

The Board of Supervisors of Modoc County met in regular session this 17th day of May, 1993 there being present Supervisors John Schreiber, Joe Colt, Ed Carver, Ron McIntyre and Nancy J. Huffman. County Counsel Ruth Sorensen, Auditor Mike Tedrick, Director of Administrative Services Mike Maxwell and Deputy Clerk Cindy Jackson also present.

Meeting called to order pursuant to law by Chairman Colt. Flag Salute. Chairman notes the agenda was posted May 13, 1993.

Chairman Colt welcomes the following high school students who are being hosted as Honorary Supervisors today. Each Supervisor introduces the student from their district:

- District 1: Lindsay Linker
Surprise Valley High School
- District 2: Jackie McCauley
Modoc High School
- District 3: Wendi Maycroft
Modoc High School
- District 4: Winifred Dockery
Warner High School
- Mechell Tyson
Court School
- Jeff Simmons
Modoc High School
- District 5: Eric Schwarz
Tulelake High School

Each Supervisor reports on the overall duties of Board members and also their committee responsibilities. Each department head that comes before the Board today will give a brief description of his/her department.

MATTERS INITIATED BY THE PUBLIC:

Ron Ryno from U.S. Fish and Wildlife presents a check to Auditor Mike Tedrick for the service payment of the Refuge Revenue Sharing Act of 1978.

ROAD DEPARTMENT ITEMS:

PUBLIC HEARING: SAGE DRIVE:

This is the time regularly scheduled for a public hearing on the request to abandon 8/10 of a mile on Sage Drive in the Thoms Creek Estates.

Road Commissioner John Fisher requests a Resolution to abandon part of Sage Drive in Unit 2 of the Thoms Creek Estates. Joe Battram, from

Unit 1 states that it is not beneficial to maintain this portion of the road.

Harry Braff from Unit 2 in Thoms Creek Estates wants the Board to leave Sage Drive in the system and maintain it as it has been done in the past. Kenneth Fuller states that the letters regarding this public hearing were only sent to Sage Drive residents and not all the residents of Unit 2.

Motion by Supervisor Schreiber, seconded by Supervisor Carver and carried, to NOT abandon 8/10 of a mile on Sage Drive in Thoms Creek Estates but to keep the road in the County system for snow removal only.

AYES: Supervisors Schreiber, Colt, Carver and Huffman.

NOES: Supervisor McIntyre. Motion carries.

Public Hearing closed.

10:55 a.m. 10-Minute Break

11:05 a.m. Meeting resumes with all members present.

CITY OF ALTURAS: WATER LINE THROUGH COUNTY PROPERTIES:

Road Commissioner Fisher is requesting permission to sign easements on behalf of the County for the City Of Alturas's construction and maintenance easement for the installation and maintenance of water lines through County property.

Motion by Supervisor Schreiber, seconded by Supervisor Huffman and carried, to allow Road Commissioner Fisher to sign two (2) easements on behalf of the County for the City's water line construction and maintenance.

AYES: Supervisors Schreiber, Colt, Carver, McIntyre and Huffman.

NOES: None. Motion carries.

TERMINATION OF STATE OF EMERGENCY:

Director of Administrative Services Maxwell presents, on behalf of Sheriff Bruce Mix, a request for a Board Proclamation to terminate the state of emergency in Modoc County due to winter storm damage.

Motion by Supervisor McIntyre, seconded by Supervisor Schreiber and carried, to make Proclamation to terminate the state of Emergency in Modoc County.

AYES: Supervisors Schreiber, Colt, Carver, McIntyre and Huffman.

NOES: None. Motion carries.

LEA MULTI-CONTRACT POSITION FOR FY 93-93:

Greg Farnam from Environmental Health in Modoc County presents a contract for Board's approval on the LEA Multi-Contract Position for the fiscal year 1993-94.

Motion by Supervisor Schreiber, seconded by Supervisor McIntyre and carried, to approve the LEA Multi-Contract Position for FY 1993-94.

AYES: Supervisors Schreiber, Colt, Carver, McIntyre and Huffman.

NOES: None. Motion carries.

EDUCATIONAL ADVANCEMENT FOR EMPLOYEE:

Assessor Josie Johnson requests permission to give Susan Penley an educational advancement of 5% effective May 1, 1993, as she has passed her certification exam and is a Certified Auditor/Appraiser.

Motion by Supervisor McIntyre, seconded by Supervisor Carver and carried, approving the 5% educational advancement for Susan Penley, effective May 1, 1993.

AYES: Supervisors Schreiber, Colt, Carver, McIntyre and Huffman.

NOES: None. Motion carries.

DISCUSSION/INFORMATION ON FUNCTION OF NORTH CAL-NEVA RESOURCE CONSERVATION AND DEVELOPMENT COUNCIL:

Jan Dipdal from Resource Conservation & Development presents to the Board information on the functions of RC&D. Oscar Hernandez also presents information to the Board on the Modoc Resource Conservation District.

UNDERGROUND STORAGE TANK FEES: AGRICULTURAL DEPARTMENT:

Agricultural Commissioner Les Wright requests the Board introduce a Resolution regarding the setting of underground storage tank fees and to set the matter for public hearing.

Motion by Supervisor Carver, seconded by Supervisor McIntyre and carried, to introduce a Resolution for setting of underground storage tank fees and to set the matter for public hearing on June 7, 1993 at 1:30 p.m. Notice to be published in newspaper.

AYES: Supervisors Schreiber, Colt, Carver, McIntyre and Huffman.

NOES: None. Motion carries.

ORDINANCE 250-39: ROAD COMMISSIONER/DIRECTOR OF PUBLIC WORKS:

This is the second reading of proposed Ordinance regarding the combined positions of Road Commissioner with Director of Public Works. Chairman Colt reads the proposed Ordinance.

Motion by Supervisors McIntyre, seconded by Supervisor Carver and carried, to adopt Ordinance #250-39, which combines the Road Commissioner with Director of Public Works at a flat salary of \$52,725.00, to take effect immediately.

AYES: Supervisors Colt, Carver, McIntyre and Huffman.

NOES: Supervisors Schreiber. Motion carries.

ORDINANCE 250-40: INCREASED SALARY OF PLANNING DIRECTOR:

This is the second reading of proposed Ordinance regarding the increased salary of Planning Director and to add to section 2.56.090 of the Modoc County Code the position of Planning Director at a flat rate salary. Chairman Colt reads the proposed Ordinance.

Motion by Supervisor McIntyre, seconded by Supervisor Carver and carried, to adopt Ordinance #250-40, which sets the salary at a flat rate of \$36,805.00, to take effect immediately.

AYES: Supervisors Schreiber, Colt, Carver, McIntyre and Huffman.

NOES: None. Motion carries.

ORDINANCE 304: NOTICE TO RISK MANAGER OF SPECIFIED EVENTS:

This is the second reading of proposed Ordinance regarding notification to the Risk Manager of specified events amending County Code sections 2.56.630 and 2.60.060. Chairman Colt reads the proposed Ordinance.

Motion by Supervisor McIntyre, seconded by Supervisor Carver and carried, to adopt Ordinance #304 regarding the providing of notice to Risk Manager of specified events, which amends County Code sections 2.56.630 and 2.60.060.

AYES: Supervisors Schreiber, Colt, Carver, McIntyre and Huffman.

NOES: None. Motion carries.

12:10 p.m. LUNCH RECESS

1:30 p.m. Meeting resumes with all members presents.

PUBLIC HEARING: SOLID WASTE ASSESSMENT APPEALS:

This is the time regularly scheduled for public hearing on Solid Waste Assessment Appeals. Public Works Director Maxwell presents recommendations regarding solid waste assessment appeals. Mr. Maxwell requests the Board approve the appeals as recommended. There are no people in the audience for the public hearing.

Motion by Supervisor McIntyre, seconded by Supervisor Carver and carried, approving the recommendation from the Solid Waste Staff as presented to the Board.

AYES: Supervisors Schreiber, Colt, Carver, McIntyre and Huffman.

NOES: None. Motion carries.

Public Hearing closed.

1:40 p.m. Regular Meeting Resumes.

Chairman Colt asks District Attorney Sorensen, Auditor Mike Tedrick and Director of Administrative Services Maxwell to explain their job duties and responsibilities to the Honorary Supervisors so they may leave to tour the other County facilities with Don Lancaster.

Honorary Supervisors will return about 3:00 p.m.

INFORMATION RE: STATEWIDE AUTOMATED CHILD SUPPORT:

District Attorney Sorensen discusses information with the Board about a Statewide Automated Child Support System with the County having a little over a year to implement the program.

REQUEST FOR DIRECTION RE: DEPARTMENT OF JUSTICE FORENSIC SERVICES:

District Attorney Sorensen informs the Board that the Department of Justice will be charging for the testing of controlled substances and to have an expert come testify on the testing. After discussion it is decided that D.A. Sorensen will continue using the services of the Department of Justice for the testing of controlled substances.

LETTER OF CONSENT REQUESTED FROM ALTURAS CHAMBER OF COMMERCE:

Director of Administrative Services Maxwell presents a request from the Alturas Chamber of Commerce to support the Fandango Days Celebration to be held on July 3, 1993 and for consent to use the Veterans Hall and Memorial Park along with a parade down Main Street.

Motion by Supervisor McIntyre, seconded by Supervisor Carver and carried, to send a letter of support and consent regarding the Alturas Chamber of Commerce's request to use the Veterans Hall, Memorial Park and for the parade down Main Street on July 3, 1993.
AYES: Supervisors Schreiber, Colt, Carver, McIntyre and Huffman.
NOES: None. Motion carries.

SOCIAL SERVICES PERSONNEL MATTER:

Social Services Director Richard Belarde requests approval to place Rebecca Givan at permanent employee status, since she has completed her one year probationary period.

Motion by Supervisor McIntyre, seconded by Supervisor Carver and carried, to place Rebecca Givan as a permanent employee and to change her salary from Range 18 Step B to Range 18 Step C effective May 1, 1993.
AYES: Supervisors Schreiber, Colt, Carver, McIntyre and Huffman.
NOES: None. Motion carries.

Social Services Director Belarde requests Board authorize the incremental increase of Victoria Newton, effective June 1, 1993, as she has completed her six-month Journeyman Eligibility Worker I position. It is required by the State Merit System Services that an employee be elevated to an Eligibility Worker II after successfully completing the six-month probationary period.

Motion by Supervisor McIntyre, seconded by Supervisor Carver and carried, to approve the incremental increase of Victoria Newton, Range 21 Step A, Eligibility Worker I, to Range 25 Step A, Eligibility Worker II, effective June 1, 1993. Victoria Newton will have to complete a six-month probationary period and will not be eligible for a Merit Increase until June 1, 1994.
AYES: Supervisors Schreiber, Colt, Carver, McIntyre and Huffman.
NOES: None. Motion carries.

CONSENT AGENDA ITEMS:

Supervisor McIntyre pulls Item C and Supervisor Schreiber pulls Item B for discussion.

Motion by Supervisor McIntyre, seconded by Supervisor Carver and carried, to approve Consent Agenda as presented except for Items B and C. Chairman and/or Clerk authorized to execute/sign all necessary documents.

- a) Minutes of May 3, 1993 meeting.
- d) Adoption of Resolution 93-26 re: Energy Element from 5/3/93 public hearing.
- e) Clerk to return late filed claim as recommended by Risk Management Services.

CONSENT AGENDA ITEM 17C:

Supervisor McIntyre pulled this item off for discussion. Road Department is requesting the fixed asset budget be increased from \$90,000.00 to \$105,000.00.

Motion by Supervisor McIntyre, seconded by Supervisor Carver and carried, to approve the increase of the fixed asset budget for the Road Department from \$90,000.00 to \$105,000.00, a line item transfer. AYES: Supervisors Schreiber, Colt, Carver, McIntyre and Huffman. NOES: None. Motion carries.

COMMUNITY PROGRAMS ITEMS:

Community Programs Director Mike Maxwell requests permission to purchase a Mita-Fax machine to be located at the Community Programs/GAIN office, the cost will not exceed \$2,500.00. This was already approved in the departments' 1992-93 fixed asset budget.

Mr. Maxwell also requests permission to purchase a new telephone system for the GAIN office as some of the present phones in the GAIN office are nonfunctional and parts are no longer available, the cost will not exceed \$3,500.00. This was also approved in the departments' 1992-93 fixed asset budget.

Motion by Supervisor McIntyre, seconded by Supervisor Carver and carried, to approve the purchase of a Mita-fax machine, not to exceed \$2,500.00 and the purchase of a telephone system, not to exceed \$3,500.00, for Community Programs/GAIN. AYES: Supervisors Schreiber, Colt, Carver, McIntyre and Huffman. NOES: None. Motion carries.

HIRING PROCEDURES/SALARY FOR LIBRARIAN:

Supervisor Schreiber discusses that the librarian salary was not in the paper and the position was advertised for only two weeks. Chairman Colt states that there is already an Ordinance regarding the Librarian position and that it will need to be amended due to the Office of Education not paying 1/2 of the salary anymore. Mike Maxwell suggests that the matter be referred back to the Library Advisory Board for salary of the Librarian prior to interviewing and hiring. Mr. Maxwell will bring this to the attention of the Library Advisory Board and will return to the Board of Supervisors on the June 7, 1993 meeting.

CONSENT AGENDA ITEM 17B:

Supervisor Schreiber wanted to discuss this item as he feels that the whole County is not being represented on the Library Advisory Board and Friends of the Library. Supervisor Schreiber wants to see the position of Friends of the Library advertised more, like in the paper

and notices posted at all Branch Libraries. Supervisor Schreiber wants the Library to advertise and post until the June 7, 1993 Board of Supervisors meeting, with the position advertised at all Post Offices and Branch Libraries. It is so directed.

2:45 p.m. Recess as Board of Supervisors and convene as Board of Directors of Community Facilities District #1.

Librarian Betty Chism requests permission to transfer from Services and Supplies to Fixed Assets a total of \$6,800.00 to purchase a copy machine for the Davis Creek Branch in the amount of \$2,000.00 and to purchase a Public Access Catalog for the Alturas Library in the amount of \$4,800.00. Mrs. Chism is also requesting permission to delete the Davis Creek unserviceable copy machine #580-112-1d from the Library inventory.

Motion by Supervisor McIntyre, seconded by Supervisor Carver and carried, to approve the purchase of a copy machine for the Davis Creek Branch, amount of \$2,000.00, plus the purchase of a Public Access Catalog for the Alturas Library, amount of \$4,800.00, and to delete the Davis Creek's unserviceable copy machine, #580-112-1d from the Library inventory. Total amount of funds to be transferred from Services and Supplies to fixed assets is \$6,800.00.

AYES: Supervisors Schreiber, Colt, Carver, McIntyre and Huffman.

NOES: None. Motion carries.

2:52 p.m. Recess as Board of Directors of Community Facilities District #1 and reconvene as Board as Supervisors.

BOARD OF SUPERVISORS:

Chairman Colt discusses the request from Judge Young for names of interested parties for the Grand Jury.

Honorary Supervisors return. Each Board member gives his or her Honorary Supervisor their certificate and thank them for being here.

3:15 p.m. Break.

3:30 p.m. Closed session: Government Code Section 54956.9 Litigation, Government Code Section 54957.6 Personnel:

4:50 p.m. Closed session recesses. Board meeting resumes with all member present.

Chairman Colt announces that no action was taken during closed session.

Supervisor McIntyre leaves.

Motion by Supervisor Schreiber, seconded by Supervisor Carver and carried, to authorize the Chairman to sign the Laskey settlement agreement.

AYES: Supervisors Schreiber, Colt, Carver and Huffman.

ABSENT: Supervisor McIntyre. Motion carries.

Motion by Supervisor Carver, seconded by Supervisor Huffman and carried, authorizing District Attorney Sorensen to refill the position in Family Support that is currently vacant.

AYES: Supervisors Colt, Carver and Huffman.

NOES: Supervisor Schreiber.

ABSENT: Supervisor McIntyre. Motion carries.

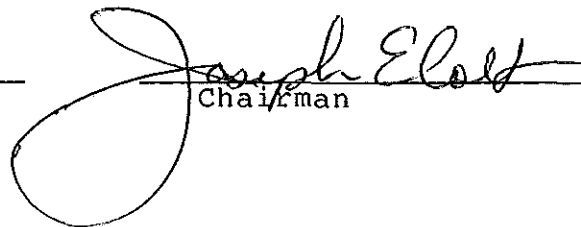
Director of Administrative Services Mike Maxwell and County Counsel Ruth Sorensen request permission to review the agenda while in rough draft form, before it is posted. Permission granted.

No further business to come before the Board at this time. Meeting adjourned, to meet in regular session on June 7, 1993 at 10:00 a.m.

5:05 p.m. Meeting adjourned.



Deputy Clerk



Chairman