

The Board of Supervisors of the County of Modoc met in regular session this 5th day of November, 1996. The following Supervisors were present: Nancy J. Huffman, Ron McIntyre, Ed Carver, Ben Zandstra and Joe Colt. County Clerk Maxine Madison, Auditor Judi Stevens, District Attorney Hugh Comisky, Jr. and Director of Administrative Services Michael Maxwell also present.

Meeting called to order by Chairperson Huffman. Following the flag salute the invocation was offered by Supervisor Zandstra. Chairperson Huffman noted that the agenda was posted on October 30, 1996.

**MATTERS INITIATED BY THE PUBLIC:**

No matters initiated by the public.

**1. DEPARTMENT HEAD REPORTS:**

No department head reports at this time.

**2. PRESENTATION OF 30 YEAR SERVICE AWARD TO JOHN OLSEN: (Road Commissioner Pedersen)**

Chairperson Huffman presents 30 year service award to John Olsen expressing appreciation for his loyalty, diligence and outstanding performance during his tenure with Modoc County since November 7, 1966. John has worked in the Road Department for 30 years starting as an equipment operator and at this time a leader of the Specialty Crew.

**3. MODOC MEDICAL CENTER ITEMS:**

**a. FINANCIAL REPORT-SEPTEMBER, 1996.**

Elden Perrin, CFO presents financial report for September, 1996. He reports that the state survey required hiring of additional nurses. Seven additional nurses were hired. There were additional expenses that will be one time expense.

**A/R TRANSFER REQUEST - SEPTEMBER, 1996.**

Hospital Board of Trustees Chairman Brooks presents request for 74 accounts totaling \$7,283.67 to be referred to Small Claims and that 77 accounts totaling \$10,806.87 be referred for Collections and that Hospital Administrator and CFO be relieved of the active accountability for the collection of these debts.

Motion by Supervisor Carver, seconded by Supervisor Zandstra and carried, to approve the request to relieve the Hospital Administrator and County Financial Officer from active accountability for the collection of the following debts in the amount of \$18,090.54. Seventy-four accounts totaling \$7,283.67 to go to Small Claims and seventy-seven accounts totaling \$10,806.87 to go to a collection agency.

**c. WAGE/SALARY RECLASSIFICATIONS RECOMMENDATIONS:**

Hospital Administrator Laughnan presents Wage and Salary program revision. He discusses the requested changes and informs members that this is a part of the reorganization of the staffing at the hospital to meet the state standards. The Materials Manager current salary range is Range 48, the proposed range is Range 59. The proposal is to consolidate management activities for purchasing, central supply, housekeeping and laundry under a single classification of Materials Management.

The Business Officer Manager position was vacated October 25, 1996. The recommendation is to combine this position and salary with the senior accountant position and salary range to avoid additional cost. The senior accountant position will not be replaced. The recommended position is Business Office/Accounting Manager or Controller Range 116. The Activities Manager position is crucial to the Medical Center in order to maintain certification. He requests the position be reclassified to the position of Certified Activities Manager, Range 59, the current range without certification is Range 37. The recommendation to reclassify the position of ADON to Minimum Data Set (MDS) Coordinator, Range 118.

Motion by Supervisor Colt, seconded by Supervisor Carver and unanimously carried, to approve the Wage/Salary reclassifications as recommended, contingent upon approval by MCEA.

**d. ADMINISTRATOR'S REPORT:**

- 1. SNF UPDATE**
- 2. HOME HEALTH UPDATE**
- 3. SPECIFIC OBJECTIVES**

Hospital Administrator Laughnan reports that one RN has been hired, he has commitments from 4 other RN's with starting dates and one pending. The 6 nurses will replace the registry when they are hired. The savings to the county is approximately \$16,000.

Hospital Administrator updates members on SNF. In August the survey deficiency report contained 111 pages, the October survey is a total of 23 pages with 8 serious items remaining at this time that are being corrected. There will be another survey November 25, 1996 and they expect to regain certified status for skilled nursing at that time. There are presently 52 SNF patients and we would like to have 65 by June 30, 1997.

Hospital Administrator updates members on Home Health. He expects the state to certify the Home Health when they are here November 25, 1996. The Dental Clinic is expected to open December 1, 1996 if the state license is received. The Management Plan will be delivered to Director of Administrative Services tomorrow. He reports that they are pleased with the efforts of the doctors.

**4. LIBRARIAN ITEMS:**

- a. ACCEPTANCE OF GIFT FROM THE FRIENDS OF THE LIBRARY TO PURCHASE A NEW COPY MACHINE.**

Librarian Uyttenhove requests permission to accept a gift of \$3195. from Friends of the Library. They would like to purchase a copy machine with approximately half of the money and keep the balance in fixed assets.

Motion by Supervisor Colt, seconded by Supervisor Zandstra and unanimously carried, to authorize the Library to accept the gift of \$3195. from the Friends of the Library.

Motion by Supervisor Zandstra, seconded by Supervisor Colt and unanimously carried, to direct Auditor to modify the Library budget to increase the fixed asset budget in the amount of \$3195.00.

**5. PERSONNEL MATTER: REQUEST APPROVAL TO PROMOTE DAVE BENSON TO AUDITOR APPRAISER II EFFECTIVE 11/1/1996, RANGE 40C + 5% EDUCATIONAL TO RANGE 43 STEP D.**

Motion by Supervisor McIntyre, seconded by Supervisor Carver and unanimously carried, to approve the promotion of Dave Benson to Auditor-Appraiser effective November 1, 1996 from Range 40 C + 5% Educational to Range 43, Step D.

**6. ROAD COMMISSIONER ITEMS:**

**a. AUTHORIZE ROAD COMMISSIONER TO PROMOTE EMPLOYEE FROM STAFF ASSISTANT, RANGE 41D, TO TRANSPORTATION MANAGER, RANGE 48B, EFFECTIVE OCTOBER 1, 1996.**

Motion by Supervisor McIntyre, seconded by Supervisor Colt and unanimously carried, to promote Debbie Fogle, Staff Assistant, Range 41D, to Transportation Manager, Range 48B, effective October 1, 1996.

**b. AUTHORIZE ROAD COMMISSIONER TO PROMOTE EMPLOYEE FROM CHIEF LAND SURVEYOR, RANGE 54F+1, DEPUTY ROAD COMMISSIONER ENGINEERING SERVICES, RANGE 61F, EFFECTIVE NOVEMBER 1, 1996.**

Road Commissioner Pedersen reports that the position of Chief Land Surveyor will not be filled.

Motion by Supervisor Colt, seconded by Supervisor Carver and unanimously carried, to authorize Road Commissioner to promote Kip Lybarger, Chief Land Surveyor, Range 54F+1, to Deputy Road Commissioner-Engineering Services, Range 61F, effective November 1, 1996.

**c. AUTHORIZE THE POSITION OF ENGINEER TECHNICIAN II, RANGE 46, AND ELIMINATE THE POSITION OF ASSISTANT ENGINEER, RANGE 51, IN THE ROAD DEPARTMENT BUDGET FOR FY 1996/97.**

Motion by Supervisor McIntyre, seconded by Supervisor Zandstra to authorize the position of Engineer Technician II, Range 46, and eliminate the position of Assistant Engineer, Range 51, in the Road Department budget for FY 1996/97.

**d. AUTHORIZE ROAD COMMISSIONER TO ADVERTISE AND AWARD THE 1997 ANNUAL PROPANE BID AND AUTHORIZE THE ROAD COMMISSIONER TO EXECUTE ALL DOCUMENTS.**

Motion by Supervisor McIntyre, seconded by Supervisor Colt and unanimously carried, to authorize Road Commissioner to advertise and award the 1997 annual propane bid. Further authorize Road Commissioner to execute all documents pertaining to the bid.

**e. AUTHORIZE ROAD COMMISSIONER TO ADVERTISE AND AWARD THE 1997 ANNUAL HEATING OIL BID AND AUTHORIZE THE ROAD COMMISSIONER TO EXECUTE ALL DOCUMENTS.**

Motion by Supervisor Colt, seconded by Supervisor Carver and unanimously carried, to authorize Road Commissioner to advertise and award the 1997 annual Heating Oil bid. Further authorize the Road Commissioner to execute all documents pertaining to the bid.

**f. AUTHORIZE ROAD COMMISSIONER TO ADVERTISE AND AWARD THE 1997 ANNUAL UNLEADED GASOLINE AND DIESEL CARB #2 FUEL BID AND AUTHORIZE THE ROAD COMMISSIONER EXECUTE ALL DOCUMENTS.**

Motion by Supervisor Colt, seconded by Supervisor Zandstra and unanimously carried, to authorize Road Commissioner to advertise and award the 1997 annual unleaded gasoline and diesel carb #2 fuel bid and further to authorize Road Commissioner to execute all documents.

**11:00 a.m. Board in recess.**

**11:15 a.m. Board meeting reconvenes with members and staff present as heretofore.**

**7. REQUEST BOARD APPROVAL TO MODIFY STRUCTURE OF ENVIRONMENTAL HEALTH OFFICE BUILDING: DIVIDE AN OFFICE SHARED WITH PLANNING DEPT. AND CREATE AN ARCHWAY TO MAIN OFFICE.**

Jack Futterman, Department of Health presents request to transfer \$2,500. from Environmental Health budget item 7860 Fixed Assets into 7130 Maintenance of Structures.

Motion by Supervisor McIntyre, seconded by Supervisor Carver and unanimously carried, to approve the request to authorize the Health Department to remodel the Environmental Health office building to divide an office shared with Planning Department and create an archway to main office. Further authorize the transfer of \$2,500 from Fixed Asset budget item 7860 into budget item 7130 Maintenance of Structures, to advertise for bids, review and award bid.

**8. SPECIAL DISTRICT IN-LIEU OF ELECTION APPOINTMENTS:**

County Clerk Madison presents information regarding Special District Appointments.

Motion by Supervisor McIntyre, seconded by Supervisor Colt and unanimously carried, to appoint the following persons to the Special Districts in-lieu of election.

**Irrigation District Directors:**

Hot Springs: Division 3 Willy Hagge, Division 5 Larry McCulley --4 year terms

South Fork: Division 3 John Flournoy --4 year term

Tulelake: Division 1 John F. Crawford, Division 3 Edward J. Baley, Division 4 Richard A. Heiney-- 4 year terms. Secretary/Assessor/Treasurer Earl C. Danosky--4 year term

**Resource, Conservation & Development Districts Director:**

Central Modoc: Tim Martinez, Dick Mackey--4 year terms

Goose Lake: Herb Jasper-- 4 year term

Surprise Valley: Gordon Ash (one more position to be filled in this district) 4 year term

Lava Beds: Michael Bryne, Ray Ackley -- 4 year terms

**Community Service District Directors:**

Adin: Ronald E. Criss, LaDonna J. Barnett--4 year term

Canby: William McDonald, Joan Cates, Charlie Sherer -- 4 year terms

California Pines: William L. Jones-- 4 year terms

Daphnedale: Robert N. Clark, Frank Lew --4 year terms

**Water District Directors:**

Newell County: Sharon Bonham, Charles Brittain, Clarence Naylor --4 year terms

Cedarville County: Gordon Ash, Lewis Vermillion --4 year terms

**HEALTH CARE TRUSTEES HOSPITAL BOARD:**

Surprise Valley Health Care: John Erquiaga, Connie Laxague --4 year terms

**Fire District Directors:**

Adin: Glenn A. Nelson, Chester L. Wolter --4 year terms

Alturas Rural: Leta Bethel, Mike Poindexter --4 year terms

Alturas Rural: Don Cain, Clifford R. Bailey, Walter Davis --2 year terms

Canby: Charlie Sherer, Larry McCulley --4 year terms Walter E. Mohr --2 year term

Cedarville: Daniel A. Ross, Charles A. Vermillion--4 year terms---Leale Harris--2 year term  
Davis Creek: Eugene Palmer, Leslie B. Blair--4 year terms  
Eagleville: Ed Berryessa, Fred Beeman--4 year terms  
Ft. Bidwell: Ray Etcheto, John Carey, Jr.--4 year terms  
Lake City: Lee Gorzell, James Harris--4 year terms  
Likely: Rod Weed, Roy Ferry--4 year terms  
Lookout: Warren P. Stephens--4 year term (one vacancy remaining to be filled in this district)  
Tulelake Multi County: John Prosser, Craig Bettendorff, Earl Danosky--4 year terms  
Willow Ranch: Ken Turkle, Herb Jasper, Richard Lawson--4 year terms--Patti Carpenter--2 year term

**11. CONSENT AGENDA:**

**a. BOARD MEETING MINUTES 10/1/1996:**

Consent agenda item (a) is continued to the November 19, 1996 meeting.

**b. CONTRACT APPROVAL: DEPARTMENT OF TRANSPORTATION FOR NOXIOUS WEED ERADICATION WITH MODOC COUNTY DEPARTMENT OF AGRICULTURE. (AGRICULTURE DEPT.)**

Motion by Supervisor McIntyre, seconded by Supervisor Colt and unanimously carried, to approve Consent agenda item (b) as presented and Chairperson Huffman is authorized to sign said contract on behalf of the County of Modoc.

**12. APPOINTMENT OF APPEAL BOARD MEMBERS:**

Director of Administrative Services recommends members for the Appeal Board as there are currently two vacancies.

Motion by Supervisor Colt, seconded by Supervisor McIntyre and unanimously carried, to appoint John Pederson, Judi Stevens, Smith Pineo as primary members and Bruce Mix and Scott Kessler as alternates on the Grievance Appeal Board. Appointments effective November 12, 1996.

**9. DISCUSSION/INFORMATION: UPDATE ON USFS ACTIVITIES AND STAFF INTRODUCTIONS.**

Diane Henderson-Bramlette, Forest Supervisor and Wayne Chandler, Assistant Supervisor for Range Ecosystem, Lynetta Clark, Assistant Supervisor for Public Services, Robert Haggard, Assistant Supervisor Forest Business Unit and Nancy Gardner Public Affairs Officer are present. She presents a draft of Top Priority Projects for Fiscal Year 1997. She reports that the salvage rider that allowed them to produce a lot of salvage this year expires December 31, 1996 and is not being renewed. She reports that they expect to offer 4 salvage sales by December, 1996. The Poison Springs sale near Adin is not going to be conducted this year. The Damon Fire Salvage sale is moving quickly and they hope to offer sale of the salvage by June, 1997.

Forest Supervisor Henderson-Bramlette reports on Sierra Pacific line. USFS had requested more information in September and the information has been received and is being reviewed at this time. She reports on the possibilities of where the line will be located. There is 1.8 miles on the Modoc Forest and 8 miles on the Toabi Forest.

She reports that Road 10, the Tionesta road was patched and that it was an effort between the Park Service and USFS. She met with Siskiyou regarding the GeoThermo Plant.

The public review closed yesterday for the outfitter guides and she will be reviewing the comments and making a decision.

Director of Administrative Services Maxwell informs Forest Supervisor Henderson-Bramlette that there is an agenda item regarding the outfitter guides. The Board of Supervisors requested a one or two week extension in order for the Land Use Committee to have an opportunity to review and comment on the report. She has indicated that there is no provision in the procedures for an extension but there is a provision that the Forest Service can reissue. Forest Supervisor Henderson-Bramlette indicates that she will not reissue as this starts the process all over. This would be expensive and time consuming and she states that she is unaware of any new information.

Director Maxwell questions what happens if the county appeals the decision. He is advised that the appeal would be reviewed and a decision made whether to change the document (her decision on the outfitter guides) or the decision withdrawn and start over again or change some aspect of the decision. The document as it stands today does not go out for comment even if appealed.

Ruth Lake is present and is concerned that they did not have the proper time to prepare a response to the EA.

12:35 p.m. NOON RECESS.

1:50 p.m. Board meeting reconvenes with all present as heretofore.

**10. LAND USE COMMITTEE ITEMS:**

**a. CONSIDERATION/ACTION: COUNTY REQUEST OF EXTENSION OF COMMENT PERIOD PROPOSED LISTING AS ENDANGERED SPECIES THE COHO SALMON AND THE STEELHEAD.**

Sean Curtis, Land Use Committee member discusses the National Marine Fisheries Service proposal to list 10 evolutionary significant units of steelhead trout as threatened and endangered. The comment period closes November 7, 1996. The Land Use Committee Planning Sub Committee has prepared comments, the whole committee has not reviewed the comments. He recommends that the Board request an extension of time for the comment period. Mr. Curtis informs members that the primary impact to Modoc County would be felt in the Tulelake Basin. This could mean additional restrictions on the use of irrigation water.

Motion by Supervisor McIntyre, seconded by Supervisor Zandstra and unanimously carried, to request extension of comment period of the proposed listing of steelhead trout as threatened and endangered by the National Marine Fisheries Service.

**b. CONSIDERATION/ACTION: COUNTY RESOLUTION OF APPRECIATION FOR TECHNICAL ASSISTANCE MRS. CAROLYN RICHARDSON:**

Sean Curtis presents proposed resolution of appreciation for Carolyn Richardson as an acknowledgement of the outstanding contribution in assisting Modoc County in protecting its citizens' rights to properly utilize renewable natural resources.

Motion by Supervisor Colt, seconded by Supervisor Carver and unanimously carried, to adopt Resolution No. 96-48, in appreciation of Modoc County to Carolyn Richardson as an acknowledgement of the outstanding contribution in assisting Modoc County in protecting its citizens' rights to properly utilize renewable natural resources.

**d. CONSIDERATION/ACTION: COUNTY RESOLUTION OF APPRECIATION FOR TECHNICAL ASSISTANCE MR. FRED GRANT:**

Sean Curtis presents proposed resolution of appreciation for Fred Kelly Grant who is constantly networking throughout the nation for the benefit of all Modoc County citizens and organizations, and is an invaluable tool for the Land Use Committee.

Motion by Supervisor Colt, seconded by Supervisor Carver and unanimously carried, to adopt Resolution No. 96-49, in appreciation of Modoc County to Fred Kelly Grant for the contribution he continues to make toward the well-being of Modoc County and its citizens.

**c. CONSIDERATION/ACTION: LAND USE COMMITTEE RECOMMENDED COMMITTEES USFS, EA'S, OUTFITTER GUIDES, FOREST SERVICE FACILITIES:**

Sean Curtis, Land Use Committee member present and presents proposed comments from the Land Use Committee Planning Sub Committee. The 30 day comment period does not fit the Land Use Committee and Supervisors meeting schedule. He recommends that the proposed comments be submitted to the USFS.

Motion by Supervisor Zandstra, seconded by Supervisor Carver and carried, to adopt the recommended comments of the Land Use Committee Planning Sub Committee for the Outfitter/Guide Activities and also on the Patterson Guard Station and Sugar Hill Lookout and that the comments be delivered this date.

**AYES:** Supervisors Zandstra, Colt, Carver, Huffman **ABSENT:** Supervisor McIntyre

**13. DEPARTMENT HEAD REPORTS:**

District Attorney Comisky reports that he was in Sacramento last week on the Summary Judgment hearings on the case Johnston vs. Mix, County of Modoc. The matter was taken under submission and he expects a decision soon.

Director Maxwell discusses the Sexual Harassment training scheduled for November 6th and 7th and invites Board members to attend. If members are unable to attend the hand outs will be provided to them.

Director Maxwell requests a matter be added to the agenda as an emergency item. The item is an order to pay per diem to Joe Colt to attend CSAC meeting in San Diego leaving November 20, 1996.

Motion by Supervisor Zandstra, seconded by Supervisor McIntyre and carried, to add "order to pay per diem to Joe Colt to attend CSAC meeting in San Diego" as an emergency item. **AYES:** Supervisors Zandstra, McIntyre, Carver, Huffman **ABSTAINS:** Supervisor Colt

Motion by Supervisor Zandstra, seconded by Carver and carried, to pay Supervisor Joe Colt's per diem to attend CSAC annual meeting in San Diego. **ABSTAINS:** Supervisor Colt **AYES:** Zandstra, McIntyre, Carver, Huffman

**BOARD OF SUPERVISOR REPORTS:**

Supervisor Colt discusses a concern regarding uncontrolled dogs in the county. He has received calls from persons that walk in the area and dogs attack them.

District Attorney Comisky informs members that a dog that bites comes within the nuisance laws. Board members discuss a nuisance ordinance for animal control. District Attorney will provide information to members regarding "control of animals." He requests the matter be placed on the agenda for information, review and update.

Supervisor Colt reports that the name chosen for the new bus service is "Sage Stage". He reports that he has received calls from persons interested in being appointed to the committee to review county roads. He would like to have this committee formed by the first of the year.

Supervisor Carver reports that he attended the Hospital Board of Trustees and Senior Citizens meetings. He attended the Veterans meeting.

Supervisor Zandstra reports that he attended the Mental Health Advisory meeting. He also attended the special meeting of the Library Advisory Board in Lookout. He reports that 45 or 50 attended the meeting. A petition was presented to the Advisory Board with 212 signatures opposing the closing of the Lookout Library. The Library Advisory Board will meet in regular session on November 20, 1996. He will report to the board after this meeting. He is encouraged and believes the projections are getting back on track.

Supervisor McIntyre reports on the LTC meeting and the procedure for selecting the name "Sage Stage" for the bus service in the county.


Supervisor Huffman attended a Tahoe Resource Agency workshop the emphasize it to get agencies to work together.

No further business to come before the meeting is adjourned to meet in regular session Tuesday, November 19, 1996 at 10:00 a.m.

3:35 p.m. Meeting adjourned.



Maxine Madison, Clerk



Nancy J. Huffman, Chairperson