

BOARD OF SUPERVISORS

August 2, 1994

The Board of Supervisors of Modoc County met in regular session this 2nd day of August, 1994 there being present Supervisors John Schreiber, Joe Colt, Ed Carver, Ron McIntyre and Nancy J. Huffman. County Clerk Maxine Madison, Auditor Mike Tedrick, Director of Administrative Services Mike Maxwell and District Attorney Ruth Sorensen also present.

Meeting called to order pursuant to law by Chairman Colt. Flag salute. Chairman notes the agenda was posted July 28, 1994.

MATTERS INITIATED BY THE PUBLIC:

No matters initiated by the public.

1. DEPARTMENT HEAD REPORTS:

No Department Head reports at this time.

2. MODOC MEDICAL CENTER ITEMS:

a) FINANCIAL OVERVIEW:

Theresa Jacques, FSM presents Modoc Medical Center report for June, 1994.

b) A/R TRANSFER REQUEST:

Motion by Supervisor McIntyre, seconded by Supervisor Carver and unanimously carried to relieve the Hospital Administrator from accountability for the collection of 132 accounts totaling \$19,604.52. Forty-three accounts totaling \$2,785.04 to be taken to Small Claims Court and eighty nine accounts totaling \$16,819.48 to be sent to collection.

Supervisor Huffman requests the board be provided information regarding the success of collection of the accounts.

c) REQUEST TO DESIGNATE & DISPOSE OF SURPLUS EQUIPMENT:

Hospital Administrator Donald requests permission to declare various items as surplus property. She requests authorization to dispose of the property at a sealed bid sale to be noticed in the local newspaper. Remaining unsold items will be sold at a yard sale on hospital property. Administrator Donald requests that the proceeds from the sale be used for the benefit of the residents of the skilled nursing unit.

Motion by Supervisor Carver, seconded by Supervisor McIntyre and unanimously carried, to declare surplus the property designated in request dated July 26, 1994 from Modoc Medical Center and unanimously approved by Hospital Board of Trustees. Hospital Administrator authorized to dispose of the property at a sealed bid sale and to sell any remaining unsold property at a yard sale with proceeds from the sale to be used for the benefit of the

residents of the skilled nursing unit.

d) EQUIPMENT PURCHASE -- AUTOCLAVE:

Hospital Administrator Donald requests authorization to purchase an autoclave for surgery at a cost of \$2,476.00 to be purchased from bond funds.

Motion by Supervisor McIntyre, seconded by Supervisor Carver and unanimously carried, to approve the request of Modoc Medical Center to purchase an autoclave for the sum of \$2,476.00. Bond funds to be used for the purchase.

3 a). SECOND READING OF PROPOSED ORDINANCE TO REPEAL ORDINANCE NO. 289 WHICH IMPLEMENTED CALIFORNIA REVENUE & TAXATION CODE SECTION 69.5:

Discussion of the proposed ordinance by board members. Representative of Assessor's Department provides board members with a list of the counties that have implemented Proposition 90.

Motion by Supervisor McIntyre, seconded by Supervisor Carver and carried, to reject the proposed ordinance repealing ordinance No. 289 which implemented California Revenue & Taxation Code Section 69.5.

Clerk polls the vote of the board.
AYES: Supervisors McIntyre, Colt, Carver
NOES: Supervisors Schreiber, Huffman

3 b) REPORT ON ASSESSMENT ROLL TOTALS:

Sherri Budmark Assessor's Department presents assessment roll totals for the year 1993/94 and 1994/95. Secured is +2.89% and unsecured is -10.19% overall local roll total is +2.34%. Approximately 746 parcels changed ownership causing a reappraisal and approximately 257 parcels experienced new construction. Utility roll is down -12.2%.

4. MODOC MENTAL HEALTH, DRUG & ALCOHOL ITEMS:

- a) CONTRACT APPROVAL: FY 1994/95 BETWEEN MODOC COUNTY MENTAL HEALTH SERVICES & LOIS J. BUFFINGTON, R.N. CONTRACT #94-07 MH.
- b) CONTRACT APPROVAL FY 1994/94 BETWEEN MODOC COUNTY ALCOHOL & DRUG SERVICES & MODOC INDIAN HEALTH PROJECT. CONTRACT #94-06 A&D:
- c) CONTRACT APPROVAL FY 1994/95 BETWEEN MODOC COUNTY MENTAL HEALTH SERVICES & WOODLAND MEMORIAL HOSPITAL. CONTRACT #94-10 MH
- d) CONTRACT APPROVAL FY 1994/95 BETWEEN MODOC COUNTY MENTAL HEALTH SERVICES & BUTTE COUNTY MENTAL HEALTH SERVICES. CONTRACT #94-11 MH.

Director of Mental Health Gillaspie presents contract renewals for approval by the Board.

Motion by Supervisor Schreiber, seconded by Supervisor McIntyre and unanimously carried, to approve agenda items 4 (a) #94-07 MH, (b) #94-06 A&D, (c) 94-10 MH, and (d) 94-11 MH contract renewals.

4 e) REQUEST PERMISSION TO DESTROY OBSOLETE MENTAL HEALTH & DRUG & ALCOHOL FILES:

f) REQUEST BOARD APPROVAL TO ADVERTISE & HIRE A HALF TIME CASE MANAGER/COORDINATOR:

g) REQUESTING APPROVAL TO WITHDRAW FROM THE SMALL COUNTY STATE HOSPITAL BED POOL:

h) AUTHORIZATION FOR CHAIRMAN TO SIGN LETTER OF INTENT TO PARTICIPATE IN THE CALIFORNIA MANAGED CARE PROGRAM FOR MENTAL HEALTH SERVICES:

Board members question Director Gillaspie regarding the procedure used for destroying files. He informs board members that files seven years or older by law can be destroyed. The files are burned in the hospital incinerator.

Director Gillaspie requests permission to advertise and hire a one-half time Case Manager/Coordinator to fill the vacancy created by the resignation of Lesley Chace.

Director Gillaspie requests approval for Mental Health Department to withdraw from the Small County State Hospital Bed Pool program. He informs board members that this would be a savings for the county as at this time payment is required whether beds are used or unused.

Motion by Supervisor Huffman, seconded by Supervisor Schreiber and unanimously carried, to approve agenda items 4 (e) permission to destroy obsolete Mental Health & Drug & Alcohol Files, 4 (f) permission to advertise and hire to fill vacant position of Case Manager/Coordinator, 4 (g) granting approval to withdraw from the Small County State Hospital Bed Pool and 4(h) authorization for Chairman to sign letter of intent to participate in the California Managed Care Program for Mental Health Services.

5. PUBLIC HEALTH: MCH CONTRACT APPROVAL (SCOPE OF WORK):

This item removed from the agenda until the August 16, 1994 meeting.

6. AUTHORIZATION FOR DIRECTOR OF PUBLIC WORKS FISHER TO SIGN & EXECUTE ALL DOCUMENTS PERTAINING TO DESIGN & CONSTRUCTION OF THE ALTURAS TRANSFER STATION:

Director of Public Works Fisher presents update on design and construction of the Alturas Transfer Station. He advises board members that budget for the building will be held at \$265,000.00. He requests authorization to sign and execute all documents pertaining to the design and construction of the Alturas Transfer Station.

Motion by Supervisor McIntyre, seconded by Supervisor Carver and unanimously carried, to authorize Director of Public Works to sign and execute all documents pertaining to design and construction of the Alturas Transfer Station.

7 b) RESOLUTION ALLOWING ROAD COMMISSIONER OR HIS DESIGNATED REPRESENTATIVE TO APPROVE AGREEMENTS COVERING FEDERAL-AID HIGHWAY PROGRAMS:

Motion by Supervisor Huffman, seconded by Supervisor Carver and unanimously carried, to adopt Resolution 94-36 authorizing the Road Commissioner to Execute Supplemental Agreements to the County-State Master Agreement No. 02-5903 Covering Federal-Aid Highway Projects.

7 c) PROPOSED ORDINANCE ESTABLISHING POSITIONS OF ASSISTANT ENGINEER AT RANGE 51 AND ASSOCIATE ENGINEER AT RANGE 54:

Road Commissioner Fisher presents proposed ordinance establishing positions of Assistant Engineer, Range 51 and Associate Engineer at Range 54.

Motion by Supervisor McIntyre, seconded by Supervisor Carver and unanimously carried, to waive first reading of proposed ordinance and set adoption for August 16, 1994.

10:15 a.m. Board in recess.

10:40 a.m. Board meeting reconvenes with all members present.

7 d) CONTRACT APPROVAL: MODOC SENIOR CITIZENS CENTER, DIMENSIONAL ASSOCIATES RESOURCES & TRAINING, MODOC COUNTY GAIN, TEACH, INC.:

Motion by Supervisor McIntyre, seconded by Supervisor Carver and unanimously carried, to approve the following agreements: Modoc Senior Citizens Center, Dimensional Associates Resources & Training, Modoc County GAIN and TEACH INC.

10. DISCUSSION AND CONSENSUS: PSA II JPA - SHASTA COUNTY MEDIATION WITH STATE:

Director of Administrative Services Maxwell discusses with board members a letter received from Shasta County dated 2/1/94 in which Shasta County outlined their concerns back to 1986 and demands on the changes they see as necessary within PSA II in order for them to rejoin the counties that are a part of the JPA for PSA II. Supervisor Carver indicates that the State has appointed a mediator to meet and resolve issues to bring the JPA back together. Supervisor Carver is meeting with the state mediator tomorrow. Shasta County would like to reorganize the JPA executive board with 14 members Shasta County 7, Siskiyou County 3, Lassen County 2, Modoc and Trinity Counties each 1 the other option presented by Shasta County is to form a separate group.

Supervisors agree that the JPA executive board as it is presently formed should be maintained with 1 member 1 vote from each county. Second issue is the loss of \$51,000.00 if Shasta County withdraws.

11:00 a.m. PUBLIC HEARING: APPROVAL OF PARCEL MAP FOR KEITH BUCKINGHAM--ADOPT RESOLUTION:

8 a)

This is the advertised for public hearing for approval of parcel map for Keith Buckingham. Planning Director Scott Kessler presents staff report and Modoc County Planning Commission Resolution 94-08 recommending the approval of the parcel map by the board.

No appearances in support of or in opposition of the application the public hearing is closed.

Motion by Supervisor Huffman, seconded by Supervisor Carver and unanimously carried, to adopt Resolution No. 94-37 approving the variance and parcel for Keith Buckingham as recommended in Planning Commission Resolution No. 94-08.

8 b) PUBLIC HEARING: APPROVE BY RESOLUTION THE CHANGE TO THE C-1 SECTION OF THE ZONING ORDINANCE:

Planning Director Kessler presents staff report and recommendation of Modoc County Planning Commission as set forth in Resolution No. 94-09 to approve the request for amendment to Zoning Ordinance to allow for a "zero" footage setback on commercial buildings. This would apply to new and new construction buildings.

No appearance in support of or in opposition of the requested amendment the public hearing is closed.

Motion by Supervisor McIntyre, seconded by Supervisor Carver and carried, to adopt Resolution No. 94-38 approving the amendment to section C-1 of the Zoning Ordinance.

AYES: Supervisors Colt, Carver, McIntyre, Huffman

NOES: Supervisor Schreiber Motion carries.

9.a) TRIAL COURT FUNDING RESOLUTION FOR FY 1995/96:

Motion by Supervisor McIntyre, seconded by Supervisor Carver and unanimously carried, to adopt Resolution No. 94-39 to become subject to the provisions of the Trial Court Program for the Period July 1, 1995 through June 30, 1996.

9.b) PRESENTATION OF 1993/94 GRAND JURY REPORT:

Grand Jury Report for 1993/94 presented to board members. Director of Administrative Services Maxwell informs members that Department Heads must respond to the report within 60 days the board has 30 days to respond following response of department heads to file response.

7. a) REVIEW OF ELEVATOR PLANS AND BID PROPOSAL:

Greg Bickett of Aube and Associates presents cost estimate and timing of the elevator project. The estimated cost of the

project is \$135,000.00 including electrical budget, it is recommended that the budget be maintained in the amount of \$150,000.00 to allow for any contractor contingencies considering it is a remodeling project of an old building. Four months is estimated for completion of the project. He estimates that if he is authorized to bid the project at this time the project could be started within two months. Aubec and Associates will oversee the entire project and will place strict guidelines on the contractors with respect to noise, dust and general disruption.

Director of Administrative Services Maxwell advises board members that funding for the project is available and can be in the form of a one time expenditure or it can be financed.

Motion by Supervisor McIntyre, seconded by Supervisor Huffman and carried, to authorize Director of Public Works to proceed with the bid process in order to get the project started before winter.

AYES: Supervisors Colt, Carver, McIntyre, Huffman

NOES: Supervisor Schreiber Motion carries.

11:50 a.m. NOON RECESS:

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

11. DIRECTOR OF ADMINISTRATIVE SERVICES ITEMS:

a) ADOPTION OF RESOLUTION ACCEPTING HOUSING & COMMUNITY DEVELOPMENT OPERATION CONTRACT #94-OMS-414 IN THE AMOUNT OF \$149,393.00 FOR FY 1994/95 AND AUTHORIZING MICHAEL MAXWELL AUTHORITY TO SIGN ALL MIGRANT SERVICES PROGRAM AGREEMENTS:

Motion by Supervisor Carver, seconded by Supervisor Huffman and unanimously carried, to adopt Resolution No. 94-~~40~~ authorizing Michael Maxwell to execute Operations' Contract No. 94-OMS-414 in the amount of \$149,393.00 for FY 1994/95 and to sign any and all documents with reference to the Migrant Services Program Agreements.

b) ADOPTION OF RESOLUTION AUTHORIZING THE EXECUTION OF CONTRACT #94j-9826 FOR \$3,136. AND AUTHORIZE EXECUTIVE DIRECTOR TO SIGN AND EXECUTE ALL AGREEMENTS/MODIFICATIONS:

Motion by Supervisor Carver, seconded by Supervisor McIntyre and unanimously carried, to adopt Resolution No. 94-41 authorizing the execution of subgrant agreement between the Modoc-Siskiyou Community Action Agency Emergency Community Services Homeless Grant Agreement #94J-9826, in the amount of \$3,136.00 between the California State Department of Economic Opportunity and the Modoc-Siskiyou Community Action Agency, as grantee.

c) CONTRACT APPROVAL: CONTRACTED ASSESSMENT SERVICES FOR GAIN PARTICIPANTS:

Motion by Supervisor Carver, seconded by Supervisor McIntyre and unanimously carried, to approve the GAIN services contract be-

tween the County of Modoc and Larry Holcomb, a private service provider.

d) **CONSIDERATION AND ACTION: PROPOSED POLICIES AND PROCEDURES - RECLASSIFICATIONS, EQUITY SALARY ADJUSTMENTS AND NEW POSITIONS:**

Motion by Supervisor Huffman, seconded by Supervisor McIntyre and unanimously carried, to adopt Modoc County Reclassification Policy as presented by Director of Administrative Services Maxwell.

e) **CONSIDERATION AND ACTION: GENERAL EMPLOYEES MOU:**

Director of Administrative Services Maxwell presents changes in proposed MOU for MCEA.

Motion by Supervisor McIntyre, seconded by Supervisor Carver and unanimously carried, to approve the overall tentative agreement MOU with MCEA general employees unit as presented.

f) **COMMUNITY CENTER JPA DISCUSSION & ACTION:**

Mel Berry reports on the Community Center JPA. He reports the Leadership Committee is working on the Community Event Center.

12. CONSENT AGENDA:

Motion by Supervisor Schreiber, seconded by Supervisor McIntyre and unanimously carried to approve the consent agenda as presented. Item D, removed from the agenda at request of Supervisor Schreiber for discussion.

a) Board meeting minutes approval 7/5/94 and 7/19/94.

b) Board authorization for Sheriff Bruce Mix to be Category I designees for Modoc County to purchase state surplus property.

c) Authorization Signature Designee by the Board of Supervisors: authorizing Michael Maxwell to sign agreement for Child Abuse Prevention Intervention & Treatment (CAPIT 1733) county grant renewal (A9425) in the amount of \$53,376.00 for each FY 1994/95, 1995/96, 1996/97.

d) **APPOINTMENT OF BERNIE BANISTER TO THE CHILDREN'S TRUST COMMISSION, DUE TO RESIGNATION OF BOB ROPP, EFFECTIVE 8/31/94:**

Discussion of appointment of Bernie Banister to the Children's Trust Commission.

Motion by Supervisor McIntyre, seconded by Supervisor Carver and unanimously carried, to approve Bernie Banister to the Children's Trust Commission effective August 31, 1994, to fill the vacancy created by the resignation of Bob Ropp.

15. DEPARTMENT HEAD REPORTS:

No department head reports.

BOARD OF SUPERVISORS REPORTS:

Supervisor Schreiber requests that board minutes be sent to each post office in the county. Board members agree that minutes be sent to the post offices and libraries in the county.

Supervisor Carver reports on the Scotch Thistle meeting he attended with representatives from Lassen and Modoc Counties concerning whether Scotch Thistle will be sprayed. He met with Air Pollution Control representatives concerning the railroad chip cars that have been burning for two weeks.

Supervisor Huffman reports that they are trying to designate Mt. Shasta to be on the National Historic Register this will be all of the mountain. Siskiyou County is opposed to this as all management of the mountain must be in accordance with activities of the National Historic Place. Any public property would be subject to these restrictions.

Board members agree that a letter opposing placing all of Mt. Shasta on the National Historic Register be sent to Siskiyou County Board of Supervisors. Director of Administrative Services to check into the matter and write a letter opposing the action.

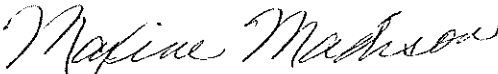
Supervisor Colt discusses HR 4752 introduced by Congressman Herger to declare a state of emergency on Federal lands within the State of California for the immediate reduction in forest fuels for the prevention of catastrophic wildfire. Board members discuss SB 995 introduced by Calderon.

DIRECTOR OF ADMINISTRATIVE SERVICES:

Director Maxwell reports on the Superior Court Action Brooks vs. County of Modoc. He reports a Modoc for Summary Judgment was granted in favor of County of Modoc.

No further business to come before the board at this time. The meeting is adjourned to meet in regular session, Tuesday, August 16, 1994 at 9:00.

4:00 p.m. Meeting adjourned.


Maxine Madison, Clerk


Joseph E. Colt,
Chairman