100,000 grant through the California Integrated Waste Management Board. The funds will be administered through CSAC. Modoc County should receive about \$4,000 of this grant for educational materials relative to recycling, hazardous waste etc.. The JPA has contracted with El Dorado County for staff support using John Morgan, Director of Environmental Management as the key person. There was discussion at the JPA Solid Waste Meeting in regard to Used Oil Opportunity. Modoc County has applied for a grant of \$175,000 over a two year period for costs associated with used oil.

Promotional material from Bedminster Co-composting Plant in Tennessee is distributed to Board members by John Pedersen. Mr. Pedersen reports that the city of Fresno will be the first site in California to utilize waste materials for co-composting. The system requires 150 tons of waste per day to operate.

At the request of Supervisor McIntyre, Road Commissioner Pedersen gives an over-view and update on the local solid waste transfer site.

11:12 Board in Recess

11:22 Board reconvenes with all members present except Supervisor Colt

7. DISCUSSION: PROPOSITION B - COUNTY OF SAN DIEGO, OPPOSITION TO ALL STATE AND FEDERAL UNFUNDED MANDATES

Discussion is tabled until the next regularly scheduled board meeting on February 21, 1995 due to the absence of Supervisor Colt

8. DISCUSSION/ACTION: TUSCARORA GAS EIR/COMMENTS TO STATE OF CALIFORNIA LANDS COMMISSION

Scott Kessler addresses Planning Commissions recommendations to Tuscarora and adds one additional recommendation. He is requesting disclosure of prospective properties for mitigation purchase or transfer for the purpose of wildlife habitat mitigation. He has also requested an economic impact study for the tax, export dollars and employment in the county. He is interested in both historic and future impact.

Mr. Kessler states that he has requested Tuscarora Gas to redefine the number of people that will be in Alturas for the project and to clarify timelines in regard to the project. He has also asked them to define the best tax approach for Modoc County in regard to this project.

Supervisor Huffman requests that Mr. Les Wright be contacted regarding air quality and air contamination issues related to the gas line. According to Scott Kessler, Mr. Wright has been contacted and that he has made a request to Tuscarora that he be allowed to inspect equipment and also be allowed to set the levels in regard to the amount of water for roads, and which roads are to be watered.

Mr. Kessler has a letter prepared by Planning Commission to go to State Lands Commission. He is in the process of drafting an ordinance that will require Board resolution. This will be presented at a later meeting.

9. APPOINTMENTS:

Motion by Supervisor Zandstra, seconded by Supervisor Huffman and unanimously carried to appoint Will Cockrell to Planning Commission, District I, Rich Hamel to the Fish, Game and Recreation Commission with Don Collis as an Alternate, District III, John Clark, Willie Hagge and Don Alexander as an Alternate, Fish, Game and Recreation Commission, District IV, John Prosser and Gary Wright as Alternate, District V, Mary Porter reappointed as Mental Health Advisory Board member.

10. J5 SURPRISE VALLEY JUNIOR ANTERLESS DEER HUNT

Willie Hagge, Fish, Game and Recreation Commission member speaks in support of antlerless deer hunt in Surprise Valley. Discussion follows regarding numbers of deer involved and the negative versus the positive aspects of this hunt.

Motion by Supervisor Zandstra, seconded by Supervisor Carver to give the Board's endorsement to the hunt for the same time and number of tags issued as last year's hunt.

Ayes - Supervisors, Zandstra, Carver and Huffman

Noes - Supervisor McIntyre

Absent - Supervisor Colt

12:05 p.m. Board in Recess

1:15 p.m. Board meeting reconvenes with all members present except Supervisor Colt

11. REQUEST FOR DONATION FOR SURPRISE VALLEY AMBULANCE PURCHASE

Pat Green, CHP appears on behalf of the S.V. Ambulance to request financial assistance from the Board for purchase of a replacement ambulance for Surprise Valley. The current vehicle in use has 167,000 miles. Numerous attempts have been made to purchase a used ambulance and grants are being pursued. Supervisor McIntyre questions the use of public funds for purchases made by private entities and opens the topic up for discussion. Supervisor Zandstra reports that he has personally dealt with mechanical problems, such as over-heating, with this ambulance and points out that the S.V. Ambulance operates as a "stand alone" with little or no

outside financial support. He voices his concerns regarding the need to support special districts. Supervisor Huffman states that she can not take a stand in favor of, or against the request today, but that the County should investigate what can be done to assist in the purchase of an ambulance. Administrative Director, Mike Maxwell requests that he be able to review the grant sources used by S.V. Ambulance. Supervisor McIntyre requests that the ambulance contingent meet with Mike Maxwell regarding the grant process. Mr. Maxwell has contacts which may be helpful in obtaining funds.

1:35 p.m. Board in Recess

1:45 p.m. Board reconvenes in the Superior Court Room with all members present except Supervisor Colt.

12. INTERIUM LAND USE PLAN - PROPOSED ORDINANCE

Sean Curtis gives presentation regarding the background of the Interium Land Use Plan. He explains why it was initiated, what has happened to date, where the Plan is headed, and what is the position of Modoc County in regard to the plan. There are new issues pertinent to the Plan that arise everyday, and Mr. Curtis explains that this is a process to involve the County and to remind the Federal agencies of their responsibility to coordinate planning at a local level. The Board entertains numerous comments from the public regarding the proposed ordinance and the Land Use Plan.

Wildlife Refuge Manager, Dave Johnson, presents a history and overview of the Hamilton Project.

3:35 Board in Recess

3:50 Board reconvenes in Board room with all Supervisors present except Supervisor Colt

13. CONSENT AGENDA:

(These matters are routine in nature and usually are approved by a single vote. Prior to action of the Board, the public will be given the opportunity to comment on any consent item)

A. MINUTES OF 1/12/95 AND 1/17/95: Minutes of 1/17/95 meeting amended, Book 16 Page 518 to read "Agenda item for February 7, 1995, discussion/input from Federal Agencies regarding *"Land Use Plan"*. Also amended Book 16 Page 514 (Authorization for Jail Boiler Purchase or Repair Estimate) to include *"Geo Thermal power should be investigated in regard to a possible heat source for the Modoc County Jail"*.

Motion by Supervisor McIntyre, seconded by Supervisor Zandstra and unanimously carried to approve the minutes, as amended of the 1/17/95 meeting and to approve the minutes of the 1/12/95 meeting, along with the following items on the consent agenda:

B. DELETION OF SURPLUS PROPERTY FROM INVENTORY - MODOC COUNTY SENIOR CITIZENS

C. AGREEMENT BETWEEN MODOC COUNTY AND CALIFORNIA DEPARTMENT OF HEALTH SERVICES FOR DISTRIBUTION OF FUNDS ALLOCATED BY CDHS OFFICE OF AIDS

14. DEPARTMENT HEAD REPORTS

Assessor, Josie Johnson discusses the lack of janitorial services within her department. She questions why the office area is not cleaned by janitorial personnel rather than she and employees of her department. In response, Mike Maxwell indicates that some time ago it was decided and ordered by the Board that due to cost saving measures, the common areas of the

courthouse would be cleaned by janitorial personnel, but departmental areas were to be cleaned by employees of each individual department.

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Assessor Johnson gives a briefing on the Pine Creek Wild Life Area pending sale. She has major concerns regarding the loss of tax dollars to the County as a result of the property being sold to "Trust for Public Lands" which is a tax exempt entity. Discussion follows regarding submission of this issue to the Land Use Committee. Administrative Services Director, Mike Maxwell will draft letters to the Manager of the Modoc National Wildlife Refuge regarding the Hamilton Ranch Sale and to the State of California, Department of Fish and Game, Project Manager, regarding the Pine Creek acquisition. The letters will be a request to both agencies to participate in a joint meeting with the Land Use Commission to address and mitigate concerns regarding the acquisition of the properties.

BOARD OF SUPERVISORS REPORTS

Supervisor Zandstra reports that he will be leaving immediately after the meeting to attend Supervisor's Training classes in Sacramento. He also reports that he has had discussions with Frank Kooney, of the BLM regarding the East Lassen Plan, and that the Surprise Valley Water District issue is not dead.

Supervisor Huffman advises that she will write a letter to Wally Herger requesting that a representative from Modoc County be placed on the Fishery Task Force. She also reports that she has attended the RCRC and CSAC meetings and will be attending a NORCAL meeting in Oroville. Last week she was involved in budget hearings for the County and noted that the new computer in the Auditor's department is a great asset to the budget process.

Supervisor Carver reports that he has attended the LAFCO meeting, the Win Back the West Conference and the Hospital Board meeting. He said the PSAll meeting has been postponed.

Chairman McIntyre noted that he has been receiving numerous material from Modoc National Forest requesting input on difference allotments and requests members of the Land Use Committee who are present to please notify all agencies that Scott Kessler of the Planning Department should be the central contact for such items. Supervisor McIntyre attended the EIR comment meeting with Tuscarora Gas on 1/31/95, the JPA Event Center Meeting. He also notes that the SCDC is not known as the SCEDD and that the loan for the local theater had been approved.

ADMINISTRATIVE SERVICES DIRECTOR REPORT:

Director of Administrative Services Maxwell reports that the budget hearings held last week went well and that revised reports will be available to the Board by 3/1/95. He met last week with the department heads and the Personnel Consultant. He has also collected information regarding the impact on the County by the State budget. Maxwell will be attending a Personnel Training Institute in Burlingame, California 2/15/95 through 2/17/95 along with Hugh Comisky.

There being no further business to come before the board at this time, the meeting adjourned to meet in regular session, Tuesday, February 21, 1995 at 10:00 a.m.

5:05 p.m. Meeting adjourned.


PAULA KUHNEL-VAN LOAN, DEPUTY CLERK


RON MCINTYRE, CHAIRMAN