

BOARD OF SUPERVISORS

JANUARY 16, 1996

The Board of Supervisors of the County of Modoc met in regular session this 16th day of January, 1996. The following supervisors are present: Nancy J. Huffman, Ron McIntyre, Ed Carver, Joe Colt and Ben Zandstra. County Clerk, Maxine Madison, County Counsel, Hugh Comisky, Jr., Auditor Judi Stevens and Director of Administrative Services Mike Maxwell also present.

Meeting called to order pursuant to law by Chairperson Huffman. Following the flag salute, the invocation was offered by Supervisor Zandstra. Chairperson Huffman noted that the agenda was posted on January 11, 1996.

MATTERS INITIATED BY THE PUBLIC:

Jon King requests that his name be reconsidered for appointment to the Land Use Committee representing Wildlife--fish oriented matters. He informs members that the Land Use Committee wants him on the committee and he would like to be on the committee. He states that he did have some criticism of some of the actions of the Land Use Committee and understands that this is one of the reasons he was not appointed to the committee. He states that he is unaware where the agenda for the Land Use Committee meetings are posted and has not seen them or he would have attended the meetings.

Supervisor Huffman advises Mr. King that the matter will be discussed with the Land Use Committee and his request for appointment reconsidered at the next board meeting.

Don Stahl speaks on behalf of Jon King and of his work on Trout Unlimited and that he would be an asset to the Land Use Committee. He states that there must be two sides to everything and you do not want a committee with agreement on everything that comes up.

Rick Holloway comments that he was surprised to receive his appointment as no one had spoken to him about the issue.

Director of Administrative Services Maxwell comments on the procedure for appointments made by board members.

Norman Schreiber questions board members as to how you can get a house number for your residence. Supervisor Huffman advises him to contact the Planning Department.

1. DEPARTMENT HEAD REPORTS:

Director of Administrative Services Maxwell requests that the following item be added to the agenda under item 11c (5) as an emergency item. He informs members that the information regarding the item came in after the agenda was posted.

The item is Consideration and authorization for Auditor to transfer remaining balance in Public Defender's budget to Administration Professional and Specialized and Court Salary and Benefits budget.

Rick Holloway brings to the attention to Board members Government Code Section 54954.2(b)(2) which specifies that in order to take advantage of this section that the Board must determine that there is a need for immediate action which cannot wait until the next meeting. Further he informs members that need must have come to the attention after the agenda had been posted.

Director of Administrative Services Maxwell informs members that this is necessary in order to have the funds available for Agenda Item 11, dealing with the Office of the Public Defender.

Motion by Supervisor Zandstra, seconded by Supervisor Carver and carried, to add item 11c(5) to the agenda as an emergency item. The item is Consideration and Authorization for Auditor to transfer remaining balance in Public Defender's budget into Administration Professional and Specialized and Trial Courts Salaries and Benefits budget.

2. ADOPTION OF RESOLUTION AUTHORIZING COURTS TO IMPOSE ASSESSMENTS PER 40508.5 AND 40508.6(b) CVC:

Becky Dederick representing Modoc County Trial Courts requests adoption of Resolution to impose an assessment of \$7.00 to assess people who have failed to appear on traffic citations. The assessment is to be used for the development and operation of an automated county warrant system as provided for under Section 40508.5 of the California Vehicle Code. The \$10.00 assessment is to reimburse the Court for clerical and administrative costs incurred by the Courts in notifying the Department of Motor Vehicles on failure to appear actions. The \$17.00 fees remain with the county and do not go to the state.

Motion by Supervisor McIntyre, seconded by Supervisor Carver and unanimously carried, to adopt Resolution 96-01, authorizing an automated county warrant system assessment in the amount of \$7.00 and an administrative assessment in the amount of \$10.00 as requested.

3. MODOC MEDICAL CENTER ITEMS:

- a. TRUSTEE APPOINTMENTS AND RECOMMENDATION**
 - 1. COMMUNITY MEMBER AT LARGE APPOINTMENT**
 - 2. OFFICER APPOINTMENTS**
 - 3. DISTRICT 3, EXPIRED TERM-RECOMMENDATION**
- b. FINANCIAL & STATISTICAL REPORTS OCT/NOV. 1995**
- c. A/R TRANSFER REQUESTS OCT/NOV. 1995**

Bob Brooks presents Modoc Medical Center items. The Hospital Board of Trustees voted to reappoint Mr. Frederick L. Franks, as Community Member at Large, for another three year term. They elected Robert F. Brooks, Chairman, Bobby G. Ray, Vice President, Frederick L. Franks, Secretary/Treasurer. The Board of Trustees recommends that John E. Dederick, be reappointed as District Three member for a three year term.

Motion by Supervisor Zandstra, seconded by Supervisor Carver and carried, to appoint John E. Dederick as member of Hospital Board of Trustees, District 3, for three year term.

He presents financial & statistical reports for October and November, 1995. Accounts receivable transfer request presented for October and November 1995. He reports that the patient load is up. He reports on changes on the bill collecting and billing department and that attention is now being directed to cost cutting in some departments. The suggestions will be presented to the board.

Supervisor McIntyre questions the reason why the billing is so far behind. Mr Brooks reports that a new Office Manager has been hired that will start work the end of the month and he is hopeful the billing will be brought up to date. Hospital Administrator and Financial Officer are aware of the problem and are working on solving this problem.

Motion by Supervisor McIntyre, seconded by Supervisor Carver and carried, to approve the request to transfer 219 accounts totaling \$41,642.94 to collections. Hospital Administrator and Financial Services Manager relieved from active accountability for the collection of the debts. Sixty five accounts totaling \$10,907.39 referred to Small Claims and one hundred fifty four accounts totaling \$30,735.55 referred to collections.

Open house for the new clinic is scheduled for February 15, 1996.

4. ADOPTION OF RESOLUTION CREATING A COUNTY TREASURY OVERSIGHT COMMITTEE PURSUANT TO NEW LEGISLATION.

Treasurer Monroe presents request for adoption of resolution to create an oversight committee pursuant to new legislation. She will present recommendations to board members for makeup of the committee at another meeting and would like input from the board regarding the committee.

Motion by Supervisor McIntyre, seconded by Supervisor Zandstra to adopt Resolution 96-02, creating a county treasury oversight committee pursuant to new legislation.

5. REQUEST AUTHORIZATION TO HIRE DEPUTY CLERK IN RANGE 26, STEP C, EFFECTIVE JANUARY 8, 1996.

County Clerk Madison requests authorization to hire Diana McCulley to fill the vacant position of Deputy County Clerk at Range 26, Step C, effective January 8, 1996. She has the experience and qualifications for the higher step.

Motion by Supervisor Carver, seconded by Supervisor McIntyre and carried, to authorize County Clerk Madison to hire Diana McCulley, in Range 26, Step C, effective January 8, 1996 to fill the vacant position of Deputy County Clerk.

b. REQUEST TO INCREASE ELECTIONS SALARY BUDGET IN THE AMOUNT OF \$2902.06 FROM UNBUDGETED REVENUE RECEIVED AS PAYMENT FOR 1993 SPECIAL ELECTION

County Clerk Madison advises members that she received \$2902.06 reimbursement for November, 1993 Special Election from the State of California. She requests authorization for Auditor to increase the Elections Salary budget in this amount, the funds are unbudgeted revenue.

Motion by Supervisor Carver, seconded by Supervisor Zandstra and carried, to authorize Auditor Stevens to place the unbudgeted \$2902.06, received as election reimbursement, into the Elections Salaries budget.

6. DISCUSSION/ACTION: REQUEST TO RENEW THE CABLE TELEVISION FRANCHISE UNDER WHICH PREMIERE CABLE II, LTD. OPERATES IN CEDARVILLE. (Kevin Sharrai, Marketing and Public Affairs Director)

County Counsel Comisky informs members that he contacted TCI as requested by board members to determine if they are interested in providing cable service in Cedarville. He advised Mr. Sharrai of Premiere Cable that there is some problems or questions regarding the proposed franchise that he submitted to the board. He advised Mr. Sharrai that the matter will be tabled until more information is received.

John Schreiber present and states that the cable service in the area has been poor and that Premiere Cable have not kept up the system. Mr. Schreiber would like the board to consider that the franchise not be renewed unless the service of the system is guaranteed.

County Counsel Comisky requests a list of the problems Cedarville residents have with Premiere Cable and what they would like from the cable company. He would like this information to present to TCI to determine whether they are interested in a franchise. TCI indicated that they wanted time to do a study into the feasibility of providing cable to the area.

The matter taken off the agenda at this time to be considered at a later date.

10:55 a.m. Board in recess.

11:10 a.m. Board members reconvene with members present as heretofore.

7. CONSIDERATION/ACTION: APPROVAL OF CERTIFICATE OF RECOGNITION AND APPRECIATION-LAKE CITY FIRE PROTECTION DISTRICT 50 YEARS OF COMMUNITY SERVICE:

Supervisor Zandstra requests approval of Certificate of Recognition and Appreciation to the Lake City Fire Protection District for 50 years service to the community. Supervisor Zandstra will present the certificate on behalf of the board at the celebration in Lake City on Sunday, January 21, 1996.

Motion by Supervisor Zandstra, seconded by Supervisor McIntyre and carried, approval of certificate of recognition and appreciation to the Lake City Fire District for 50 years of Community Service.

8. CONSIDERATION/ACTION: APPOINTMENT OF CAROLYN CAREY AS COUNTY REPRESENTATIVE TO THE MODOC WASHOE STEWARDSHIP COMMITTEE:

Supervisor Zandstra informs members that Mr. Ray Page has requested that he be replaced on the Modoc Washoe Experimental Stewardship Committee.

Motion by Supervisor Zandstra, seconded by Supervisor McIntyre, and carried, to appoint Carolyn Carey as county representative to the Modoc Washoe Experimental Stewardship committee.

9. CONSIDERATION/ACTION: APPOINTMENT OF MRS. JEAN BILODEAUX COUNTY REPRESENTATIVE NORTH STATE COOPERATIVE LIBRARY SYSTEM ADVISORY BOARD:

Mrs. Jean Bilodeaux explains some of the services of the North State Cooperative Library System. She reports that North State Cooperative Library System is a service to all northern libraries. They provide transportation once a week to the libraries for books, tapes, etc. that are special requests of the libraries. Funding for lessons on the internet is provided through North State Cooperative Library System. The system covers thirteen counties and has thirteen libraries and nine academic libraries that can be used as reference libraries or to borrow material. Librarian . informs board that the system is funded by federal funds. It pays for delivery system, FAX machines, electronic mail and many other services.

Motion by Supervisor Zandstra, seconded by Supervisor McIntyre and carried, to appoint Jean Bilodeaux as County Representative to the North State Cooperative Library System Advisory Board.

12. ADOPTION OF RESOLUTION NOTIFYING STATE OF CALIFORNIA OF MODOC SISKIYOU CAA INTENT NOT TO BE CONTRACTING ENTITY FOR DEL NORTE SENIOR CENTER. M.S.CAA HAS BEEN ACTING AS THE PASS-THROUGH OF MONIES TO DEL NORTE. M.S.CAA NO LONGER WISHES TO ACT IN THIS CAPACITY: LASSEN/PLUMAS/ SIERRA CAA HAS AGREED TO ACT IN THIS CAPACITY.

Director of Administrative Services informs members that his department will no longer administer the contract for Del Norte Senior Center due to staffing changes in his department. The county received no funding for administration of the contract.

Motion by Supervisor McIntyre, seconded by Supervisor Carver and carried, to adopt Resolution No. 96-05, notifying State of California of Modoc Siskiyou CAA intent not to be contracting entity for Del Norte Senior Center commencing with program year 1996.

13. APPROVAL OF MINUTES 12/19/1995 & 1/2/1996:

Supervisor Carver requests that minutes of 12/19/95 be corrected in Supervisor's Reports Vol. 16, page 684, that the pavillion and slab should be resurfaced at the park, in place of sidewalks as stated in the minutes.

Supervisor Huffman corrects Vol. 17, page 4, of 1/2/1996, the Tri County Board meeting is January 30, 1996, in place of January 31, 1996.

Motion by Supervisor Carver, seconded by Supervisor Zandstra and carried, to approve the minutes of December 19, 1995 and January 2, 1996 as corrected.

11:30 a.m.

10. PUBLIC HEARING: APPROVAL FOR FINAL MAP OF CONESTOGA RANCHES. ADOPTION OF RESOLUTION OF APPROVAL:

Chairman notes that the hearing has been noticed as required by law. The hearing is for approval of a one-phase subdivision consisting of 20, ten to 30 acre parcels. The project is located approximately nine miles West of the City of Alturas and approximately 8.5 miles East of the town of Canby of Highway 299.

Staff report presented by Scott Kessler, Planning Director. He reports that all requirements of the Tentative Map have been met by developer.

Member of the public questions the road system and the requirements for bringing the roads into the county road system. Director Kessler states that the cost of bringing the roads up to county standards are borne by the property owners and that the roads must be up to county standards before they are accepted.

No appearances in opposition and no letters received regarding the matter.

Public hearing closed.

Motion by Supervisor McIntyre, seconded by Supervisor Carver to adopt Resolution 96-03, to adopt the recommendation of the Modoc County Planning Commission to approve the proposed final map entitled Conestoga Ranches for Sandra J. Stevenson as set forth in Planning Commission Resolution 95-09.

Sandy Stevenson addresses the question of roads and maintenance of the roads.

11. DIRECTOR OF ADMINISTRATIVE SERVICES ITEMS:

a. CONSIDERATION/ADOPTION: COUNTY POLICY - DEPT. OF TRANSPORTATION DRUG AND ALCOHOL TESTING.

Director of Administrative Services Maxwell reports that the proposed policy was submitted to the MCEA for review. The questions and concerns of the MCEA have been addressed and a change in federal regulations having to do with the condition for alcohol testing prior to employment as a condition of employment has been removed from the policy. Modoc County will be a separate pool with 30 to 40 persons in the pool. Drug testing should start within the next 20 to 30 days.

Motion by Supervisor Carver, seconded by Supervisor McIntyre to adopt County Policy - Dept. of Transportation Drug and Alcohol Testing for Class A and Class B drivers..

b. REPORT/ACTION:

1. REPORT ON 1995/96 BUDGETED REVENUES FROM TIMBER YIELD TAX:

The Auditor received the Timber Yield Tax check in December it was less than the amount expected. In checking into the matter she was advised that that Timber Yield Tax revenue will be approximately one-half less than last year. The revenue received in 1994/95 was \$373,763. half of this amount will be approximately \$186,000. for FY 1995/96. The county budgeted \$360,000. this will create a negative impact of \$173,000.

2. CONSIDERATION/ACTION: TEMPORARY FREEZE ON GENERAL FUND FINANCE PACKAGE CONSIDERATIONS, GENERAL FUND FIXED ASSET PURCHASES, FILLING OF VACANT GENERAL FUND POSITIONS.

Director Maxwell requests that the board take action to place a temporary freeze on general fund finance package considerations, general fund fixed asset purchases, filling of vacant general fund positions. The loss of \$170,000. is a substantial amount to the county. He suggests that the temporary freeze go into effect pending completion of mid-year budget reviews scheduled for the third or fourth week of February. He advises board members that when the whole budget picture is available further action may not need to be taken to reduce the budget. He further advises members that this is not the timber tax that goes to road and schools.

d. RESOLUTION AUTHORIZING THE ACCEPTANCE OF CONTRACT #96f-1342 FROM THE DEPT. OF COMMUNITY SERVICES AND DEVELOPMENT TO COUNTY OF MODOC (SITTING AS GOVERNING BOARD OF THE MODOC SISKIYOU COMMUNITY ACTION AGENCY) AND AUTHORIZING EXECUTIVE DIRECTOR TO ACT ON M.S.CAA BEHALF AND AUTHORIZING MR. MAXWELL TO APPLY FOR AND ENTER INTO A CONTRACT AND ANY AMENDMENTS THERETO AND SIGN REQUIRED FISCAL AND PROGRAMMATIC REPORTS.

Motion by Supervisor McIntyre, seconded by Supervisor Carver and carried, to adopt Resolution No. 96-04, authorizing the acceptance of contract #96F-1342, from the Dept. of Community Services and Development to County of Modoc (sitting as governing board of the Modoc-Siskiyou Community Action Agency) and authorizes the Executive Director, Michael Maxwell, to apply for and to enter into a contract and any amendments with the California Department of Community Services and Development and to sign subsequent amendments.

e. RENEW JOINT POWERS AGREEMENT BETWEEN MODOC AND SISKIYOU BOARDS OF SUPERVISORS TO CONTINUE THE MULTI-COUNTY MODOC-SISKIYOU COMMUNITY ACTION AGENCY. NOTE: CHANGES REFLECT (1) MODOC COUNTY SHALL DESIGNATE A APPLICABLE COUNTY DEPARTMENT (IN PLACE OF COMMUNITY PROGRAMS DEPARTMENT).

Community Programs Director Maxwell discusses changes in Joint Powers agreement between the County of Siskiyou and the County of Modoc.

Motion by Supervisor McIntyre, seconded by Supervisor Carver and carried, to approve Joint Powers Agreement between Modoc and Siskiyou Boards of Supervisors to continue the Multi-County Modoc-Siskiyou Community Action Agency.

(2) DEPARTMENT OF ECONOMIC OPPORTUNITY EFFECTIVE 1/1/1996 CHANGED NAME TO DEPARTMENT OF COMMUNITY SERVICES AND DEVELOPMENT.

Motion by Supervisor Zandstra, seconded by Supervisor McIntyre and carried, to approve change of name of Department of Economic Opportunity to Department of Community Services and Development, effective January 1, 1996.

14. APPOINTMENT TO AREA 2 DEVELOPMENTAL DISABILITIES BOARD:

Motion by Supervisor McIntyre, seconded by Supervisor Zandstra and carried, to approve a temporary freeze on general fund finance package considerations, general fund fixed asset purchases, and filling of vacant general fund positions until mid-year budgets reviews are completed.

**c. CONSIDERATION/ACTION: COUNTY PUBLIC DEFENDER'S OFFICE:
1. REPORT ON INTERIM ARRANGEMENTS FOR PUBLIC DEFENDER SERVICES:**

Mike reports that the interim arrangement system has worked well with contract service for public defender services. The courts are satisfied that the persons that need public defender service are receiving that service. He makes recommendations regarding arrangements for Public Defender services. When Public Defender Dier was appointed Municipal Judge this left the office with no public defender. He discusses three alternatives for the board as follows, contract for the public defender services which is the temporary coverage for the office in effect at this time, close the department of public defender, authorize transfer of the clerk to the courts, position would fill a vacant position in the courts. Further authorize the Auditor to transfer the balance of funds into the courts budget. Second the board could contract with the attorneys currently providing services to public defender, authorize interviews with the attorneys by board members. Board could advertise for the public defender services. He recommends that board schedule interviews with the two attorneys providing public defender services and make a final decision of the contract.

- 2. CLOSING OF PUBLIC DEFENDER'S OFFICE.**
- 3. TRANSFER OF PUBLIC DEFENDER'S STAFF.**
- 4. SELECTION PROCESS OF ATTORNEYS TO PROVIDE PUBLIC DEFENDER SERVICES.**
- 5. CONSIDERATION/AUTHORIZATION: FOR AUDITOR TO TRANSFER REMAINING BALANCE IN PUBLIC DEFENDER'S BUDGET INTO ADMINISTRATION PROFESSIONAL AND SPECIALIZED AND TRIAL COURTS SALARIES AND BENEFITS BUDGET:**

Motion by Supervisor McIntyre, seconded by Supervisor Zandstra and carried, to authorize Director of Administrative Services to set interviews for the two attorneys interested in providing public defender services to the county. Items 2,3,4,5 to be on the February 6, 1996 agenda.

12:10 p.m Board in recess.

1:30 p.m. Board meeting reconvenes with members present as heretofore.

Motion by Supervisor McIntyre, seconded by Supervisor Carver to appoint Joni Lanham as a representative from Modoc County to serve on the Area 2 Developmental Disabilities Board.

15. LAND USE COMMITTEE: DISCUSSION ACTION-CONSERVATION EASEMENTS AND RESPONSE TO WCB:

John Gilstrap present and presents information regarding proposed Conservation Easement (Gilstrap and Gallagher) with the Wildlife Conservation Board known as the Clover Swale Conservation Easement. He informs members that he discussed the development rights with Wildlife Conservation Board. He was concerned with drilling wells, development of springs, farming and grazing cattle. He was told that anything having to do with farming and ranching can be continued. He informs members that he has some concerns that he would like answered regarding the easement. He understands that once the Wildlife Conservation Board approves the project that the Fish and Game Department takes it over. He advises members that he indicated to the WCB that he would not take part in this if it takes property off the county tax rolls.

Supervisor Huffman informs Mr. Gilstrap that this is the first Wildlife Conservation Easement in the county and the reason the Land Use Committee is concerned with the restrictive language of the document.

Sean Curtis, Land Use Committee member voices a concern with the language in the proposed easement. The committee has researched the matter and were advised that this language is the least restrictive in Wildlife Conservation easements. The committee finds that the easement language is very specific in what cannot be done, then it is not necessary to detail what is allowed.

Provides for an arbitration mechanism with legal action as a last (not only) resort, with sole discretion not existing entirely with the state."

Motion by Supervisor McIntyre, seconded by Supervisor Zandstra and carried, for the Land Use Committee to send suggested changes and the board will write a letter regarding the language in the easement.

Carolyn Carey reports on the F&G meeting it was decided at stewardship meeting that the Land Use Committee should take the lead in getting all parties together regarding the elk issue.

16. DEPARTMENT HEAD REPORTS:

Planning Director Kessler informs board members that he filed a request to be noticed regarding any action taken on the potential purchase of Union Pacific of Southern Pacific Rail lines and abandonment of the rail line between Alturas and Wendel.

Director Kessler questioned by board members regarding county wide addressing. He reports that residents can call his office for addresses. He reports he is working on 911 numbers at this time.

ADMINISTRATIVE SERVICES DIRECTOR REPORT:

Director Maxwell reports on the CSAC EIA Consortium of counties program enrollment fee. There was no fee to join the CSAC EIA Consortium or no enrollment fee. The committee adopted an initial one time enrollment fee of \$100.00 per county and an annual maintenance fee of \$2.00 per covered employee, up to a maximum of \$100.00, for every calendar year after the first. He reports that the payment could come out of the Loss Prevention Subsidy fund. He reports that he will authorize the payment deducted from the Loss Prevention Subsidy fund if the board has no objection.

Bob Gillaspie is looking for a way to fund position for inspections for Public Health and the county is seeking funding for payment of use of the city dog pound. Director Maxwell suggests that he write letter to the city proposing that the county take over the city building inspections and the county will share the cost of the dog pound for the use of dog pound at a proposed cost of \$4,200. If this is agreeable with the city the proposal will be presented to county counsel for review. He will submit the matter at the next meeting. Letter received from the City to have county administrator the Drug & Alcohol Program. Director Maxwell has no problem with this and will talk to the city representative regarding the issue.

BOARD OF SUPERVISORS REPORTS:

Supervisor Zandstra reports on youth in the county, he was invited to participate in an In Service in Surprise Valley on conflict & resolution. He attended the meeting and feels that it is a very positive step in the right direction. Ben stresses that teaching values is an important thing in the schools. Schools trying to open a state supported preschool in Surprise Valley.

Supervisor Zandstra is concerned that the Eagleville airport should not be closed as it is important to have it open as an emergency airport. He has received "reports" that the airport may be closed.

Supervisor Zandstra questions regarding the inclusion of solicitation material in employee paychecks. County Counsel Comisky has submitted an answer to Auditor Stevens that as long as there is no additional cost to the county and the benefit is to county employees only, that he finds no reason not to continue with the practice of doing this. The matter will be on the agenda to adopt policy 2/6/96.

Supervisor Zandstra comments on letter from county counsel from Plumas County regarding Land Use movement that was in the County paper.

Report by Supervisor McIntyre regarding Event Center the JPA met and reviewed the architect plans. One of the problems is parking for 2500 cars at one time. A copy of the new agreement with USFS in regard to the Conservation Camp amending the terms and conditions of Use Permit. John Kerr will attend Fish & Game Committee meeting in Los Angeles.

Supervisor Carver reports that Thursday there will be a PSA meeting in Burney. He states a lot of complaints have come from non-smokers at the Bingo Games at the Vets Hall and reports that NO Smoking signs have been placed at the hall and also sand buckets have been placed by the doors of the building.

Supervisor Huffman reports that the Dept. of Education called and would like a Supervisor to present an award at the Special Academic Decathlon. Supervisor Carver will represent the board at the Special Academic Decathlon on February, 3, 1996.

Supervisor Huffman and Supervisor Zandstra attended the Modoc Washoe Stewardship Committee meeting. She requested Standards and Guides from the committee. She reports on a conference call meeting with NorCal. NorCal endorsed the water resolution by RCRC. A law suit has been filed by EPA against Siskiyou County and the water quality of six of the streams.

4:00 p.m.

**CLOSED SESSION: LITIGATION--JOHNSTON VS. COUNTY OF MODOC
GC SECTION 54956.9(b)(3)**

4:12 p.m. Chairman reconvenes meeting in open session. Chairman reports that no action was taken in closed session.

There being no further business to come before the board at this time the meeting is adjourned to meet in regular session, Tuesday, February 6, 1996 at 10:00 a.m.

4:20 meeting adjourned.

Maxine Madison

Maxine Madison, Clerk

Nancy J. Huffman

Nancy J. Huffman, Chairperson