

Meeting called to order pursuant to law by Chairman, M.W. "Mick" Jones.

PRESENT: Supervisors John B. Laxague, Melvin "Andy" Anderson, Lesley J. Chace, John L. Coulson and M.W. "Mick" Jones.

The minutes of the previous meeting are approved as filed.

AFFIRMATIVE ACTION COORDINATOR:

ORDERED on motion of Supervisor Chace, seconded by Supervisor Coulson, that the Modoc County Self Evaluation plan as presented by Mrs. Iris Turner, Affirmative Action Coordinator, be adopted as presented. The Director of Public Works is designated as the person responsible for implementing the Transition Plan. All Ayes.

DEPARTMENT OF MENTAL HEALTH:

ORDERED on motion of Supervisor Chace, seconded by Supervisor Coulson, that the following persons be appointed to the Mental Health Advisory Board pursuant to recommendation of the Advisory Board:

Elias Fernandez to fill the unexpired term of Rich Gessling, term expires May, 1986. Mary Alice Rich to fill the unexpired term of Betty Heft, term expires May, 1987. Mary Ann Prock to fill the unexpired term of David Coats, term expires May, 1987. All Ayes.

ORDERED on motion of Supervisor Laxague, seconded by Supervisor Chace, that the items unaccounted for in the Mental Health Inventory be referred to the District Attorney. All Ayes.

ORDERED on motion of Supervisor Laxague, seconded by Supervisor Coulson, that the excess inventory list from the Mental Health Department be referred to the Director of Public Works. All Ayes.

ORDERED on motion of Supervisor Laxague, seconded by Supervisor Coulson, that the Auditor be directed to conduct a physical inventory for the Road Commissioner's Office, Agricultural Commissioner's Office and the Office of the District Attorney/Public Administrator. The Auditor is directed to inventory county offices in the future upon change of Department Heads. All Ayes.

PENALTY ABATEMENT APPLICATIONS:

ORDERED on motion of Supervisor Laxague, seconded by Supervisor Anderson, that the application for Abatement of Penalty in the amount of \$100.00 as filed by Anton J. and Magie J. Saman, on Assessor's Parcel No. 36-044-12, be denied. All Ayes.

ORDERED on motion of Supervisor Laxague, seconded by Supervisor Coulson, that the Application for reconsideration of Request for Penalty Abatement, in the amount of \$100.00 as filed by Steve D. Orr, on Assessor's Parcel No. 41-292-13, be denied. All Ayes.

ORDERED on motion of Supervisor Anderson, Seconded by Supervisor Chace, that the application for Abatement of Penalty in the amount of \$100.00 as filed by Christopher B. Logan, on Assessor's Parcel No. 41-732-07, be denied. All Ayes.

ORDERED on motion of Supervisor Chace, seconded by Supervisor Laxague, that the application for Abatement of Penalty in the amount of \$100.00 as filed by Filbert J. and Deborah F. Velasquez, Jr., be abated pursuant to stipulation of the Assessor, the Change in Ownership Statement having crossed in the mail with the Penalty Notice. All Ayes.

AUGMENTATION HEARING 1984:
10:30 A.M.

This being the time regularly advertised for public hearing in the matter of the allocation of the sum of approximately \$40,989.00 for augmentation to Special Districts in Modoc County, the Board finds due and proper Notice of Hearing has been given. Mr. Pete Stanford, representing the Alturas Rural Fire Protection District, requests funds to help with the purchase of a fire truck. No other appearances or requests presented to the Board.

The Board reviews the sources of the Augmentation Funds, for the Cemetery and Fire Protection Districts and the Cash Balances on hand for each District. ORDERED on motion of Supervisor Chace, seconded by Supervisor Anderson, that the Auditor be directed to debit the sum of \$1,046.40 from the Alturas Cemetery District and credit the sum to the Alturas Rural Fire Protection District. FURTHER ORDERED that the sum of \$184.00 be debited from the Fort Bidwell Fire Protection District to be credited to the Fort Bidwell Light District, the sum of \$452.00 to be debited from the Eagleville Cemetery to be credited to the Eagleville Light District. FURTHER ORDERED that the sum of \$125.00 be debited from the Canby Fire Protection District to be credited to the Adin Lighting District. The balance of the augmentation funds are allocated pursuant to the listing as prepared by the Auditor. All Ayes.

PRIVATE INDUSTRY COUNCIL:

ORDERED on motion of Supervisor Laxague, seconded by Supervisor Coulson, that Peggy Page, Joseph Tolbert, Jim Holcomb and Robert Anderson be reappointed to the Private Industry Council for four year terms, with terms expiring June 30, 1988. All Ayes.

T.E.A.C.H. COORDINATOR:

Mr. Daniel Steinhagen reports on the progress of the Belli Building being restored as a historical building, he reports an application has been sent to the State Historical Preservation Office to enter the building on the historical register. Mr. Steinhagen to report to the Board at the next meeting any progress that has been made.

PUBLIC HEARING--AMENDMENT TO TEXT & MAPS OF ZONING ORDINANCE NO. 236:

11:00 A.M. This being the time regularly advertised for public hearing in the matter of the proposed amendments to the text and maps of Modoc County Zoning Ordinance No. 236. This would amend maps to adopt the Flood Insurance Rate Maps, which designates the locations of the "FI" zone; Amend text of the "FI zone to implement the requirement of the National Flood Insurance Program; Amend text to provide for a Minimum lot Size overlay zone, "M" Zone; amend the lot size requirements of the Residential-Rural or "RR" Zone; and minor amendments for consistency and clarification. The Board finds that due and proper Notice of Hearing has been given pursuant to law. The Board has reviewed the staff report as filed by the Modoc County Planning Department.

No one appearing in opposition to the proposed zoning ordinance amendment, it is ORDERED on motion of Supervisor Coulson, seconded by Supervisor Chace that ORDINANCE No. 236.29 be adopted, amending the text and maps of Modoc County Zoning Ordinance No. 236, pursuant to the recommendations of the Planning Commission as set forth in their Resolution No. 84-23. All Ayes.

Public Hearing in the matter of the application of Leisure Industries of 2800 Twenty-Eighth Street, Santa Monica, CA, for approval of a tentative subdivision, designated California Pines Lake Unit V, is fixed for hearing Monday, November 5, 1984 at 11:00 A.M.

PUBLIC HEARING--ABANDONMENT OF PORTION OF ROSS STREET IN FT. BIDWELL:

11:15 A.M. This being the time regularly advertised for public hearing to abandon a portion of Ross Street between Lot 9 in Block B and Lot 16 in Block C, and a portion of Church Street between Lot 9 in Block C and Lot 16 in Block D in the McConnaughty Addition to the town of Fort Bidwell. The Board finds due and proper Notice of Hearing has been given. No one appearing on the matter. Road Commissioner Wickenden requests the hearing be continued. ORDERED on motion of Supervisor Laxague, seconded by Supervisor Coulson that this hearing be continued from this date to Monday, November 5, 1984 at 10:45 A.M. All Ayes.

ROAD DEPARTMENT:

ORDERED on motion of Supervisor Anderson, seconded by Supervisor Coulson, that a strip of land 60' in width intersecting State Route 299, thence easterly a distance of 1.13 miles, containing 8.26 acres more or less, be accepted in the county Road system. This easement to be in effect for the duration of the County Contract to remove mineral materials. Upon termination of the contract, the rights of the easement and the improvements thereon reverts back to the owner of record, and the Chairman is authorized to sign said Certificate of Acceptance on behalf of the County of Modoc. All Ayes.

11:30 A.M. Board in executive session. 11:40 A.M. Board in session with all members present.

ROAD DEPARTMENT-PERSONNEL MATTER:

ORDERED on motion of Supervisor Laxague, seconded by Supervisor Coulson, that the Road Commissioner be authorized to replace the foreman at Newell Road Department from the Alturas Road Department. Dave Brunnemer to be promoted to foreman of the Newell Road Department, in Range 36, Step D, effective October 16, 1984, said employee having worked in this Department for 12 years in this field, and therefore qualifies in this Range. All Ayes.

HERITAGE ARTICULATION PROGRAM COORDINATOR:

ORDERED on motion of Supervisor Anderson, seconded by Supervisor Chace, that the contracts for Jeanette Dial, as Secretarial Assistant for the Heritage Articulation Program, for the sum of \$1,806. for a period commencing October 1, 1984 and ending September 30, 1985. Ron P. McCullough, as a Technology Consultant for a sum not to exceed \$1,000. for consultation services for a term commencing October 1, 1984 and ending September 30, 1985. Allen Burke Kendrick as a Technology Coordinator for a period commencing October 1, 1984 and ending August 31, 1985, for a sum of \$200 per month with no employment benefits. Chairman authorized to sign said contracts on behalf of the County of Modoc. All Ayes.

SHERIFF:

ORDERED on motion of Supervisor Chace, seconded by Supervisor Anderson, that the Sheriff be authorized to negotiate bids for purchase of a vehicle, pursuant to budgetary provisions. All Ayes.

ORDINANCE NO. 271:

This being the time set for the second reading of a proposed ordinance that will adopt the General Penalty provisions for county ordinances. Proposed ordinance is read. ORDERED on motion of Supervisor Laxague, seconded by Supervisor Coulson, that the General Penalty Ordinance for the County of Modoc No. 271, be adopted as presented. All Ayes.

ORDINANCE NO. 272:

* This being the time set for the second reading of a proposed ordinance that will adopt the County Code, that has compiled, edited and published a codification of the permanent and general ordinances of Modoc County.

Reading of the proposed ordinance is waived. ORDERED on motion of Supervisor Laxague, seconded by Supervisor Chace, that Ordinance No. 272, adopting the County Code, be adopted as presented. All Ayes.

NOON RECESS:

1:30 P.M. Meeting reconvened with all members present.

PUBLIC HEARING--SPECTRUM DEVELOPMENT ENTERPRISES, ZONE CHANGE:

1:30 P.M. This being the time regularly advertised for public hearing in the matter of the application of Spectrum Development Enterprises' for a change of zoning from Agricultural-General to Industrial on a parcel consisting of approximately 5 acres, located on East Street, about 1/2 mile north of Alturas, CA. The record indicates that due and proper Notice of Hearing in the matter has been given.

Gary Horton and Robert Clow present testimony in support of their application, filing a petition containing approximately 26 signatures in support of the proposal. Letter from Carolyn LeVan is read in support of the proposal. Daniel Steinhagen, T.E.A.C.H. Coordinator reads a letter from the Private Industry Council in support of the proposal. A letter from M. Morrell is read in support of the proposed zone change. Jesciscia Cantrall Folsom, Dick Steyer, Ruth Clow, Faye Bailey, Dorothy Kelly and Ron Boran, Chamber of Commerce Manager speak in support of the proposal.

Letters in opposition are received from the following persons; Pauline Westman, Mr. & Mrs. Howard Steairs, Elizabeth A. Eppler, Donald L. Eppler, Ernest R. Archer, Mr. & Mrs. Jack Ochs, L.H. Goddard, V.M. Goddard, Ermond L. Lament, Clarence Lotspeich, Richard W. Teixeira, Louise P. Bench, Lurna Morris, Michael Grivel, W.E. Driscoll, LaVelle Dailey, John T. Dailey, Minnie Kuhnel, Herman Schoen, Jr., J. Howard Nescher, Pat Gloster, Ken Gloster, Nellie M. Wilson, Hester E. Rahm, M. Dorjan, Dorothy Nescher and Robert F. Brooks. Speaking in opposition to the proposal are Robert F. Brooks, Ken Gloster, Paul Kuhnel and Tom Dailey.

Gordon ASh, Modoc County Planner reviews portions of the Planning Commission record with the Board of Supervisors. Bob Wickenden advises the Board that approximately 800 vehicles travel that road per day. Robert Schluter, Planning Commissioner member speaks to the issue and the denial by the Planning Commission.

Following discussion the Board finds the proposed change may be detrimental to the safety, peace and general welfare of the people residing in the project vicinity due to the potential incompatibility of the "I" Zone with surrounding uses, and demands on local roads, pursuant to recommendations. Motion by Supervisor Anderson, Seconded by Supervisor Chace, that the proposed amendment to County Ordinance 236, for Zone Change from "AG" to "I" be denied. Clerk polls the Board. AYES: Supervisors Laxague, Coulson, Anderson and Chace. Supervisor Jones Abstains. Motion carries.

INSURANCE PROPOSALS:

The Board having requested insurance agents to present proposals for Self Funding Medical and Health Insurance, the following agents present proposals, Mike Nelson, Bill Madison, Douglas Holt, and Hal Mezger. Chairman Jones thanks the agents for their presentation and advises them the Board is going to check into the matter of self funding insurance further.

AGRICULTURAL COMMISSIONER INTERVIEWS:

Interviews for applicants for the position of Agricultural Commissioner are fixed for Monday, November 5, 1984.

COMMITTEE REPORTS:

ORDERED on motion of Supervisor Laxague, seconded by Supervisor Chace, that the Clerk be directed to advertise a hearing on the proposal for a Conservation Camp in Modoc County. The hearing is fixed for Monday, October 22, 1984 at 7:00 p.m. at the Veteran's Hall, in Alturas, CA

ORDERED on motion of Supervisor Chace, seconded by Supervisor Coulson, that the Auditor be authorized to pay the sum of \$5,200.00 to Truck Insurance Exchange being deductible amount due for settlement of a civil case. Funds to be paid from the contingency fund. All Ayes.

CORRESPONDENCE:


A letter is read from Superior Court Judge Young advising the Board that Robert F. Brooks has been appointed as the public member of the Work Release Program Screening Committee.

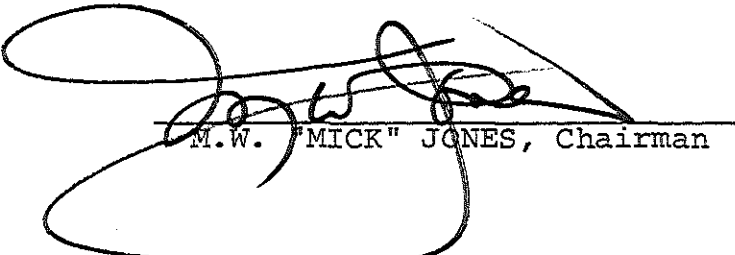
Letters are received and read from Public Employees' Retirement regarding Re-Evaluation of Disability Status for Safety Retirees. A letter from BLM regarding Open House in Susanville, CA on October 17, 1984 to all persons interested in the Wild Horse and Burro Program. Senafor Ray Johnson regarding letter he sent to Public Utilities Commission requesting information on decision to disallow Surprise Valley Electrification Corporation right to serve an Oth-B Radar installation in Modoc County.

CALIFORNIA STATE DEPARTMENT OF FORESTRY:

Representatives from California Department of Forestry present proposed fire Hazard Maps for Modoc County. The Board is advised that the last day for public comment is October 22, 1984. Gordon Ash, County Planner is authorized to write a letter protesting the high fire hazard area in Modoc County.

There being no further business to come before the Board at this time the meeting is adjourned to meet in regular session on Monday, November 5, 1984 at 10:00 A.M.


MAXINE MADISON, Clerk


M.W. "MICK" JONES, Chairman