

MODOC COUNTY BOARD OF SUPERVISORS

March 20, 1989

Meeting called to order by Chairman Jones, pursuant to law. Flag salute. Chairman notes the agenda was posted March 16, 1989.

PRESENT: Supervisors Schreiber, Polson, Coulson and Jones.

ABSENT: Supervisor Anderson.

FOREST SERVICE MANAGEMENT PLAN:

Supervisor Anderson, Supervisor Coulson and Assessor Dederick to continue working on behalf of the County on the Forest Service Management Plan.

Hospital and Nursing Home purchase Issues:  
Closed Session re: instructions to negotiators

10:10 A.M. Board meeting convenes in open session.

ORDERED on motion of Supervisor Schreiber, seconded by Supervisor Polson, that the agenda be amended for the purpose of consideration of hiring Richard Milbrodt as temporary Assistant to the Board. All Ayes.

ORDERED on motion of Supervisor Schreiber, seconded by Supervisor Coulson, that Richard Milbrodt be retained as temporary advisor /consultant to the Board on the hospital issue. All Ayes.

10:13 a.m. Board meeting convenes in closed session.

Noon Recess:

1:30 p.m. Meeting convenes in open session with Supervisors Schreiber, Polson, Coulson and Jones present. Supervisor Anderson absent.

Chairman Jones announces to the public that the Board met in closed session with counsel regarding negotiations for hospital/nursing home. No action was taken during the closed session. Counsel to meet with Washoe representatives this afternoon and report to the Board following the meeting.

FINDINGS & RECOMMENDATIONS RE: PROFESSIONAL STAFF TO WORK WITH THE BOARD:

Mr. Richard Milbrodt summarizes the Management Assistant Report prepared for the Board of Supervisors. Cost proposal for implementing recommendations contained in Management Assistance

Report previously submitted to Board members.

ORDERED on motion of Supervisor Coulson, seconded by Supervisor Polson, that Richard Milbrodt, be hired to proceed with Plan A as presented by Mr. Milbrodt. Plan A, is to facilitate goal setting and development of a strategic plan. All Ayes.

Mr. Milbrodt advises Board members that to implement Plan A, which is the strategic planning effort, it will require Board members and Department Heads to meet in the near future in order for all the discussion and planning to be done without daily work requirements. Mr. Milbrodt suggests it be planned for a place outside the courthouse if space is available.

Board members agree to work with Mr. Milbrodt in developing goals and plans in any manner he requests.

AB 90 ADVISORY GROUP:

ORDERED on motion of Supervisor Schreiber, seconded by Supervisor Coulson, that the following persons be appointed as members of the 1989-90 Advisory Committee for the County Justice System Subvention Program.

Becky Dederick, Chief Probation Officer, Bruce Mix, Sheriff, Guy Martin Young, Judge, Ben Zandstra, Chairperson, JJC, Ruth Sorensen, DA, Larry Dier, Public Defender, Lew Foster, Superintendent of Schools, Larry Pickett, Alturas Police Dept., Charles Johnson, City Council, Marie Tolbert, I'SOT, ter, Coordinator Y&FS, Cathy Curtis, MJUSD. All Ayes.

AREA AGENCY ADVISORY COUNCIL:

ORDERED on motion of Supervisor Schreiber, seconded by Supervisor Polson, that Carroll Hironymous be appointed alternate member of Area Agency Advisory Council to fill the vacancy created by the resignation of Norma Clark All Ayes.

TAYLOR GRAZING:

ORDERED on motion of Supervisor Schreiber, seconded by Supervisor Coulson, that the Chairman of the Board is authorized to sign Bureau of Land Management Proffer of Monetary Contribution--Taylor Grazing on behalf of the County of Modoc. All Ayes.

CALIFORNIA DEPT. OF HEALTH SERVICES CMSP PROGRAM:

ORDERED on motion of Supervisor Schreiber, seconded by Supervisor Coulson, that the Chairman of the Board is authorized to sign Declaration of Intent to enter into a contract with the California Department of Health Services for participation in the County Medical Services Program effective July 1, 1989. All Ayes.

CORRESPONDENCE:

A letter is read from Didgie Wall and Chet Brown regarding policy regarding plowing of county roads.

REMODELING OF THE BASEMENT IS DISCUSSED:

Supervisor Schreiber questions moving the Veterans Service Office/Public Guardian into the basement. Following discussion the basement remodeling will proceed and the Veterans Service Office/Public Guardian will be located in the courthouse basement.

ANTI-GUN CONTROL LEGISLATION DISCUSSION:

Tim Copp representing a Citizens Committee requests resolutions be adopted supporting the Second Amendment to the Constitution the United States, being amendment that guarantees the right of the people to keep and bear arms.

A proposed letter submitted by Sheriff Mix is read requesting Governor Deukmejian veto pending legislation regarding "assault weapons" for the following reasons:

1. Pending legislation infringes on the rights of the law abiding citizens of this County and State. Modoc County citizens believe strongly in the United States and the State of California constitutions.

2. Pending legislation is incorrect and inconsistent and will not effectively help law enforcement.

3. Legislation should be directed at developing a class of people prohibited from possession of all firearms, not restricting the law abiding.

4. Drug abuse and other social ills are the problem. Guns and their unlawful use are a symptom of these problems. Laws should be directed at the problems, not the symptoms of those problems.

ORDERED on motion of Supervisor Schreiber, seconded by Supervisor Coulson, that the proposed letter be sent to Governor Deukemejian regarding gun control. All Ayes.

Mr. Copp submits a proposed resolution supporting the Second Amendment to the Constitution.

ORDERED on motion of Supervisor Coulson, second by Supervisor Schreiber, that Resolution No. 89-13 be adopted supporting the Second Amendment to the Constitution of the United States of America. Copy to be sent to President Bush. All Ayes.

Mr. Copp requests information from County Counsel regarding county residents right to keep and bear arms. County Counsel Sorensen informs Mr. Copp that there is a prohibition of a militia except a federal militia. The Board and county have no power to form a militia.

THOMS CREEK ESTATES:

Dave Clay, representing Thoms Creek Estates Property Owners Association requests the County take over an additional 2 1/2 mile of road in Thoms Creek II subdivision (to the main road) into the county road system. Road Commissioner Wickenden to check into the matter and report to the Board at a later date.

PROPOSAL TO RELEASE LIEN ON LOVENESS PARCEL:

Mr. John Gerth having presented a proposal to release the lien on the Loveness parcel in Adin, CA for 10% of the balance due on the Judgment. The amount due is interest only the taxes have been paid. Mr. Gerth informs Board members that the Siskiyou Board of Supervisors will release the lien for 10% of the balance due in that County.

ORDERED on motion of Supervisor Schreiber, seconded by Supervisor Polson, that the lien on the Loveness Parcel in Adin be released for the sum of 10% of the balance due on the Judgment, being in excess of \$18,000.00. All Ayes.

3:15 p.m. Closed Session.

3:30 p.m. Board meeting convenes in open session. Supervisor Anderson absent.

Chairman Jones announces no action was taken during the closed session. He further states that a negotiating team has been formed to work on keeping the hospital in Alturas and will be reporting to the Board.

DEPT. OF PUBLIC WORKS/ROAD DEPARTMENT:

Road Commissioner Wickenden requests authorization to promote Lonnie Sphar from Maintenance Worker II, Range 30 E, to Senior Maintenance Worker Range 34 D, effective March 1, 1989. Lonnie Sphar is going to be in charge of the Road Department's program of training and testing to meet requirements of California Department of Motor Vehicles for truck drivers.

ORDERED on motion of Supervisor Coulson, seconded by Supervisor Polson, that Road Commissioner be authorized to promote Lonnie Sphar from Maintenance Worker II, Range 30 E, to Senior Maintenance Worker, Range 34, Step D, effective March 1, 1989, due to added responsibilities. All Ayes.

Bob Wickenden, Director of Public Works, discusses testing Ft. Bidwell and Old Cedarville Land Fills. He informs Board members that testing of the Ft. Bidwell land fill is due July 1, 1989, the old Cedarville land fill is not due until next year he would like to have the two land fills tested at this time. Mr. Wickenden submits reports on the land fills to Board members for review.

Secretary in Range 30.

ORDERED on motion of Supervisor Coulson, seconded by Supervisor Schreiber, that the Administrative Clerk, Range 18, in Community Programs Department be reclassified to Executive Secretary in Range 30. All Ayes.

ORDERED on motion of Supervisor Coulson, seconded by Supervisor Schreiber, that ORDINANCE NO. 250-RR be adopted, to amend ordinance No. 250, to change the salary of the Modoc County Community Programs Coordinator to \$30,000.00 annually, effective March 6, 1989 and adding the position of Executive Secretary, Community Programs Department, Range 30, effective March 6, 1989. This ordinance to take effect March 6, 1989, to preserve and ensure the continued effective functioning of the Community Programs Department. All Ayes.

ORDERED on motion of Supervisor Coulson, seconded by Supervisor Schreiber, that the position of Executive Secretary of Community Programs Department to be under the administrative authority of the Board of Supervisors, and remove any decision making power from the Community Programs Department Coordinator. All Ayes.

#### UNDERGROUND STORAGE TANK PROGRAM:

Bud Greenbank, Agricultural Commissioner, discusses the underground storage tank program. He informs Board members that 5 counties are out of compliance with the regulations.

County Counsel Sorensen directed to contact the State Water Resources Board regarding underground storage tank program and set up a meeting with the underground storage tank owners and state representatives to discuss the regulations and also implementation. Implementation of the program to be discussed at budget hearings.

Supervisor Don Polson appointed to represent the Board at meetings regarding the Underground Storage Tank Program.

Board of Supervisors meeting recessed and meeting reconvenes as Air Pollution Control Board.

Bud Greenbank discusses AB 2588. Mr. Greenbank states that this would require Calandor Pine Corporation to prepare and submit an emissions plan. The emissions plan is reviewed by Air Pollution Control Officer and submitted to the State Air Resources Board. Mr. Greenbank estimates the cost to the county would be approximately \$190,000.

ORDERED on motion of Supervisor Coulson, seconded by Supervisor Schreiber, approving the Modoc County Air Pollution Control Officer's anticipated costs of \$190,000 to implement and administer AB 2588 for fiscal year 1989-90. All Ayes.

Air Pollution Control Board recesses and Board of Supervisors

meeting reconvenes.

YOUTH AND FAMILY SERVICES--SALARY ORDINANCE:

ORDERED on motion of Supervisor Coulson, seconded by Supervisor Polson, that Ordinance No. 250--SS be adopted, amending Ordinance 250, to add the position of Director of Modoc County Youth and Family Services at an annual salary of \$28,800.00, effective February 1, 1989. The position of Youth and Family Services Coordinator/Counselor at Range 38 is deleted. This ordinance to take effect February 1, 1989, to assure the continued effective functioning of the Youth and Family Services Department.

All Ayes.

ORDERED on motion of Supervisor Coulson, seconded by Supervisor Polson, that Ordinance No. 136--C be adopted, amending Ordinance No. 136, designating the Sheriff as Director of Emergency Services pursuant to Article 1.1, Chapter 2, Part 3, Division 2, Title 3 of the Government Code. This ordinance to take effect March 20, 1989 to ensure the continued efficient functioning of emergency services in Modoc County.

All Ayes.

HOSPITAL:

The Intention to purchase real property is continued to April 3, 1989 Board meeting.

ASH CREEK WILDLIFE AREA:

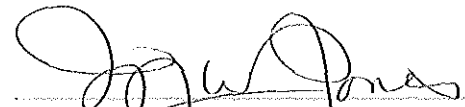
Brian Tillot, Sean Curtis and Assessor Dederick appear before the Board regarding the Ash Creek Wildlife Area. The matter is not on the agenda therefore no action is taken.

Special meeting is fixed for Friday, March 24, 1989, at 9:00 a.m. for the purpose of discussion and proposal re: Ash Creek Wildlife Area.

There being no further business to come before the Board at this time the meeting is adjourned. Regular meeting fixed for Monday, April 3, 1989 at 9:00 a.m.

5:10 p.m. Recess

  
MAXINE MADISON, CLERK

  
M.W. JONES, CHAIRMAN