

Meeting called to order pursuant to law by Chairman Williams. Supervisors Terry Williams, Mike Dunn, Patricia Cantrall, Willy Hagge and Nancy J. Huffman present. Auditor Judi Stevens, County Administrative Officer Michael Maxwell and Senior Deputy Clerk Diana McCulley also present.

Following the flag salute, Supervisor Huffman offers the invocation. Chairman notes that the agenda was posted on September 19, 2001 as required by law.

NO MATTERS INITIATED BY THE PUBLIC.

DEPARTMENT HEAD REPORTS.

CAO Maxwell requests an emergency item be added to the agenda on behalf of the Probation Department. The request is for line item transfers for fixed assets. This money needs to be allocated prior to the next Board meeting.

Motion by Supervisor Cantrall, seconded by Supervisor Huffman and unanimously carried to find the item as an emergency item, and add it to the agenda as item 3(a) as requested by CAO Maxwell.

1. PERSONNEL MATTER: CONFER PERMANENT EMPLOYMENT STATUS ON GENE MORRIS, AND APPROVE HIS PROMOTION TO ENGINEERING TECHNICIAN I, CLASS CODE 063, SALARY RANGE 162, STEP A, SALARY \$2,189 PER MONTH, TO BE FUNDED BY THE ROAD FUND, EFFECTIVE OCTOBER 1, 2001 (ROAD COMMISSIONER TRACY)

Motion by Supervisor Hagge, seconded by Supervisor Huffman and unanimously carried to authorize the Road Commissioner to promote Gene Morris to permanent status to Engineering Technician I, Range 162, Step A effective October 01, 2001 as he has successfully completed his probationary period.

2. a) PERSONNEL MATTER: VERN SEAVERS HIRED AS A DEPUTY II, HE HAS 10 YEARS EXPERIENCE: REQUEST 147C @ \$2240.00/MONTH. b) PERSONNEL MATTER: BILL ENGLE HIRED AS A DEPUTY II/NEWELL, HE HAS 4 YEARS AND SERGEANT EXPERIENCE: REQUEST 147B @ \$2133.00/MONTH. c) PERSONNEL MATTER: ROBERT MENDOZA HIRED AS A C.O.I./JAILER, HE HAS 7 YEARS JAIL EXPERIENCE: REQUEST 127B @ \$1930.00/MONTH. (SHERIFF MIX)

CAO Maxwell is presenting these items as Sheriff Mix is in Sacramento with the Governor's Task Force with Terrorism.

Motion by Supervisor Cantrall, seconded by Supervisor Dunn and unanimously carried to approve the hiring of Vern Seavers, Bill Engle, and Robert Mendoza, (2. (a) (b) (c), at the requested status of range and step. Effective date will be the date on the change of status, as an effective date was not requested.

3. REQUESTING APPROVAL TO TRANSFER \$2005.00 FROM LINE ITEM 7130 MAINTENANCE/IMPROVEMENT OF STRUCTURES TO FIXED ASSETS/EQUIPMENT LINE ITEM 7870. IN ADDITION REQUEST BOARD AUTHORIZATION TO PURCHASE 7 PHONES FROM CITIZENS COMMUNICATION FOR \$2005.00. (CHIEF PROBATION OFFICER FERNANDEZ)

Chairman Williams questions Chief Probation Officer Fernandez what is wrong with their phones that they need new ones. Chief Probation Officer Fernandez states that they need to new front office phones that are capable of transferring/picking up incoming calls and switching to other interdepartmental offices. This would allow the front office people know if the line is busy or if the person requested is available. The two front phones are approximately \$500 each. One front phone is broke and they have borrowed another one to replace it temporarily. In order for the front phones to work effectively they need to purchase phones that respond to the front phones. This will come from grant funds.

Motion by Supervisor Cantrall, seconded by Supervisor Dunn and unanimously carried to approve the request to transfer \$2005 from line item 7130 Maintenance/Improvement of Structures to line item 7870 Fixed Assets/Equipment for the purchase of a new phone system.

3. (a) EMERGENCY ITEM: REQUEST TO TRANSFER \$12.00 FROM LINE ITEM 7270 SUPPORT/CARE, \$40.05 FROM LINE ITEM 7120 COURT WARDS EQUIPMENT MAINTENANCE, AND \$656.01 FROM LINE ITEM 7160 PROBATION – OFFICE EXPENSE FOR A TOTAL OF \$708.06 TO LINE ITEM 7870 FIXED ASSETS. (CHIEF PROBATION OFFICER FERNANDEZ)

Motion by Supervisor Dunn, seconded by Supervisor Huffinan and unanimously carried to approve the request to transfer \$12.00 from line item 7270 Support/Care, \$40.05 from line item 7120 Court Wards Equipment Maintenance, and \$656.01 from line item 7160 Probation – Office Expense for a total of \$708.06 to line item 7870 Fixed Assets. This will be paid to the IT Department for computer services.

Supervisor Cantrall was questioned by District Ranger Edie Asrow if some of the probationary people would be able to help the Forest Service with clean up in the forest as part of their community service. She says Chief Probation Officer Fernandez could get back to her or the Forest Service.

Currently Probation is handling mostly juveniles with a few adults. In the past the adults have been referred to non-profit organizations. But they have discussed this and the possibility of getting in contact with Supervisor Cantrall to see whom the contact person would be. Supervisor Cantrall tells him to get in contact with Ranger Edie Asrow at the Warner Mt. Ranger Station in Cedarville.

4. CONSENT AGENDA ITEMS:

(a) CONTRACT APPROVAL: BOARD OF SUPERVISORS APPROVAL OF THE MODOC INDIAN HEALTH PROJECT CONTRACT BETWEEN MODOC COUNTY ALCOHOL AND DRUG SERVICES FOR FY 2001/2002. (HEALTH SERVICES DIRECT SMITH)

(b) APPROVE BOARD MEETING MINUTES OF AUGUST 28, 2001.

Consent agenda item (b) is removed for discussion.

Motion by Supervisor Dunn, seconded by Supervisor Hagge to approve consent agenda item (a). Ayes: 4
Abstains: Supervisor Cantrall

Supervisor Hagge asks for clarification on page 338 where Supervisor Williams mentions the LTC that it should read MCTC. After discussion it is decided that Supervisor Williams did say LTC but meant MCTC. Minutes are left as stated.

Supervisor Huffman brings to attention the third paragraph from the bottom of the same page that the minutes state that Supervisor Cantrall made the motion and seconded it. She requests listening to the tape and changing the motion made or the second to the motion changed.

Supervisor Huffman requests the times that Supervisor Cantrall left and returned on pages 335 and 337 be reversed. She also requests that on page 336 under item 6(c) she feels that Sheriff Mix was able to answer the question of "what happens when the funding is not available?" The Board feels that the following sentence is correct. Supervisor Huffman requests that the sentence "Sheriff Mix is unable to answer this question" be stricken.

Motion by Supervisor Huffman, seconded by Supervisor Hagge and unanimously carried to approve the Board minutes of August 28, 2001 with the changes as stated.

5. ADOPT RESOLUTION ESTABLISHING ACCEPTANCE OF USDA RURAL HOUSING SERVICE GRANT. (PLANNING DIRECTOR KESSLER)

CAO Maxwell presents this item for Planning Director Kessler. The Rural Housing Service grant will help with monies in the building of the new Planning Department building. Part of the money is left over from the 911 funds and the rest is from General Fund and has already been allocated.

Motion by Supervisor Dunn, seconded by Supervisor Huffman and unanimously carried to adopt Resolution 01-60 Establishing Acceptance of USDA Rural Housing Service Grant.

6. ADOPT RESOLUTION DENOUNCING HATE CRIMES, INCLUDING THOSE AGAINST ARAB AND MUSLIM AMERICAN AND ENCOURAGE CITIZENS TO BE VIGILANT BUT NOT VIGILANTES AT THE REQUEST OF NATIONAL ASSOCIATION OF COUNTIES (NACo). (SUPERVISOR WILLIAMS)

Motion by Supervisor Hagge, seconded by Supervisor Huffman and carried unanimously to adopt Resolution 01-61 Denouncing Hate Crimes, Including Those Against Arab and Muslim American and Encourage Citizens to be Vigilant But Not Vigilantes as amended.

7. THE NATIONAL FOREST COUNTIES AND SCHOOLS COALITION HAS JOINED THE ALLIANCE FOR ENERGY AND ECONOMIC GROWTH AND URGE MODOC COUNTY TO JOIN THE ALLIANCE AS WELL. (SUPERVISOR WILLIAMS)

Supervisor Cantrall states that she is in opposition to this item. Board members discuss the item and take no action on it.

10:00 a.m. Board in recess. 10:13 a.m. Board reconvenes with Supervisors and staff present as heretofore except County Counsel Cochran absent.

8. DISCUSSION OF REINTRODUCTION OF THE WOLF TO KLAMATH-SISKIYOU AND MODOC PLATEAU REGIONS OF NORTHERN CALIFORNIA AND SOUTHWESTERN OREGON. (SUPERVISOR CANTRALL)

Motion by Supervisor Hagge, seconded by Supervisor Cantrall and unanimously carried to continue this item to the next meeting for further information from Siskiyou County Board of Supervisors.

9. LETTER IN SUPPORT OF HOUSE JOINT RESOLUTION 62. (SUPERVISOR DUNN)

This is a resolution establishing the military, instead of Congress, to decide whether to declare war, and not police, as the Government has currently been doing.

Motion by Supervisor Hagge, seconded by Supervisor Cantrall and unanimously carried to table this item to the next meeting for further information from Supervisor Dunn.

10. (a) RESOLUTION SUPPORTING THE EFFORTS OF THE CALIFORNIA STATE ASSOCIATION OF COUNTIES (CSAC), THE LEAGUE OF CALIFORNIA CITIES, AND THE CALIFORNIA SPECIAL DISTRICTS ASSOCIATION'S JOINTLY SPONSORED CONSTITUTIONAL AMENDMENT TO PROTECT LOCAL REVENUES. (CAO MAXWELL)

Motion by Supervisor Dunn, seconded by Supervisor Cantrall and unanimously carried to adopt Resolution 01-62 Supporting the Efforts of the California State Association of Counties, the League of California Cities, and the California Special Districts Association's jointly Sponsored Constitutional Amendment to Protect Local Revenues.

10:23 a.m. County Counsel Cochran present.

(b) APPROVE SUBCONTRACT AGREEMENTS BETWEEN THE COUNTY OF MODOC AND T.E.A.C.H., INC., FOR THE PROVISION OF SERVICES UNDER THE CHILD ABUSE PREVENTION, INTERVENTION & TREATMENT PROGRAM (CAPIT) IN THE AMOUNT OF \$62,032 AND THE COMMUNITY BASED FAMILY RESOURCE & SUPPORT PROGRAM (CBFRS) IN THE AMOUNT OF \$25, 950 AND AUTHORIZE THE COUNTY ADMINISTRATIVE OFFICER TO EXECUTE ALL DOCUMENTS ON BEHALF OF THE COUNTY. (CAO MAXWELL)

Motion by Supervisor Hagge, seconded by Dunn and unanimously carried to authorize CAO Maxwell to sign documents on behalf of the county.

(c) APPROVAL OF BOARD OF SUPERVISORS RESPONSE TO 2000/2001 GRAND JURY REPORT. (CAO MAXWELL)

Motion by Supervisor Dunn, seconded by Supervisor Huffman and unanimously carried to accept the response to the Grand Jury as written.

10:40 a.m. CLOSED SESSION: PER GOVERNMENT CODE 54956.8 – REAL ESTATE NEGOTIATIONS EXCEPTION. (CAO MAXWELL)

11:10 a.m. Board meeting reconvenes in open session with all members and staff present.

Chairman Williams announces that by a unanimous vote item 10 (c) Per Government Code 54956.8 – Real Estate Negotiations Exception the Board authorizes CAO Maxwell negotiate in the best interest for the County with Office of Education for the sale of the modular that was Mental Health on Henderson St.

DEPARTMENT HEAD REPORTS

County Counsel Cochran informs the Board that the packet that DA Buckwalter gave to them is missing a page of her letter. She gives the Board a packet also, showing a trail of the guardianship case she talked with them about at last meeting. She is still having problems with DA Buckwalter and Judge Baker.

CAO Maxwell reports that he will be gone from September 28th through October 8th. He will be back in his office October 9th.

Assistant Public Works Director Hironymous reports that the Forest Service has reimbursed the County for the use of the Alturas Airport \$8400 (\$350a day for 24 days). The County will also receive a check for \$9530 for impact to the solid waste system from the Forest Service. Supervisor Cantrall asks about reimbursement for repairs to the impact to the Jess Valley Road caused by the fire traffic. Assistant Public Works Director hasn't heard anything on that. But he does know that they have been up to look at it, but hasn't heard anything else.

Supervisor Huffman questions Sean Curtis, County Resource Analyst, on the letter from Jeff Peckham to the Forest Service, and has he heard anything on the meeting about the situation at the Big Valley Mill at Bieber. Mr. Curtis states that unless something changes, they will be auctioning the mill in December. They currently have an auctioneer there looking things over. Bruce Main, owner of the mill, is hoping something will come along so the can delay the auction. They are hoping the meeting with Chief Bosworth in Sacramento will shed a new light on things. Supervisor Huffman asks that this letter from Jeff Peckham sent to the Forest Service requesting a response from them be on the next agenda. Mr. Peckham has had problems getting complete prospectus from the Forest Service involving 3 timber sales this year.

Supervisor Cantrall has received a date for the geothermal tour in Empire, but it is set for a Board day, so she will be trying to get it changed.

Supervisor Dunn states that he was unable to attend the Assessment Appeals training set for September 20, in Redding. Supervisors Hagge and Williams, County Counsel Cochran did attend and stated that the morning session was worthwhile, but felt the afternoon session was not as beneficial because of continuous interruption from Butte County.

Supervisor Hagge reports on the MCTC meeting regarding Highway 299 improvement project. There is some disagreement with project as proposed. On December 04, 2001 there will be some actual decisions made on going forward with some of the modification.

Supervisor Huffman would like to see the Williamson Act brought back before the Board. She wants it put on the next agenda.

Supervisor Williams reports that he got a letter in the mail (as did other members) requesting an appointment to Founding Trustee of the Sacramento River Watershed Program. He would like it put on the next agenda to discuss the program and possible appointment. He submits a written report of the meetings he has attended: September 18, MCTC Public meeting for public input of the 299 project; September 19, Library Advisory meeting which included tours of Adin and Lookout libraries; September 20, Board of Equalization Training Seminar in Redding; and September 21, Modoc/Washoe Experimental Stewardship Program – Fall Range Tour of Blue Fire.

Lesley Chace, Chairman of the Grand Jury, introduces herself and invites the Board to feel free to come to any of the meetings or bring concerns to them. She informs the Board that there are members on the jury from the ages of 23 to 83. She would also like to thank County Counsel's office for Tracie's help.

12:25 p.m. Board is in recess until 7:00 p.m. for Public Hearing.

7:00 p.m. Board reconvenes with all members and staff present. Auditor Stevens is absent. Public Works Director/Road Commissioner Tracy, and Assistant Public Works Director Hironymous present.

Supervisor Cantrall presents a Certificate of Appreciation to Mrs. Mary Young for the service she has given to the County of Modoc as a Director to the Alturas Cemetery District since November 01, 1954.

7:15 p.m. Public Hearing Department of Public Works

(a) INCREASE GATE FEES AT COUNTY TRANSFER STATIONS/LANDFILLS.

Assistant Public Works Director Hironymous explains the need to increase gate fees at the solid waste transfer stations. The last few of years the Department of Public Works has been expending more than they have received from the gate fees. He hands out copies of the proposed increase in fees.

Kyle Weber, from Alturas Disposal, states that their fees will go up also, but will be very minimal.

Chairman Williams asks for input from the public. As there is no public attendance, Chairman Williams closes the Public Hearing.

(b) AMENDMENT TO ORDINANCE 220-A TO REFLECT INCREASE OF SOLID WASTE GATE/TIPPING FEES.

Motion by Supervisor Huffman, seconded by Supervisor Cantrall to introduce the proposed Amendment to Ordinance 220-A to Reflect Increase of Solid Waste Gate/Tipping Fees and to waive first reading. Reading and adoption of Amendment to Ordinance 220-A at the Board of Supervisors meeting on Tuesday, October 02, 2001.

7:40 p.m. There being no further business to come before the Board at this time, the meeting is adjourned to meet in regular session on Tuesday, October 02, 2001.



Diana McCulley
Senior Deputy Clerk



Terry Williams
Chairman