

The Board of Supervisors of Modoc County met in regular session this 18th day of October, 1994. The following Supervisors are present: John Schreiber, Joe Colt, Ed Carver, Ron McIntyre and Nancy J. Huffman. County Clerk Maxine Madison, Auditor Mike Tedrick, Director of Administrative Services Mike Maxwell and District Attorney Hugh Comisky, Jr. are also present.

Meeting called to order pursuant to law by Chairman Colt. Flag salute. Chairman notes the agenda was posted October 12, 1994.

1. DEPARTMENT HEAD REPORTS:

Director of Administrative Services Maxwell requests permission to add three items to the agenda. The items came up after posting the agenda. The items are as follows No. 1 Resolution approving the Application to the California Integrated Waste Management Board for Recycling Market Development Zone Designation. to be presented by Andrew Reid No. 2 Authorization for County Clerk to pay overtime for election work. No. 3 Appointment of CSAC Director and Alternate Director for 1995.

Motion by Supervisor McIntyre, seconded by Supervisor Carver and unanimously carried to add the three items to the agenda as requested. Items as follows: 9b Resolution approving the Application to the California Integrated Waste Management Board for Recycling Market Development Zone Designation. 9c Request of County Clerk Madison for authorization to pay overtime to employees for overtime for election work. 9d Appointment of CSAC Director and Alternate Director for 1995.

Assessor Johnson presents information regarding Proposition 171. The matter to be on the November 1, 1994 for discussion and action by board members.

2. PRESENTATION OF LETTER OF APPRECIATION TO COUNTY EMPLOYEE BOB STEVENS (VETERANS, VFW, DAV, AMERICAN LEGION):

Representatives from Veterans, VFW, DAV and American Legion present a letter of appreciation to Robert Stevens, Modoc County Building Maintenance, for his dedication in maintaining the floors and building at the Veterans Memorial Hall. His "CAN-DO" attitude reflects great pride to the County of Modoc.

Veterans submit names to be considered for appointment to the position of Veterans Service Officer. Board members suggest that veteran organizations in all areas of the county be contacted regarding persons to be considered for the position of Veterans Service Officer. Matter to be on the November 15, 1994 agenda.

2. DISCUSSION/ACTION ALTURAS RURAL FIRE DEPARTMENT REQUEST FOR \$10,000. START-UP FUNDS FOR EMERGENCY SERVICES:

Alan Kiser representing Alturas Rural Fire Department presents proposed budget for start up funds for emergency medical services. The budget is approximately \$10,000. Supervisor Schreiber would like letters from other fire districts indicating whether they are in favor of the

project. Supervisors suggest that Mr. Kiser approach the City of Alturas regarding help in funding the project.

Motion by Supervisor Huffman, seconded by Supervisor Carver and unanimously carried, to support the project.

Motion by Supervisor Huffman, seconded by Supervisor Carver authorizing up to \$10,000. for start up budget for Alturas Rural Fire emergency medical services. The Community Programs budget to be amended to include the \$10,000. Funding to be transferred from one time funding. funds for the project.

Ayes: Supervisors Huffman and Carver

Noes: Supervisors McIntyre, Schreiber, Colt Motion fails.

// 5. REQUEST FOR APPROVAL OF THE CHILDREN'S MEDICAL SERVICE CONTRACT FOR FY 1995-96.

Motion by Supervisor Schreiber, seconded by Supervisor Carver and unanimously carried, to approve the Children's Medical Service (CHDP/EPSDT/CCS) contract for fiscal year 1995/96. Chairman authorized to sign contract on behalf of Modoc County.

// 4. AMEND COURT WARDS BUDGET TO COINCIDE WITH JAIL REMOVAL GRANT:

Motion by Supervisor Schreiber, seconded by Supervisor McIntyre and unanimously carried, to approve request of Probation Officer Dederick to amend the Court Wards Budget to coincide with Jail Removal Grant.

// 6. ROAD DEPARTMENT ITEMS:

a. RESCIND RESOLUTION THAT LIMITS VEHICLE USE OF CR 71:

Motion by Supervisor Schreiber, seconded by Supervisor Carver and unanimously carried, to rescind Resolution No. 94-12 adopted April 5, 1994, prohibiting use of County Road 71 by Certain Vehicles.

// 6 b. ADOPT RESOLUTION AUTHORIZING THE COUNTY SURVEYOR TO SIGN AS AUTHORIZED RIGHT-OF-WAY REPRESENTATIVE, AND FOR THE ROAD COMMISSIONER TO SIGN RIGHT-OF-WAY CERTIFICATION FOR FEDERALLY FUNDED HIGHWAY BRIDGE REPLACEMENT AND REHABILITATION PROJECTS:

Motion by Supervisor McIntyre, seconded by Supervisor Schreiber and unanimously carried, to adopt Resolution No. 94-51 authorizing the County Surveyor to sign as the authorized right-of-way representative and the County Road Commissioner to sign the right-of-way certification for federally funded Highway Bridge Replacement and Rehabilitation Projects.

7. DEPARTMENT OF PUBLIC WORKS ITEMS:

a. DISCUSSION AND ACTION ON ELEVATOR BIDS:

// Gregg Bickett of Aubec and Associates reports that one bid was received for the elevator project. The original bid was \$212,000.00 but with some items removed or changes the bid was reduced to \$188,00. The projected cost of the elevator project was not to exceed \$150,000. Board members voice concerns regarding the project.

Motion by Supervisor McIntyre, seconded by Supervisor Carver and unanimously carried, to reject the bid for the elevator construction project. Director of Public Works directed to rebid the project in the spring.

7 b. **REQUEST THAT JOHN G. FISHER, DIRECTOR OF PUBLIC WORKS, BE GIVEN AUTHORITY TO SIGN ALL DOCUMENTS PERTAINING TO LEASE AGREEMENT PURSUANT TO THE CONSTRUCTION OF A COLLECTION AND TRANSFER FACILITY AT THE ALTURAS SOLID WASTE SITE:**

Director of Public Works Fisher reports that the lease agreement must be implemented prior to acceptance of the necessary bids required to begin construction of the collection and transfer facility. The agreement has been submitted for acceptance to the lending institution and must be supported by the Board before it can be finalized.

Motion by Supervisor McIntyre, seconded by Supervisor Huffman and carried, to authorize Director of Public Works Fisher to sign documents pertaining to lease agreement for the construction of a collection and transfer facility at the Alturas Solid Waste Site. The Board finds that this is the most economic manner to obtain funding for the project.

AYES: Supervisors Carver, McIntyre, Huffman and Colt

NOES: Supervisor Schreiber

11:00 a.m. Board in recess.

11:15 a.m. Board meeting reconvenes with all members present.

9 b. **RESOLUTION APPROVING THE APPLICATION TO THE CALIFORNIA INTEGRATED WASTE MANAGEMENT BOARD FOR RECYCLING MARKET DEVELOPMENT ZONE DESIGNATION:**

Andrew Reid, Economic Developer presents for consideration of the board a proposed resolution for application for inclusion in a recycling market development zone. This is a joint application with Lassen County and the City of Susanville. He informs board members that this could open up development loans and funds for new businesses or expansion of businesses.

Motion by Supervisor McIntyre, seconded by Supervisor Schreiber and unanimously carried, to adopt Resolution No. 94-53 approving the application to the California Integrated Waste Management Board for Recycling Market Development Zone Designation.

9 d. **APPOINTMENT OF CSAC DIRECTOR AND ALTERNATE DIRECTOR FOR 1995.**

Motion by Supervisor Schreiber, seconded by Supervisor Carver and unanimously carried to appoint Supervisor Ron McIntyre as CSAC Director representing Modoc County and Supervisor Nancy J. Huffman as alternate director.

9 c. **COUNTY CLERK REQUESTS AUTHORIZATION TO PAY EMPLOYEES OVERTIME FOR EXTRA WORK ON GENERAL ELECTION:**

Motion by Supervisor Schreiber, seconded by Supervisor McIntyre and unanimously carried, to authorize County Clerk to pay employees overtime for election work.

9. CONSENT AGENDA:

a. BOARD MEETING MINUTES APPROVAL 9/20/94 AND 10/4/94:

Motion by Supervisor Carver, seconded by Supervisor McIntyre and carried, to approve the consent agenda and chairman authorized to sign documents as presented.

Ayes: Supervisors Colt, Carver, Schreiber, McIntyre

Abstains: Supervisors Huffman

8. DISTRICT ATTORNEY/COUNTY COUNSEL ITEMS:

e. BOARD RESOLUTION DECLARING SUFFICIENT FUNDS ARE AVAILABLE TO FUND A BAD CHECK DIVERSION PROGRAM AND AUTHORIZING CHAIRPERSON OF BOARD OF SUPERVISORS TO EXECUTE AGREEMENT WITH COMPUTER SUPPORT SERVICES:

District Attorney Comisky discusses Bad Check Diversion Program. Computer Support Services has agreed to conduct a bad check diversion program at no cost to the County of Modoc and the County will receive thirty percent of all fees generated from the operation of the pr

Motion by Supervisor Schreiber, seconded by Supervisor Huffman and unanimously carried, to adopt Resolution No. 94-53 declaring sufficient funds are available to fund a bad check diversion program and authorizing chairman of Board of Supervisors to execute agreement with Computer Support Services.

11:30 a.m.

11. PUBLIC HEARING: PRELIMINARY DRAFT OF THE SOURCE REDUCTION AND RECYCLING ELEMENT PREPARED IN ACCORDANCE TO THE MANDATES SET FORTH BY ASSEMBLY BILL 939:

Donna McNeil Solution Resources, Inc. presents Preliminary Draft of the Source Reduction and Recycling Element prepared in accordance to the mandates set forth by Assembly Bill 939 (1989). The elements are to be adopted by the Board before January 1, 1995 and will form the basis of the County's solid waste policy and program development through the year 2000.

Public hearing closed. Chairman Colt thanks her for the report.

8 a. BOARD RESOLUTION AUTHORIZING DISTRICT ATTORNEY TO APPLY FOR VICTIM/WITNESS ASSISTANCE PROGRAM GRANT FUNDS:

District Attorney Comisky discusses Victim/Witness Assistance program. In prior years, Shasta County has received grant funds throught the Office of Criminal Justice Planning to provide services to Modoc County victims and witnesses. The funding was not sufficient for Modoc County to undertake the responsibility on its own.

District Attorney Comisky informs members that in September the County as informed that the grant fund allocation was increased to approximately \$51,000. per year. He requests authorization to apply for the Victim/Witness Assistance Program Grant Funds.

Motion by Supervisor Schreiber, seconded by Supervisor Carver and unanimously carried, to adopt Resolution No. 94-54 authorizing District Attorney to submit application to OCJP and to execute on behalf of Modoc

County the documents required for the Victim/Witness Assistance Program grant award.

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**8 b. RECLASSIFY/PROMOTE LEGAL SECRETARY POSITION TO LEGAL ASSISTANT TO CONFORM TO VICTIM/WITNESS ASSISTANCE PROGRAM GRANT AND AUTHORIZATION TO PROMOTE THE PRESENT LEGAL SECRETARY TO THAT POSITION:**

District Attorney Comisky requests authorization to reclassify Legal Secretary Position to Legal Assistant, Range 40 and to promote present Legal Secretary Johnalynn A. O'Malley to that position.

Motion by Supervisor Schreiber, seconded by Supervisor McIntyre and unanimously carried, to approve the reclassification of the position of Legal Secretary, District Attorney's Office to Legal Assistant, Range 40, and authorization to promote Johnalynn A. O'Malley to the position of Legal Assistant subject to "Meet and Confer" with MCEA. Matter to be on the agenda November 1, 1994.

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**8 c. CREATE A NEW CLASSIFICATION OF VICTIM/WITNESS ASSISTANCE PROGRAM OUTREACH WORKER AND AUTHORIZE THE FILLING OF THAT POSITION:**

Motion by Supervisor Schreiber, seconded by Supervisor Carver and unanimously carried, to introduce Ordinance to create a new job classification in the District Attorney's Office of Victim/Witness Assistance Program Outreach Worker in Range 39. Waive first reading of proposed ordinance and reading and adoption for November 1, 1994 board meeting.

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**8 d. AMEND DISTRICT ATTORNEY'S BUDGET:**

District Attorney Comisky requests amendment to the District Attorney's budget to increase Salaries and Benefits by \$22,125.21, increase Services and Supplies by \$1,295.34, increase Fixed Assets by \$22,992.45 (a vehicle) and, add anticipated revenue totaling \$46,413.00 from OCJP Victim/Witness Program.

He requests authorization to purchase a four-wheel drive vehicle from Carsten's Chevrolet.

Motion by Supervisor Schreiber, seconded by Supervisor McIntyre and unanimously carried, to increase the District Attorney's budget in the amount of \$46,413.00 in line items as requested. Authorization is granted for purchase of a four-wheel drive vehicle from Carsten's Chevrolet. The board finds that the public interest would best be served by waiving the bid process for purchase of the vehicle.

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**12. CORRESPONDENCE: LETTER FROM CALIFORNIA PINES PROPERTY OWNERS' ASSOCIATION GRAVEL REMOVAL:**

Planning Director Kessler discusses the correspondence. This matter is an appeal from a decision by the Planning Commission.

**10. DEPARTMENT HEAD REPORTS:**

Road Commissioner Fisher reports that Modoc County won the Golden Grader safety award for the third year in a row. He reports that the City took

October 18, 1994

action on the water and sewer bills for the county and that amounts due will be based on a four month average.

Director of Administrative Services Maxwell reports regarding the application of Greyhound Bus Company to change routes that would no longer go through Alturas. He reports that the public hearing requires a legal protest. He will review this and prepare a presentation for the public hearing.

**BOARD OF SUPERVISORS REPORTS:**

Board members report on meetings they have attended since the last meeting.

Supervisor Huffman reports on the RCRC meeting and Cal Pines Sierra County meeting. She reports a task force is being formed to help rural counties with their problems.

Supervisor Colt reports that a member of the Fish & Game Commission has been appointed. and that he is from San Francisco.

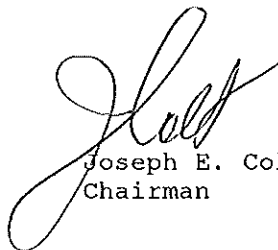
Board members report that the Road Department barbeque was a success and members thank Road Commission Fisher.

Board members will review County Road 71 this afternoon.

No further business to come before the board at this time the meeting is adjourned to meet in regular meeting, Tuesday, November 1, 1994 at 10:00 a.m. The board will meet in joint session with Lassen, Plumas and Modoc Counties in Susanville, CA on Tuesday, October 25, 1994.

12:40 p.m. Meeting adjourned.

Maxine Madison,  
Clerk of the Board of  
Supervisors

  
Joseph E. Colt  
Chairman